



**RESOLUTION NO. WA-7-2022**

**of the Board of Directors of the  
EL DORADO COUNTY WATER AGENCY**

**A Resolution of the Board of Directors of the El Dorado County Water Agency to Adopt the Alternative Plan and the Alternative Plan Five-Year Update Pursuant to the Sustainable Groundwater Management Act**

**WHEREAS**, California Water Code section 10750 contains a legislative finding and declaration that groundwater is a valuable natural resource that should be managed to insure its safe production and quality, and that local agencies should work cooperatively to manage groundwater resources within their jurisdiction;

**WHEREAS**, California Water Code section 10753 authorizes a local agency to adopt a groundwater management plan pursuant to California Water Code sections 10750 et seq., for basins or portions of basins within the jurisdiction of the agency that are not already subject to a groundwater management plan;

**WHEREAS**, the Tahoe Valley South Subbasin was designated by the Department of Water Resources ("DWR") as basin number 6-005.01 ("TVS Subbasin");

**WHEREAS**, the South Tahoe Public Utility District (District) boundary overlies the majority of the TVS Subbasin;

**WHEREAS**, the El Dorado County Water Agency ("Agency") boundary overlies the entire TVS Subbasin;

**WHEREAS**, in 2014, the California Legislature adopted, and the Governor signed into law, the Sustainable Groundwater Management Act ("SGMA"), which authorizes local agencies overlying all or a portion of a groundwater basin to manage groundwater in a sustainable fashion;

**WHEREAS**, the Agency and the District are committed to the sustainable management of the groundwater resources within the TVS Subbasin, as shown by, among other actions, their collaborative development and implementation of both the 2000 GMP and 2014 GMP;

**WHEREAS**, for many years, the Agency and the District have also worked collaboratively to sustainably manage the TVS Subbasin in multiple other ways, including creating and participating in the Stakeholder Advisory Group ("SAG"), and jointly funding and implementing multiple other studies and monitoring program activities;

**WHEREAS**, on July 16, 2015, the District adopted Resolution No. 2986-15 electing to be the Groundwater Sustainability Agency ("GSA") for the portion of the TVS Subbasin within its

service area boundary, submitted its GSA Formation Notification to DWR on August 12, 2015 ("2015 GSA Formation Notification"), and was recognized by DWR as the exclusive GSA for this portion of the TVS Subbasin on November 17, 2015 ("South Tahoe Public Utility District GSA");

**WHEREAS**, on June 14, 2017 the Agency adopted Resolution No. WA-11-2017 electing to be the GSA for the portion of the TVS Subbasin outside of the District's service area boundary, submitted its GSA Formation Notification to the DWR on June 15, 2017 ("2017 GSA Formation Notification"), and was recognized by DWR as the exclusive GSA for this portion of the TVS Subbasin on September 13, 2017 ("El Dorado County Water Agency GSA");

**WHEREAS**, On June 14, 2017, the District and the Agency entered into an amended and restated memorandum of understanding ("MOU") to work collaboratively as separate GSAs to sustainably manage groundwater resources and implement SGMA throughout the entire TVS Subbasin;

**WHEREAS**, to this end, the District prepared and submitted to DWR, with the Agency's support, both the 2014 GMP and an analysis of basin conditions as alternatives to a Groundwater Sustainability Plan ("GSP");

**WHEREAS**, on July 17, 2019, DWR determined that the 2014 GMP satisfied the objectives of SGMA and approved it as an existing plan alternative to a GSP for the TVS Subbasin ("Alternative Plan"); and,

**WHEREAS**, the District and the Agency desire to continue to cooperatively and sustainably manage groundwater resources within the TVS Subbasin and to coordinate implementation of the Alternative Plan in accordance with the MOU and SGMA.

**WHEREAS**, on May 8, 2020 and May 15, 2020, in accordance with Water Code § 10753.2(a), the District published a notice of public hearing on whether to adopt a resolution of intention to draft the first five year update of the Alternative Plan ("First Five-Year Update of the Alternative Plan") for the District GSA;

**WHEREAS**, on May 21, 2020, the District held a noticed public hearing and adopted Resolution 3140-20 approving the District's intention to draft the First Five-Year Update of the Alternative Plan for the South Tahoe Public Utility District GSA;

**WHEREAS**, on June 22, 2020, and June 29, 2020, in accordance with Water Code § 10753.2(a), the Agency published a notice of public hearing on whether to adopt a resolution of intention to draft the first five-year update of the Alternative Plan for the AGENCY GSA;

**WHEREAS**, on July 8, 2020, the Agency held a noticed public hearing and adopted Resolution WA-6-2020 approving the Agency's intention to draft the First Five-Year Update of the Alternative Plan for the Agency GSA;

**WHEREAS**, the Agency and the District have continued to cooperatively and sustainably manage groundwater resources within the TVS Subbasin and coordinate development of the First Five-Year Update to the Alternative Plan in accordance SGMA.

**WHEREAS**, pursuant to Water Code Section 10728.4, on October 1, 2021, the District and the Agency provided 90-day notice to the City of South Lake Tahoe and El Dorado County of its preparation of the First Five-Year Update of the Alternative Plan;

**WHEREAS**, in accordance with Water Code § 10753.2(a), on March 23, 2022 and March 30, 2022, the Agency published a notice of public hearing on whether to adopt a resolution to adopt the First Five-Year Update of the Alternative Plan for the Agency GSA;

**WHEREAS**, The Agency Board of Directors considered the Alternative Plan during a noticed public hearing held on April 13, 2022 and has statutory authority to adopt the First Five-Year Update of the Alternative Plan pursuant to California Public Utility Code and SGMA.

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. The Board of Directors of the District deems it advisable and in the best interest of the Agency to adopt the First Five-Year Update of the Alternative Plan the TVS Subbasin;
2. The General Manager, or his designee, is directed to submit the First Five-Year Update of the Alternative Plan to DWR for review and assessment;
3. The General Manager, or his designee, is directed to take any additional action necessary and appropriate regarding submission of the First Five-Year Update of the Alternative Plan.
4. This Resolution shall take effect immediately.

**PASSED AND ADOPTED BY THE Board of Directors of the El Dorado County Water Agency at a regular meeting of said Board, held on April 13, 2022, by the following vote of said Board:**

Ayes: Peterson, Turnboo, Seaman, Parlin

Noes:

Abstain:

Absent: Thomas

**ATTEST:**

By Jane Scovroft,  
Clerk of the Agency Deputy  
Clerk

By Roni Parlin  
Chair. Board of Directors

**I CERTIFY THAT:**

THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

DATE 4/15/22

ATTEST:

By Jani Scowcroft, Deputy Clerk  
Clerk of the Agency