

RESOLUTION NO. 2021-01

**A RESOLUTION OF
THE BOARD OF DIRECTORS OF MOUND BASIN
GROUNDWATER SUSTAINABILITY AGENCY
DETERMINING AND ESTABLISHING
GROUNDWATER EXTRACTION FEES AGAINST ALL PERSONS
OPERATING GROUNDWATER EXTRACTION FACILITIES WITHIN
THE MOUND BASIN FOR THE 8th AND 9th SEMIANNUAL BILLING
PERIODS (JULY-DECEMBER 2021 AND JANUARY-JUNE 2022)**

WHEREAS, pursuant to the Sustainable Groundwater Management Act (SGMA), Groundwater Sustainability Agencies (GSA) are authorized to collect regulatory fees (Water Code Section 10730); and

WHEREAS, SGMA gives a GSA the authority to impose fees to fund the cost of preparing its Groundwater Sustainability Plan (GSP), including the preparation and amendment of a sustainability plan, investigation of groundwater conditions, compliance assistance, enforcement and program administration; and

WHEREAS, the type of fees that can be imposed to fund the cost of preparing a GSP include permit fees, fees on groundwater extraction, and fees on other regulated activity; and

WHEREAS, any action to impose such fees must be taken by ordinance or resolution; and

WHEREAS, the GSA adopted a budget for Fiscal Year 2021-2022 and updated its 5-year financial projection; and

WHEREAS, the GSA complied with all applicable notice requirements by noticing a public meeting concerning these fees as follows:

1. By publication pursuant to Government Code Section 6066 in the Ventura County Star on June 3, 2021 and June 10, 2021;
2. By posting on the website of the GSA at www.moundbasingsa.org, and on the Facebook page of the GSA at <https://www.facebook.com/moundbasingsa/>;
3. By mailing to any interested party who filed a written request with the GSA for mailed notice of the public fee meeting.
4. The Notice included:
 - The time and place of the meeting,
 - A general explanation of the fee under consideration; and

- A statement that the data required under SGMA is publicly available.
5. At least 20 days prior to the public meeting, the GSA made the data upon which the fee is based, the GSA's 2021-2022 fiscal year budget and multi-year financial projection, available to the public.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Mound Basin Groundwater Sustainability Agency that groundwater extraction fees should be levied as follows:

1. The following groundwater extraction fees shall be levied on all groundwater extracted from within the GSA boundary, regardless of whether that groundwater is derived from the native or an augmented supply:

8th Semi-Annual Billing Period (July-December 2021 extractions): \$59 per acre foot

9th Semi-Annual Billing Period (January-June 2022 extractions): \$59 per acre foot

The GSA does hereby ratify and affirm its levy and assessment of these groundwater extraction fees in compliance with law against all persons operating groundwater producing facilities within the GSA boundary commencing July 1, 2021.

2. These groundwater extraction fees shall be billed semiannually with billing periods covering January through June and July through December. Unless otherwise determined by the Board of Directors of Mound Basin Groundwater Sustainability Agency, the GSA shall endeavor to adopt groundwater extraction fees concurrently with its annual budgeting process.
3. The Board of Directors of Mound Basin Groundwater Sustainability Agency, makes the following findings, based upon the testimony and evidence (including exhibits) presented at said meetings and public hearing:
 - a. Revenues derived from the groundwater extraction fees will not exceed the amounts required to provide for the GSP and related administrative services.
 - b. Revenues derived from the groundwater extraction fees shall not be used for any purpose other than that for which the groundwater fees are imposed.

PASSED, APPROVED, AND ADOPTED this 17th day of June 2021.



Michael Mobley Board Chair

ATTEST:



Bryan Bondy
Executive Director