

**RESOLUTION 2019-14**

**A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE BEAUMONT-CHERRY VALLEY WATER DISTRICT  
TO APPROVE A MEMORANDUM OF AGREEMENT TO FORM A COORDINATED  
GROUNDWATER SUSTAINABILITY AGENCY FOR THE UNADJUDICATED PORTION OF  
THE SAN TIMOTEO SUB-BASIN AND TO CREATE MULTIPLE GROUNDWATER  
SUSTAINABILITY PLANS**

**WHEREAS**, in September 2014, the Sustainable Groundwater Management Act (SGMA) was signed into law, with an effective date of January 1, 2015, and codified as California Water Code, Section 10720 et seq.; and

**WHEREAS**, the legislative intent of the SGMA is to, among other goals, provide for sustainable management of alluvial groundwater basins and Basins defined by the California Department of Water Resources (DWR), to enhance local management of groundwater, to establish minimum standards for sustainable groundwater management, and to provide specified local agencies with the technical and financial assistance necessary to sustainably manage groundwater; and

**WHEREAS**, Water Code section 10723(a) authorizes a “local agency” with water supply, water management or local land use responsibilities, or a combination of local agencies with such responsibilities overlying a groundwater basin, to decide to become a Groundwater Sustainability Agency (GSA) under SGMA; and

**WHEREAS**, the City of Banning, Beaumont-Cherry Valley Water District, the City of Redlands, and Yucaipa Valley Water District (Parties) each overlie a portion of the unadjudicated portion of the San Timoteo Basin and each has respective groundwater supply and groundwater management responsibilities within the Basin, and will seek authorization from their respective governing board to become part of the coordinated San Timoteo Groundwater Sustainability Agency (STGSA); and

**WHEREAS**, in accordance with the terms of the attached Memorandum of Agreement, and in furtherance of the shared intent of the Parties to manage local groundwater supplies, maximize funding opportunities, increase transparency, and foster cooperation, the Parties agree that the STGSA shall be reformed to cover the entire Basin except the Adjudicated Area of the Basin.

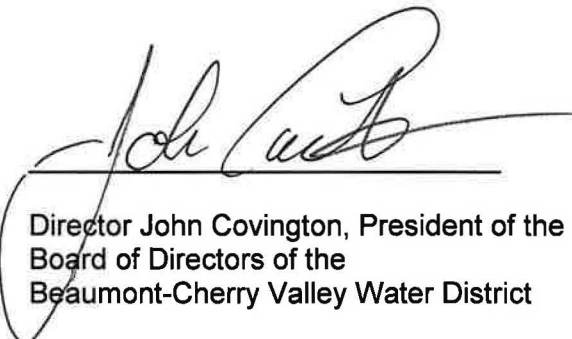
**NOW THEREFORE, BE IT RESOLVED** by the Board of Directors of the Beaumont-Cherry Valley Water District as follows:

1. The above recitals, and each of them, are true and correct, and are incorporated as terms of this Resolution.
2. The Board of Directors hereby decides and determines that the Beaumont-Cherry Valley Water District shall become a member of the Coordinated Groundwater Sustainability Agency for the unadjudicated portion of the San Timoteo Sub-basin and to participate in the creation of multiple Groundwater Sustainability Plans pursuant to the attached Memorandum of Agreement.


3. Beaumont-Cherry Valley Water District (District) staff, or staff of one of the other member agencies on behalf of the District, shall submit to the Department of Water Resources, within thirty (30) days of the approval of this Resolution, all documentation and information required by Water Code section 10723.8 to support the Agency's formation of a GSA over the Basin.
  
4. The Board of Directors hereby finds and determines that the approval of this Resolution and formation of the Coordinated Groundwater Sustainability Agency for the unadjudicated portion of the San Timoteo Sub-basin is not a project pursuant to the California Environmental Quality Act (Pub. Resources Code, §21000 et seq.) or the State CEQA Guidelines (14 Cal. Code Regs., Title 14, § 15000 et seq.) (collectively, CEQA). Specifically, the Board finds that, because it is only electing to form the GSA for the Basin and not approving any specific projects or authorizing any further activities, formation of the GSA is not a project under State CEQA Guidelines §15387 because there is no potential that formation of the GSA will result in either a direct physical change or a reasonably foreseeable indirect change in the environment. The Board further finds that even if formation of the GSA constitutes a project under CEQA, it is exempt from CEQA review pursuant to State CEQA Guidelines § 15061 (b)(3) because it can be seen with certainty that there is no possibility that the formation of the GSA may have a significant effect on the environment, finally, the Board finds that formation of the GSA is further exempt from CEQA review pursuant to State CEQA Guidelines § 15307 and § 15308 as an action authorized by state law and taken by a regulatory agency that will assure the maintenance, restoration, or enhancement of a natural resource and the environment.
  
5. Beaumont-Cherry Valley Water District is directed to file and post within five (5) business days a Notice of Exemption for this approval with the Clerk of the Board of Supervisors of Riverside County.

**ADOPTED** this 13th day of November, 2019, by the following vote:

AYES: ~~Covington~~ Hoffman, Ramirez, Slawson, Williams  
 NOES:  
 ABSTAIN: Covington  
 ABSENT:



Director John Covington, President of the Board of Directors of the Beaumont-Cherry Valley Water District

ATTEST: 

Director Andy Ramirez, Secretary to the Board of Directors of the Beaumont-Cherry Valley Water District