

# LOS OSOS GROUNDWATER BASIN, BASIN MANAGEMENT COMMITTEE

## NOTICE OF MEETING

**NOTICE IS HEREBY GIVEN** that the Los Osos Groundwater Basin, Basin Management Committee Board of Directors will hold its first regular **Board Meeting** at **1:30 P.M.** on **Monday, December 14, 2015** at the South Bay Community Center, 2180 Palisades Avenue, Los Osos, California, 93402.

*Directors: Agenda items are numbered for identification purposes only and may not necessarily be considered in numerical order.*

*NOTE: The Basin Management Committee reserves the right to limit each speaker to three (3) minutes per subject or topic. In compliance with the Americans with Disabilities Act, all possible accommodations will be made for individuals with disabilities so they may attend and participate in meetings.*

## BASIN MANAGEMENT COMMITTEE BOARD OF DIRECTORS AGENDA

**Monday, December 14, 2015**

1. **CALL TO ORDER.** Acting Chair will call the meeting to order.
2. **PLEDGE OF ALLEGIANCE.** Director will lead the Pledge of Allegiance.
3. **APPOINTMENT OF OFFICERS.**

The Basin Management Committee shall acknowledge receipt of written appointment of the Directors and Alternate Directors from Los Osos Community Services District, the County of San Luis Obispo, S&T Mutual Water Company, and Golden State Water Company and appoint the following officers: Chair, Vice-Chair, Secretary, and Treasurer.

### 4. **ACTION ITEMS**

#### a. APPOINTMENT OF INTERIM EXECUTIVE OFFICER

The Basin Management committee shall appoint an Interim Executive Director with the following initial direction:

The Interim Executive Officer shall develop further implementation steps and bring to the Basin Management Committee Board of Directors at subsequent meetings plans for action on the following:

- i. Rules and Regulations for the Basin Management Committee.
- ii. An annual budget for the Basin Management Committee.
- iii. A Conflict of Interest Code.
- iv. Submission of the Stipulation to Department of Water Resources consistent with the Sustain Groundwater Management Act.
- v. Grant funding plan for Basin Management Committee.
- vi. Implementation plan for preparation of the Los Osos Basin Annual Report.
- vii. Options and implementation plan for Basin Plan funding.
- viii. Establish a Basin Management Committee website.

**b. REQUEST THE COUNTY OF SAN LUIS OBISPO TO EXPLORE BASIN BOUNDARY MODIFICATION FOR THE LOS OSOS GROUNDWATER BASIN**

Recommendations from the staff of the County of San Luis Obispo:

- i. Receive a presentation from County of San Luis Obispo staff regarding:
  - a. The requirements for submittal of request to the Department Water Resources (DWR) to conform the DWR Bulletin 118 Los Osos Valley Groundwater Basin boundaries with the boundaries specified in the Stipulated Judgment
  - b. The potential funding and process strategy if the County acts as the “Requesting Agency” for boundary modification submittal to DWR;
- ii. Basin Management Committee provide feedback; and
- iii. Request the County of San Luis Obispo explore a basin boundary modification for Los Osos Groundwater Basin in accordance with DWR regulations and consider acting as “Requesting Agency”; and
- iv. Approve a cost sharing approach and public process strategy.

**c. ADOPTION OF FUTURE MEETING SCHEDULE**

Recommendations: Adopt a regular meeting schedule for the Basin Management Committee.

**d. ESTABLISH PRINCIPAL OFFICE**

The Basin Management Committee designates the Los Osos Community Services District, 2122 9<sup>th</sup> Street, Suite 102, Los Osos, California, 93402, as its principle office.

**5. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA**

The Basin Management Committee will consider public comments on items not appearing on the agenda and within the subject matter jurisdiction of the Basin Management Committee. The Basin Management Committee cannot enter into a detailed discussion or take any action on any items presented during public comments at this time. Such items may only be referred to the Executive Director or other staff for administrative action or scheduled on a subsequent agenda for discussion. Persons wishing to speak on specific agenda items should do so at the time specified for those items. The presiding Chair shall limit public comments to three minutes.

**6. ADJOURNMENT**

**TO:** Los Osos Basin Management Committee

**FROM:** Ray Dienzo, SLO County Public Works Water Resources Engineer

**DATE:** December 14, 2015

**SUBJECT:** ACTION ITEM #4b – REQUEST FOR THE COUNTY OF SAN LUIS OBISPO TO EXPLORE BASIN BOUNDARY MODIFICATION FOR LOS OSOS GROUNDWATER BASIN

## **Recommendations**

The staff of County of San Luis Obispo Public Works recommends the following to the Basin Management Committee:

- i. Receive a presentation from County of San Luis Obispo staff regarding:
  - a. The requirements for submittal of request to the Department Water Resources (DWR) to conform the DWR Bulletin 118 Los Osos Valley Groundwater Basin boundaries with the boundaries specified in the Stipulated Judgment
  - b. The potential funding and process strategy if the County acts as the “Requesting Agency” for boundary modification submittal to DWR;
- ii. Basin Management Committee provide feedback; and
- iii. Request the County of San Luis Obispo explore a basin boundary modification for Los Osos Groundwater Basin in accordance with DWR regulations and consider acting as “Requesting Agency”; and
- iv. Approve a cost sharing approach and public process strategy.

## **Discussion**

On January 13, 2015, the San Luis Obispo County Board of Supervisors adopted the Sustainable Groundwater Management Act (SGMA) Strategy and directed County staff to implement the policy. The strategy provided that staff coordinate with agencies and stakeholders in those basins designated by the State as High and Medium priority, including Los Osos Basin, to meet statutory deadlines.

### ***DWR Bulletin 118 Basin Boundary Modification Process***

Among SGMA’s first statutory deadlines is the requirement for DWR to update the State’s Bulletin 118 Report and modify basin boundaries as needed to reflect DWR-approved scientific and jurisdictional information. DWR’s Bulletin 118 Report maintains an inventory of the State’s groundwater basins (and related basin boundaries) and was last updated in 2003. On October 21, 2015, the California Water Commission adopted regulations relating to basin boundary modification processes, consistent with SGMA and Water Code § 10722.2 and 12924. The regulations detail the required processes that a local agency must follow prior to requesting that DWR make modifications to a basin boundary based on updated scientific and/or jurisdictional information, including submission of an initial notice of intent<sup>1</sup>.

### ***Los Osos Groundwater Basin Management and Related Boundary***

On October 14, 2015, Judge Martin J. Tangeman of the San Luis Obispo Superior Court signed an order approving the Stipulated Judgment and the Updated Basin Management Plan for the Los Osos

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<sup>1</sup> Code of Regulations §343.9 (a) Within 15 days of a local agency’s decision to explore boundary modification, the relevant local agency shall notify the Department by written notice of its interest in exploring a boundary modification and make general information about its process publicly available by posting relevant information to the local agency’s Internet Web site or by other suitable means. The initial notification shall include a brief description and preliminary map of the proposed boundary modification.

Groundwater Basin (Basin Plan). The Stipulated Judgement creates the Los Osos Groundwater Basin Management Committee, consisting of the Los Osos Community Services District (LOCSO), Golden State Water Company (GSWC), S&T Mutual Water Company, and the County of San Luis Obispo (collectively, the Parties), to implement the Stipulated Judgment and the Basin Plan and to engage in such other activities as may be necessary and appropriate to ensure the Plan’s successful implementation.

Los Osos Groundwater Basin local agencies have an opportunity to request a modification to the current Bulletin 118 Los Osos Basin boundary to align with current scientific data and the Basin Management Plan (see attached Figure 1). SGMA also provides certain exemptions for the Los Osos Groundwater Basin now that the court has issued a final judgment (Water Code § 10720.8(d)), therefore consistency between State and Basin Management Plan basin boundaries will be important.

If today’s recommendation is approved, exploring and submitting a boundary modification request includes the following steps:

<b>Estimated Dates</b>	<b>Modification Request Process</b>
<b>January 5, 2016</b>	<b>Board of Supervisors</b> – Consider submitting Initial Notification of interest in exploring a boundary modification to DWR.
January 6, 2016	Staff submit an Initial Notification of interest in exploring a boundary modification to DWR.
January 22, 2016	Publish draft boundary modification materials
January 22 – February 11, 2016	Public Comment Period
<b>January 28, 2016</b>	<b>Public Meeting</b> via Basin Management Committee
February 2016	Resolutions and/or letters of support from affected agencies and water systems <sup>2</sup>
February 18, 2016	Finalize boundary modification request materials
<b>March 2016</b>	<b>Local Agency (e.g. Board of Supervisors)</b> - Consider approval of resolution formally to submit boundary modification request.
<b>Due by March 30, 2016</b>	<b>Deadline to submit Basin Boundary Request to DWR</b>

**Financial Considerations**

Costs associated with submittal of this initial notification to DWR and engagement with Basin users are currently paid by the SLO County Flood Control District’s FY 2015-2016 budget; but it is recommended that these costs be shared by the BMC Parties according to the appropriate cost share percentage outlined in the Stipulated Judgement.

**Results**

Approval of the recommended action will allow the agencies participating in the Los Osos Basin Management Committee and basin users to explore potential boundary modifications to align the DWR Bulletin 118 basin boundary with the boundaries specified in the Stipulated Judgment; and will provide direction to County staff, thereby contributing to a well governed community.

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<sup>2</sup> Code of Regulations 344.8 (b) Any affected agency or affected system that elects to support or oppose the proposed boundary modification shall provide the requesting agency with one of the following: (1) A copy of a resolution formally adopted by the decision-making body of the affected agency or affected system. (2) A letter signed by an executive officer or other official with appropriate delegated authority who represents the affected agency or affected system.

Figure 1 – DWR Bulletin 118 and the Los Osos Groundwater Basin Boundary

