

**RESOLUTION NO. 2022-08**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
MOUND BASIN GROUNDWATER SUSTAINABILITY AGENCY  
ADOPTING A GROUNDWATER WELL CONSISTENCY POLICY FOR  
REPLACEMENT GROUNDWATER WELLS AND WELL ALTERATIONS**

**WHEREAS**, the California Legislature passed a statewide framework for sustainable groundwater management, known as the Sustainable Groundwater Management Act (Wat. Code, § 10720 et seq.) that went into effect on January 1, 2015; and

**WHEREAS**, the Sustainable Groundwater Management Act (SGMA) requires all medium- and high-priority groundwater basins, as designated by the California Department of Water Resources (DWR) Bulletin 118, to be managed by a groundwater sustainability agency (GSA); and

**WHEREAS**, the Mound Subbasin (Subbasin) has been designated by DWR as a high-priority subbasin of the Santa Clara River Basin (DWR Bulletin 118 Groundwater Basin: 4-004.03); and

**WHEREAS**, on June 22, 2017, the City of San Buenaventura, the County of Ventura, and the United Water Conservation District elected to become a GSA for the Subbasin; and

**WHEREAS**, SGMA requires that all basins designated as high- or medium-priority basins and not subject to critical conditions of overdraft be managed by a groundwater sustainability plan (GSP) by January 31, 2022; and

**WHEREAS**, on November 18, 2021, Mound Basin Groundwater Sustainability Agency (Agency) adopted and approved a groundwater sustainability plan (GSP) for the Subbasin; and

**WHEREAS**, on March 28, 2022, Governor Gavin Newsom adopted Executive Order N-7-22 (Executive Order); and

**WHEREAS**, section 9(a) of the Executive Order requires the applicable GSA to provide written verification to the applicable county that groundwater extraction from a proposed groundwater well (1) would not be inconsistent with any sustainable groundwater management program established in that GSA's groundwater sustainability plan; and (2) would not decrease the likelihood of achieving the sustainability goal for the basin covered by the GSP; and

**WHEREAS**, to comply with section 9(a) of the Executive Order, the Agency desires to adopt a policy specific to replacement groundwater wells and alternations to existing groundwater wells.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Mound Basin Groundwater Sustainability Agency as follows:

- (1) The foregoing recitals are true and correct.
- (2) The Acknowledgement Form, attached hereto and incorporated herein as **Exhibit A**, shall apply to:
- a. Any permit for the construction of a Replacement Groundwater Well within the Agency's boundaries. "Replacement Groundwater Well" means "a new well that (i) has the same or lesser extraction capacity than the well it is replacing; (ii) does not result in any increased groundwater pumping or groundwater use on the property served by the well; and (iii) is within 1,000 feet of the well it is replacing.
  - b. Any permit for the alteration of an existing groundwater well as long as the proposed alterations will not increase the extraction capacity of the existing well, and the altered well will not result in any increased groundwater pumping or use on the property served by the well.
- (3) If an applicant executes the Acknowledgement Form, the Agency shall provide the County of Ventura Public Works Department with written verification that the proposed groundwater well or the proposed alterations to a groundwater well, as applicable, (1) would not be inconsistent with any sustainable groundwater management program established in the Agency's GSP; and (2) would not decrease the likelihood of achieving the sustainability goal for the Mound Subbasin.

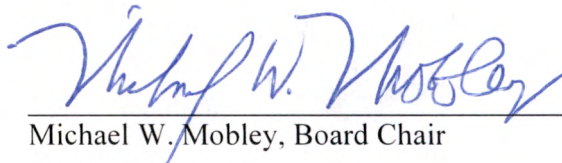
**PASSED, APPROVED, AND ADOPTED** by the Board of Directors of Mound Basin Groundwater Sustainability agency this 6th day of October 2022 by the following vote:

AYES: Anselm, Chambers, Cooper, Mobley

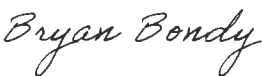
NOES: None

ABSTAIN: None

ABSENT: Everts

  
Michael W. Mobley, Board Chair

ATTEST:

  
Bryan Bondy, Executive Director

**SECRETARY'S CERTIFICATE**

**I HEREBY CERTIFY** that the foregoing is a true copy of the resolution of the Board of Directors of Mound Basin Groundwater Sustainability Agency as duly passed and adopted by said Board of Directors on the 6th day of October 2022.

**WITNESS** my hand and official seal of said Board of Directors this 6th day of October 2022.

A handwritten signature in blue ink that reads "Betsy Cooper". The signature is written in a cursive style with a horizontal line underneath it.

Elizabeth (Betsy) Cooper, Secretary

## EXHIBIT A

### MOUND BASIN GROUNDWATER SUSTAINABILITY AGENCY

Pursuant to Executive Order N-7-22, Mound Basin Groundwater Sustainability Agency (Agency) provides the following acknowledgment which, if executed by the applicant submitting the attached Application for Well Permit with the County of Ventura (Application), would allow the Agency to conclude that extraction from the well proposed under the Application (1) would not be inconsistent with any sustainable groundwater management program established in the Agency's groundwater sustainability plan; and (2) would not decrease the likelihood of achieving the sustainability goal for the Mound Subbasin.

### GROUNDWATER WELL CONSTRUCTION ACKNOWLEDGEMENT

I, \_\_\_\_\_ (Applicant), understand, acknowledge, and agree:

\_\_\_\_\_ The Sustainable Groundwater Management Act requires Mound Basin Groundwater Sustainability Agency (Agency) to manage groundwater in the Mound Subbasin (Subbasin) and that the Agency has groundwater management authority over the land on which any well permitted pursuant to the Application may be located.

\_\_\_\_\_ The Agency has the authority to limit extractions within its jurisdiction, including extractions from any groundwater well permitted pursuant to the Application, regardless of any proposed or anticipated use.

\_\_\_\_\_ A groundwater well permit considered by the Agency and issued by the County of Ventura does not guarantee the extraction of any specific amount of water now or in the future.

\_\_\_\_\_ My groundwater use will comply with those groundwater requirements established through minimum thresholds, measurable objectives, and management actions in the Agency's adopted groundwater sustainability plan for the Subbasin.

\_\_\_\_\_ The Agency cannot guarantee the maintenance of any defined water level or level of water quality in the Subbasin.

\_\_\_\_\_ The Agency is not responsible for or otherwise liable for any costs, investments or payments related to any groundwater well permitted pursuant to the Application, including pumping fees, extraction limits, costs related to well failure, well deepening, increased maintenance, replacement, or operational costs.

\_\_\_\_\_ If the permit is for a new groundwater well, the new well: (i) is a replacement well of the same or lesser extraction capacity than the well it is replacing; (ii) will not result in any increased groundwater pumping or groundwater use on the property served by the well; and (iii) is located within 1,000 feet of the well it is replacing.

\_\_\_\_\_ If the permit is for alteration of an existing groundwater well, the alternation will not increase the extraction capacity of the existing well, and the altered well will not result in any increased groundwater pumping or groundwater use on the property served by the well.

\_\_\_\_\_ To hold the Agency harmless and indemnify the Agency for any liability stemming from or related to the County of Ventura issuing a groundwater well permit in response to the Application.

\_\_\_\_\_ To not operate any groundwater well issued pursuant to the Application in a manner that is inconsistent with the Agency's groundwater sustainability plan, as amended from time to time, and that the County of Ventura will be issuing a permit in reliance upon my agreement herein.

By initialing the above provisions and signing below, the Applicant certifies that the statements above that are marked are understood, acknowledged, and accepted and that the above Acknowledgement will be incorporated into the terms and conditions of any groundwater well permit issued pursuant to the Application.

\_\_\_\_\_  
Name of Applicant

\_\_\_\_\_  
Name of GSA Representative

\_\_\_\_\_  
Relationship of Applicant to Landowner

\_\_\_\_\_  
Signature of GSA Representative

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**If the Applicant is not the owner of land on which a well permitted pursuant to the Application may be located, then the owner of land must sign below, in addition to the Applicant's signature, above.**

\_\_\_\_\_  
Name of Landowner

\_\_\_\_\_  
Signature of Landowner

\_\_\_\_\_  
Date

**MOUND BASIN GSA USE ONLY**

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**Based on the Applicant's acknowledgement above, the proposed well that is the subject of the attached Application is consistent with Mound Basin Groundwater Sustainability Agency's adopted groundwater sustainability plan.**

*The determination set forth herein is based on the information contained in the attached Application and its accompanying documents, including but not limited to this acknowledgement. The determination is made upon information known at the time of this acknowledgement only.*

**Signature:** \_\_\_\_\_

**Print:** \_\_\_\_\_

**Title:** \_\_\_\_\_

**Date:** \_\_\_\_\_