

**Resolution No. 2014-02**  
**of the**  
**Fox Canyon Groundwater Management Agency**

**A RESOLUTION INCREASING EXTRACTION CHARGES TO  
\$6.00 PER ACRE-FOOT**

**WHEREAS**, pursuant to the authority of the Fox Canyon Groundwater Management Agency Act Sections 121-102, *et seq.*, the Fox Canyon Groundwater Management Agency (the Agency) has been granted certain powers for the purposes of groundwater management within its boundaries; and

**WHEREAS**, the mission of the Fox Canyon Groundwater Management Agency includes the protection and preservation of the groundwater resources within the boundaries of the Fox Canyon Groundwater Management Agency; and

**WHEREAS**, the Fox Canyon Groundwater Management Agency Act, Sections 1001-1007, as amended, grant the Agency's Board of Directors the authority to levy groundwater extraction charges up to six dollars (\$6.00) per acre-foot pumped per year on all water extracted within the Agency's boundaries; and

**WHEREAS**, Section 2.4.1 of Agency Ordinance No. 8.7, adopted by the Board of Directors on May 22, 2013, states that, "...all persons operating groundwater extraction facilities shall pay a groundwater extraction charge for all groundwater extracted after July 1, 1993, in the amount established by Resolution of the Board;" and

**WHEREAS**, the Agency's current groundwater extraction charge was set at \$4.00 per acre-foot upon the adoption of Resolution No. 2005-06 by the Board of Directors during the June 22, 2005 meeting; and

**WHEREAS**, the 10-year average amount of groundwater now pumped is approximately 125,000 acre-feet per year; and

**WHEREAS**, the Agency has incurred increased costs required to administer and enforce its groundwater extraction management plans, policies, programs, resolutions and ordinances proactively, efficaciously and successfully; and

**WHEREAS**, the cost of running the Agency cannot be supported at the current \$4.00 per acre-foot extraction charge; and

**WHEREAS**, the extraction charge is not a tax for purposes of Article XIII C of the California Constitution, or a fee or charge for purposes of Article XIII D of the California Constitution.

**NOW, THEREFORE, IT IS HEREBY PROCLAIMED AND ORDERED** that effective July 1, 2014, the groundwater extraction charge shall be six (\$6.00) per acre-foot for groundwater extracted from facilities within the boundary of the Fox Canyon Groundwater Management Agency.

On motion by Director Craven, and seconded by Director Bennett, the foregoing resolution was passed and adopted on June 25, 2014 by the following vote.

AYES – Chair Maulhardt, Directors Craven, Bennett, and Kelley

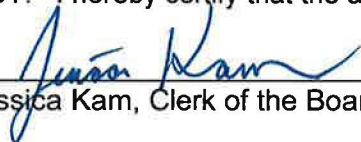
NOES – Director Borchard

ABSTAINS – None

ABSENT - None

By:   
Lynn E. Maulhardt, Chair, Board of Directors  
Fox Canyon Groundwater Management Agency

ATTEST: I hereby certify that the above is a true and correct copy of Resolution No. 2014-02.

By:   
Jessica Kam, Clerk of the Board