

Resolution No. 2023-03
of the
Fox Canyon Groundwater Management Agency

**A RESOLUTION LEVYING A BASIN ASSESSMENT ON WATER
RIGHT HOLDERS IN THE LAS POSAS VALLEY GROUNDWATER
BASIN FOR FISCAL YEAR 2023-24**

WHEREAS, the Fox Canyon Groundwater Management Agency (the Agency) is a groundwater sustainability agency under the Sustainable Groundwater Management Act (the Act) for the basins within the Agency's statutory boundaries; and

WHEREAS, on July 10, 2023, the Santa Barbara Superior Court entered final Judgment in Las Posas Valley Water Rights Coalition, et al. v. Fox Canyon Groundwater Management Agency, Santa Barbara Sup. Ct. Case No. VENC100509700 (Judgment); and

WHEREAS, the Judgment comprehensively determines and adjudicates all groundwater rights within the Las Posas Valley Groundwater Basin (Basin) and establishes and implements a Physical Solution for the Basin; and

WHEREAS, the Court appointed the Agency as Watermaster to administer the Judgment; and

WHEREAS, Section VII of the Judgment requires the Watermaster to set, levy, and collect Basin Assessments from the Water Right Holders; and

WHEREAS, Section 7.2 of the Judgment provides that the Watermaster need not engage in Committee Consultation for the initial Basin Assessment levied in calendar year 2023; and

WHEREAS, the Agency Board of Directors adopted an initial Watermaster Budget of \$2,559,814 for Fiscal Year 2023-24 at a special meeting on December 15, 2023; and

WHEREAS, at the December 15, 2023, meeting the Agency Board of Directors determined that an initial Basin Assessment of \$64.00 per acre-foot of Annual Allocation is required to fund the Watermaster's management of the Basin.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED AND ORDERED that effective December 15, 2023, a Basin Assessment of sixty-four dollars (\$64.00) per acre-foot of Annual Allocation is levied on all Water Right Holders in the Las Posas Valley Groundwater Basin.

On motion by Director Maulhardt and seconded by Director Perello, the foregoing resolution was passed and adopted on December 15, 2023, by the following vote.

AYES – 5
NOES – 0
ABSTAINS – 0
ABSENT – 0

By: **Eugene West** Digitally signed by Eugene West
Date: 2024.03.14 10:01:28 -07'00'

Eugene F. West, 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. 2023-03.

By: *Keely Royas*
Keely Royas, Clerk of the Board