

**APPENDIX R**  
**RESOLUTIONS TO ADOPT GSP**

# **Notice of Intent to Adopt GSP**



August 6, 2021

*Via email and U.S. mail*

*Alameda County  
City of Lathrop  
City of Tracy  
San Joaquin County*

**RE: Notice of Intent to Adopt a Groundwater Sustainability Plan**

The Groundwater Sustainability Agencies (GSAs) of the Tracy Subbasin (referred to herein as the Tracy Subbasin GSAs), pursuant to California Water Code Section 10728.4, hereby give notice to the legislative body of any city, county, or Public Utilities Commission-regulated company within the geographic area covered by the pending Tracy Subbasin Groundwater Sustainability Plan (GSP) that they intend to adopt a GSP for the Tracy Subbasin (Basin No. 5-022.15). A map of the GSP area is included herein.

The undersigned GSAs specifically provide notice to the City of Lathrop, City of Tracy, Alameda County, and San Joaquin County of the GSAs' intent to adopt the Tracy Subbasin GSP no earlier than 90-days upon your receipt of this notice. Considerations to adopt this joint document shall occur as part of the public hearings to be held individually by the undersigned GSAs.

Cities or counties that receive this notice may request to consult on the Tracy Subbasin GSP. These requests must be received within 30 calendar days upon receipt of this notice. Written requests to consult with one or more of the GSAs intended to adopt the Tracy Subbasin GSP shall be delivered to the GSP coordinator identified below.

Matt Zidar, San Joaquin County  
mzidar@sjgov.org or by phone at (209) 953 -7460.

Interested parties may provide comments on the Public Draft GSP during the scheduled public comment period, August 9 through September 9, 2021. Information regarding the Draft GSP has been posted on the Tracy Subbasin website at [tracysubbasin.org](http://tracysubbasin.org). The Draft GSP can be viewed on the website homepage. To review the list of GSA public hearings schedule for adoption proceedings of the Tracy Subbasin, visit [www.tracysubbasin.org/meetings](http://www.tracysubbasin.org/meetings).

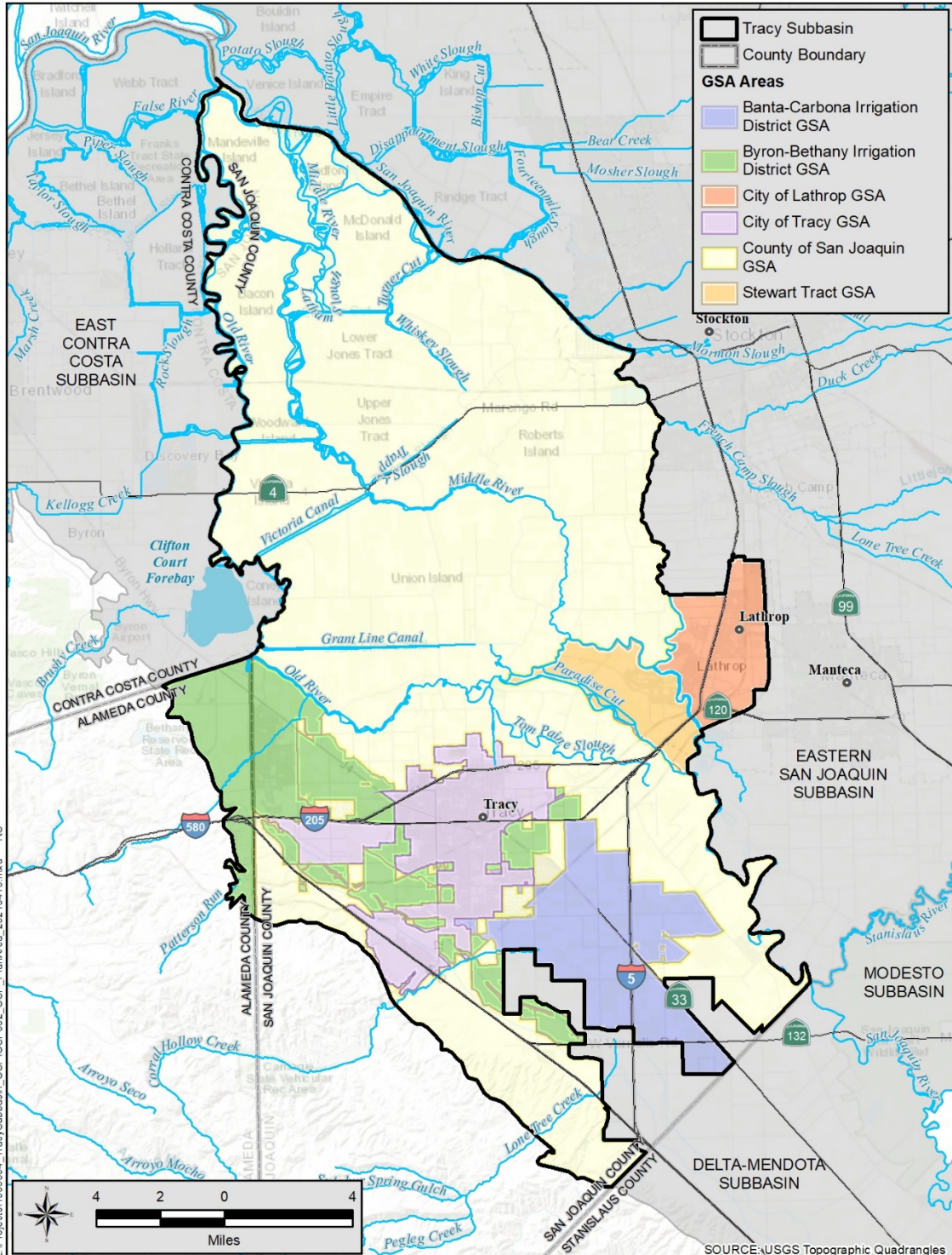
The GSAs look forward to adopting a GSP for the Tracy Subbasin. Should you have any questions about this notice, please contact your local GSA representative.

**GSAs:**

- Banta-Carbona Irrigation District GSA
- Byron-Bethany Irrigation District GSA
- City of Lathrop GSA
- City of Tracy GSA
- San Joaquin County GSA
- Stewart Tract GSA



Stewart Tract



13-Apr-2021 Z:\Projects\1905394\_TracySubbasin\_GSP\GSP002\_GSP\_PlanArea\_20210413.mxd RS

Tracy Subbasin  
San Joaquin and Alameda Counties

Tracy Subbasin



GSP Plan Area and GSAs

APRIL 2021

FIGURE 2-1

**RESOLUTION 2021-16**  
**RESOLUTION AUTHORIZING A NOTICE OF INTENT**  
**TO ADOPT**  
**THE TRACY SUBBASIN GROUNDWATER SUSTAINABILITY PLAN**

WHEREAS, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act ("SGMA") "to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater" (Wat. Code, § 10720, (d));

WHEREAS, SGMA requires sustainable management through the development of groundwater sustainability plans ("GSPs"), which can be a single plan developed by one or more groundwater sustainability agency ("GSA") or multiple coordinate plans within a basin or subbasin (Wat. Code, § 10727);

WHEREAS, SGMA requires a GSA manage groundwater in all basins designated by the Department of Water Resources ("DWR") as a medium or high priority, including the Tracy Subbasin (designated basin number 5-22.15);

WHEREAS, in order to exercise the authority granted by SGMA, a local agency may decide to become a GSA;

WHEREAS, the Byron-Bethany Irrigation District (BBID or District) is a local agency as defined by SGMA;

WHEREAS, on March 21, 2017, the District Board of Directors adopted Resolution No. 2017-5, thereby deciding to become the GSA for the areas of the Tracy Subbasin (Subbasin No. 5-22.15) within the District boundaries in Contra Costa and San Joaquin Counties, and both within and outside the District boundaries in Alameda County;

WHEREAS, the District subsequently transmitted notice of its intent to become a GSA consistent with Resolution No. 2017-5 to DWR, and following the required notice, became the GSA for the areas of the Tracy Subbasin within the District boundaries in Contra Costa and San Joaquin Counties, and both within and outside the District boundaries in Alameda County;

WHEREAS, on February 11, 2019, DWR released the final basin boundary modification for the Tracy Subbasin, and thereby divided the Tracy Subbasin into the East Contra Costa and Tracy Subbasins;

WHEREAS, BBID has the authority to draft, adopt, and implement a GSP (Wat. Code, § 10725 *et seq.*); and

WHEREAS, on September 24, 2019, the GSAs executed a Memorandum of Agreement for the purpose of developing a GSP and coordinating sustainable groundwater management in the Tracy Subbasin (Wat. Code, § 10723.6(i)); and

WHEREAS, BBID is coordinating with the other GSAs in the Tracy Subbasin to draft a single GSP;

WHEREAS, SGMA requires a GSA to adopt a GSP at a public hearing at least 90 days after providing notice to a city or county within the area of the proposed plan (Wat. Code, § 10728.4).

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby approves and authorizes the filing of the Notice of Intent, attached as Exhibit "A", to adopt the Final Tracy Subbasin GSP.

PASSED AND ADOPTED at a Rescheduled Meeting of the Board of Directors of Byron-Bethany Irrigation District on 29 June 2021 by the following vote:

AYES: ALVAREZ, KAGEHIRO, M.MAGGIORE, T.MAGGIORE, PEREIRA, TUSO

NOES:

ABSENT: ENOS

ABSTAIN:

/s/ Russell Kagehiro

Mr. Russell Kagehiro, President

\*\*\*\*\*

Secretary's Certification

I, Kelley Geyer, Deputy Secretary of the Board of Directors of Byron-Bethany Irrigation District, do hereby certify that the foregoing Resolution is a true and correct copy entered into the Minutes of the Rescheduled Meeting of 29 June, 2021, at which time a quorum was present, and no motion to amend or rescind the above resolution was made.

/s/ Kelley Geyer

Kelley Geyer, Deputy Secretary

**RESOLUTION NO. 2021-02**

**RESOLUTION OF THE BANTA CARBONA IRRIGATION DISTRICT  
AUTHORIZING ISSUANCE OF  
NOTICE OF INTENT TO ADOPT A GROUNDWATER SUSTAINABILITY PLAN**

A. WHEREAS, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act (“SGMA”) “to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater” (Wat. Code, § 10720, (d)); and

B. WHEREAS, SGMA requires sustainable management through the development of groundwater sustainability plans (“GSPs”), which can be a single plan developed by one or more groundwater sustainability agency (“GSA”) or multiple coordinate plans within a basin or subbasin (Wat. Code, § 10727); and

C. WHEREAS, SGMA requires a GSA to manage groundwater in all basins designated by the Department of Water Resources (“DWR”) as a medium or high priority, including the Tracy Subbasin; and

D. WHEREAS, the Banta-Carbona Irrigation District (“BCID”) formed a GSA for the purposes of sustainably managing groundwater in the Tracy Subbasin, within its jurisdictional boundaries, pursuant to the requirements of SGMA; and

E. WHEREAS, BCID has the authority to draft, adopt, and implement a GSP (Wat. Code, § 10725 *et seq.*); and

F. WHEREAS, BCID has joined with other GSAs to develop a single GSP and coordinating sustainable groundwater management in the Tracy Subbasin (Wat. Code, § 10723.6 (i)); and

G. WHEREAS, the GSAs preparing the GSP for the Tracy Subbasin are finalizing the GSP for the Tracy Subbasin; and

H. WHEREAS, the GSAs must release a Notice of Intent to Adopt the GSP pursuant to Water Code section 10728.4.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of Banta-Carbona Irrigation District as follows:

1. BCID hereby approves and authorizes issuance of a Notice of Intent to Adopt a Groundwater Sustainability Plan for the Tracy Subbasin as required by Water Code Section 10728.4.
2. BCID authorizes its consultant, Stantec, to issue the Notice of Intent on its behalf.


PASSED, APPROVED, AND ADOPTED this 14<sup>th</sup> day of July, 2021 by the following vote:

AYES: Directors James M. Thoming, Glenn Robertson, Mark Cardoza and Annette Elissagaray

NAYS: None

ABSTAIN: None

ABSENT: Director Keith Robertson

  
\_\_\_\_\_  
President

Attest:

  
\_\_\_\_\_  
Margaret Howe, Secretary

Date: 8/5/2021



## ITEM 5.1

### CITY MANAGER'S REPORT JULY 12, 2021 CITY COUNCIL REGULAR MEETING

**ITEM:** **AUTHORIZE NOTICE OF INTENT TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN FOR THE TRACY SUBBASIN**

**RECOMMENDATION:** **Adopt a Resolution Authorizing a Notice of Intent to Adopt the Groundwater Sustainability Plan for the Tracy Subbasin**

---

#### **SUMMARY:**

On August 29, 2014, the California Legislature passed the comprehensive groundwater legislation Sustainable Groundwater Management Act (SGMA). SGMA provides a framework for sustainable groundwater management in California, and can be found in Senate Bills 1168 and 1319 and Assembly Bill 1739.

The City of Lathrop is one of six Groundwater Sustainability Agencies (GSAs) that form the Tracy Subbasin. Under SGMA, the GSAs must complete a Groundwater Sustainability Plan (GSP) and submit such plan to the Department of Water Resources (DWR) by January 31, 2022. Under a Memorandum of Agreement (MOA) executed on September 24, 2019, the City of Lathrop and the other five local agencies have been collaborating to develop a single GSP for the Tracy Subbasin.

The final GSP for the Tracy Subbasin will be presented to Council for adoption consideration in October or November of 2021. At least 90-days prior to the adoption hearing, the GSAs in the Tracy Subbasin are required by SGMA to send a Notice of Intent to adopt the GSP (Notice of Intent) to the cities and counties within the GSP area.

Staff recommends that Council, as the governing body of the City of Lathrop Groundwater Sustainability Agency (GSA), adopt the attached Resolution authorizing release of Notice of Intent to Adopt the Groundwater Sustainability Plan for the Tracy Subbasin.

#### **BACKGROUND:**

On August 29, 2014, the California Legislature passed comprehensive groundwater legislation contained in Senate Bills 1168 and 1319 and Assembly Bill 1739, which are collectively referred to as the Sustainable Groundwater Management Act (SGMA). SGMA provides a framework for sustainable groundwater management in California.

SGMA requires government and water agencies in groundwater basins designated as medium or high priority by the California Department of Water Resources (DWR) to meet certain requirements:

**CITY MANAGER'S REPORT** **PAGE 2**  
**JULY 12, 2021 CITY COUNCIL REGULAR MEETING**  
**NOTICE OF INTENT TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN**  
**FOR THE TRACY SUBBASIN**

- Form new Groundwater Sustainability Agencies (GSA) by June 30, 2017.
- Complete and submit a Groundwater Sustainability Plan (GSP) to DWR by January 31, 2020 for critically over drafted basins and by January 31, 2022 for non-critically over drafted basins.
- Update the GSP every five years.
- Achieve basin sustainability within 20 years of submitting the GSP.

The City of Lathrop overlies the Tracy Subbasin, which is designated by the State as a medium-priority, non-critically over drafted basin. Pursuant to the requirements of SGMA, the City of Lathrop originally formed as a GSA on October 3, 2016, for the portion of the City located east of the San Joaquin River and within the Eastern San Joaquin Subbasin. In 2018, the DWR approved a Basin Boundary Modification such that the City of Lathrop was located entirely within the Tracy Subbasin. Five other GSAs located in the Tracy Subbasin include the Banta-Carbona Irrigation District GSA, Byron-Bethany Irrigation District GSA, City of Tracy GSA, San Joaquin County GSA, and Stewart Tract GSA (herein collectively referred to as the "Tracy Subbasin GSAs").

On September 24, 2019, the Tracy Subbasin GSAs executed a Memorandum of Agreement to coordinate groundwater management and develop a single GSP for the Tracy Subbasin, which is due to the State no later than January 31, 2022. Local agencies have collaboratively managed groundwater resources in the Tracy Subbasin for decades. As a result of these efforts, groundwater resources in the basin are already sustainable. The GSP will provide a roadmap to continue to the sustainability of the region's groundwater supplies.

The GSP is being collaboratively developed with input from the six GSAs, as well as input from members of the public provided through monthly meetings, public workshops, and public comment periods. The Draft GSP is anticipated to be released for public comment and review in August 2021.

SGMA requires GSAs to adopt the final GSP at a public hearing. At least 90-days prior to the hearing, the GSA must send a notice to cities and counties within the plan area notifying them of the proposed GSP. This requirement is identified in Section 10728.4 of the California Water Code, which states that:

A groundwater sustainability agency may adopt or amend a groundwater sustainability plan after a public hearing, held at least 90 days after providing notice to a city or county within the area of the proposed plan or amendment. The groundwater sustainability agency shall review and consider comments from any city or county that receives notice pursuant to this section and shall consult with a city or county that requests consultation within 30 days of receipt of the notice. Nothing in this section is intended to preclude an agency and a city or county from otherwise consulting or commenting regarding the adoption or amendment of a plan.

**CITY MANAGER'S REPORT** **PAGE 3**  
**JULY 12, 2021 CITY COUNCIL REGULAR MEETING**  
**NOTICE OF INTENT TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN**  
**FOR THE TRACY SUBBASIN**

The final GSP for the Tracy Subbasin will be presented to Council for consideration to adopt at a regular public hearing held in October or November of 2021. At least 90-days prior to the adoption hearing, the GSAs in the basin will send a Notice of Intent to Adopt the GSP (Notice of Intent) to cities and counties within the GSP area. A copy of this Notice of Intent is provided as Attachment B.

**REASON FOR RECOMMENDATION:**

Pursuant to SGMA requirements, staff recommends Council to adopt a resolution authorizing a Notice of Intent to Adopt the Groundwater Sustainability Plan for the Tracy Subbasin.

**FISCAL IMPACT:**

There is no fiscal impact at this time for releasing the Notice of Intent to Adopt the Tracy Subbasin Groundwater Sustainability Plan.

**ATTACHMENTS:**

- A. Resolution Authorizing Notice of Intent to Adopt the Groundwater Sustainability Plan for the Tracy Subbasin
- B. Notice of Intent to Adopt the Tracy Subbasin Groundwater Sustainability Plan

**CITY MANAGER'S REPORT**  
**JULY 12, 2021, CITY COUNCIL REGULAR MEETING**  
**NOTICE OF INTENT TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN**  
**FOR THE TRACY SUBBASIN**

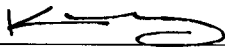
**APPROVALS:**



\_\_\_\_\_  
Greg Gibson  
Senior Civil Engineer

6/28/2021

\_\_\_\_\_  
Date



\_\_\_\_\_  
Michael King  
Director of Public Works

6/23/2021

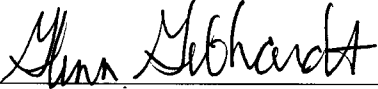
\_\_\_\_\_  
Date



\_\_\_\_\_  
Cari James  
Director of Finance

6/23/2021

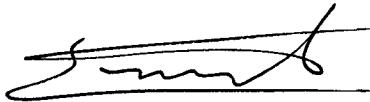
\_\_\_\_\_  
Date



\_\_\_\_\_  
Glenn Gebhardt  
City Engineer

6/28/21

\_\_\_\_\_  
Date



\_\_\_\_\_  
Salvador Navarrete  
City Attorney

6-24-2021

\_\_\_\_\_  
Date



\_\_\_\_\_  
Stephen J. Salvatore  
City Manager

6-30-21

\_\_\_\_\_  
Date

## RESOLUTION 21 - \_\_\_\_\_

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LATHROP AUTHORIZING A NOTICE OF INTENT TO ADOPT THE GROUNDWATER SUSTAINABILITY PLAN FOR THE TRACY SUBBASIN**

**WHEREAS**, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act ("SGMA") "to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater" (Wat. Code, § 10720, (d)); and

**WHEREAS**, SGMA requires sustainable management through the development of groundwater sustainability plans ("GSPs"), which can be a single plan developed by one or more groundwater sustainability agency ("GSA") or multiple coordinate plans within a basin or subbasin (Wat. Code, § 10727); and

**WHEREAS**, SGMA requires a GSA manage groundwater in all basins designated by the Department of Water Resources ("DWR") as a medium or high priority, including the Tracy Subbasin (designated basin number 5-22.15); and

**WHEREAS**, the City of Lathrop GSA was formed as a GSA on October 3, 2016, for the purposes of sustainably managing groundwater in the Eastern San Joaquin Subbasin, within its jurisdictional boundaries, pursuant to the requirements of SGMA; and

**WHEREAS**, in October 2018, the DWR approved a jurisdictional Basin Boundary Modification such that the City of Lathrop was located entirely within the Tracy Subbasin; and

**WHEREAS**, the City of Lathrop GSA has the authority to draft, adopt, and implement a GSP (Wat. Code, § 10725 et seq.); and

**WHEREAS**, on September 24, 2019, the GSAs executed a Memorandum of Agreement for the purpose of developing a GSP and coordinating sustainable groundwater management in the Tracy Subbasin (Wat. Code, § 10723.6(i)); and

**WHEREAS**, the GSAs submitted an Initial Notification to DWR to jointly develop a GSP for the Tracy Subbasin on February 12, 2018; and

**WHEREAS**, the City of Lathrop GSA is coordinating with the other GSAs in the Tracy Subbasin to draft a single GSP; and

**WHEREAS**, SGMA requires a GSA to adopt a GSP at a public hearing at least 90 days after providing notice to a city or county within the area of the proposed plan (Wat. Code, § 10728.4).

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Lathrop, as the governing body of the City of Lathrop Groundwater Sustainability Agency, hereby approves the Notice of Intent (Attachment B to the City Managers Report) to adopt the final Tracy Subbasin Groundwater Sustainability Plan.

The foregoing resolution was passed and adopted this 12th day of July, 2021, by the following vote of the City Council, to wit:

AYES:

NOES:

ABSTAIN:


ABSENT:

\_\_\_\_\_  
Sonny Dhaliwal, Mayor

**ATTEST:**

\_\_\_\_\_  
Teresa Vargas, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Salvador Navarrete, City Attorney



Stewart  
Tract



**Attachment B**

[Date]

*Via email and U.S. mail*

*Alameda County  
City of Lathrop  
City of Tracy  
San Joaquin County*

**RE: Notice of Intent to Adopt a Groundwater Sustainability Plan**

The Groundwater Sustainability Agencies (GSAs) of the Tracy Subbasin (referred to herein as the Tracy Subbasin GSAs), pursuant to California Water Code Section 10728.4, hereby give notice to the legislative body of any city, county, or Public Utilities Commission-regulated company within the geographic area covered by the pending Tracy Subbasin Groundwater Sustainability Plan (GSP) that they intend to adopt a GSP for the Tracy Subbasin (Basin No. 5-022.15). A map of the GSP area is included herein.

The undersigned GSAs specifically provide notice to the City of Lathrop, City of Tracy, Alameda County, and San Joaquin County of the GSAs' intent to adopt the Tracy Subbasin GSP no earlier than 90-days upon your receipt of this notice. Considerations to adopt this joint document shall occur as part of the public hearings to be held individually by the undersigned GSAs.

Cities or counties that receive this notice may request to consult on the Tracy Subbasin GSP. These requests must be received within 30 calendar days upon receipt of this notice. Written requests to consult with one or more of the GSAs intended to adopt the Tracy Subbasin GSP shall be delivered to the GSP coordinator identified below.

Matt Zidar, San Joaquin County  
mzidar@sjgov.org or by phone at (209) 953 -7460.

Interested parties may provide comments on the Public Draft GSP during the scheduled public comment period, August 9 through September 9, 2021. Information regarding the Draft GSP has been posted on the Tracy Subbasin website at [tracysubbasin.org](http://tracysubbasin.org). The Draft GSP can be viewed on the website homepage. To review the list of GSA public hearings schedule for adoption proceedings of the Tracy Subbasin, visit [www.tracysubbasin.org/meetings](http://www.tracysubbasin.org/meetings).

The GSAs look forward to adopting a GSP for the Tracy Subbasin. Should you have any questions about this notice, please contact your local GSA representative.

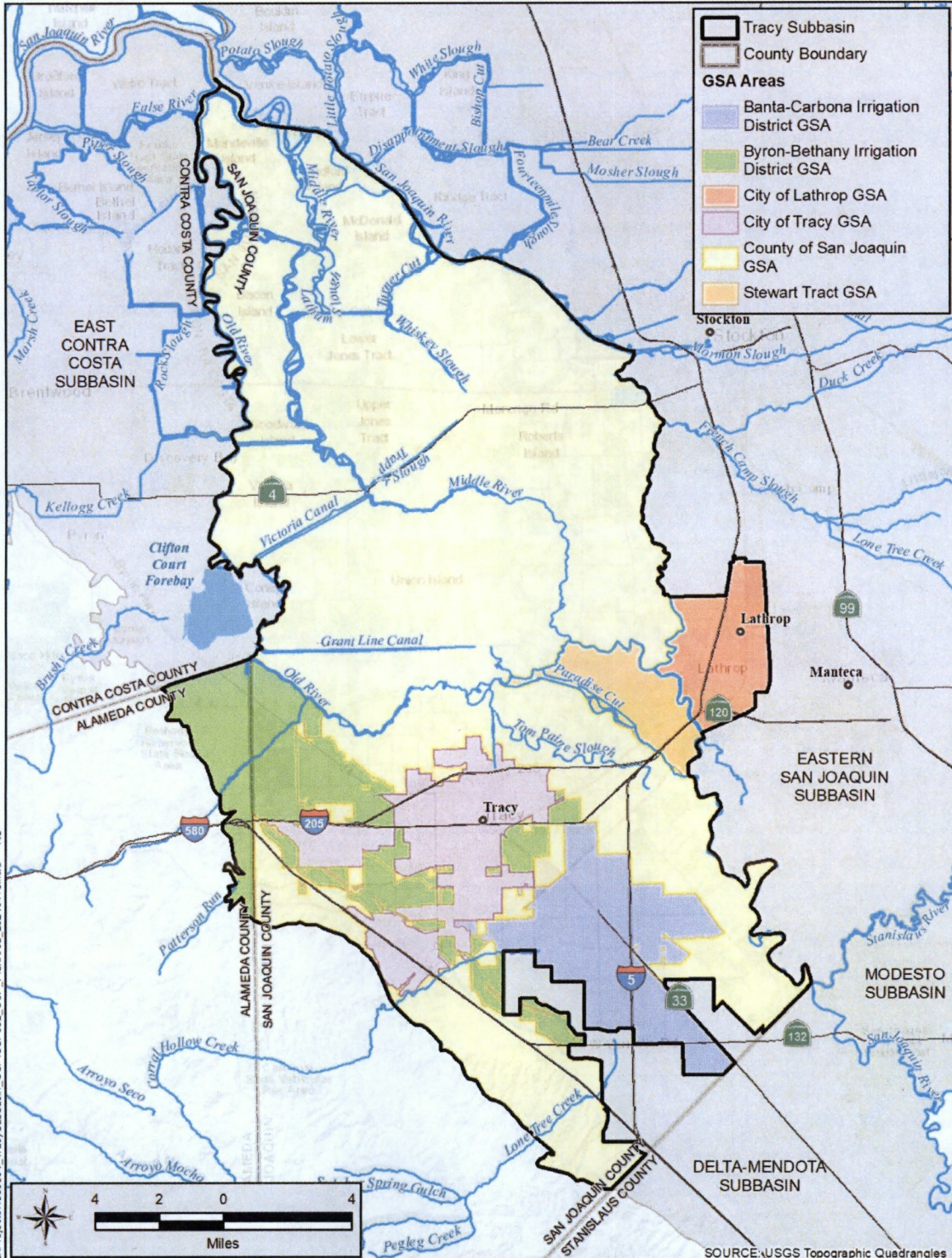
**GSAs:**

- Banta-Carbona Irrigation District GSA
- Byron-Bethany Irrigation District GSA
- City of Lathrop GSA
- City of Tracy GSA
- San Joaquin County GSA
- Stewart Tract GSA

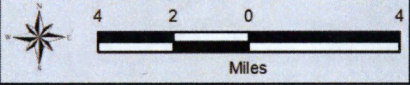




Stewart  
Tract



Tracy Subbasin  
 County Boundary  
**GSA Areas**  
 Banta-Carbena Irrigation District GSA  
 Byron-Bethany Irrigation District GSA  
 City of Lathrop GSA  
 City of Tracy GSA  
 County of San Joaquin GSA  
 Stewart Tract GSA



SOURCE: USGS Topographic Quadrangles

13-Apr-2021 Z:\Projects\1905394\_TracySubbasin\_GSP\GSP002\_GSP\_PlanArea\_20210413.mxd RS

Tracy Subbasin San Joaquin and Alameda Counties  Tracy Subbasin	 <b>GEI</b> Consultants	<b>GSP Plan Area and GSAs</b>  APRIL 2021	FIGURE 2-1
--	-------------------------------	---	------------

**PAGE LEFT  
INTENTIONALLY  
BLANK**

RESOLUTION 2021-092

APPROVING NOTICE OF INTENT TO ADOPT THE TRACY SUBBASIN GROUNDWATER SUSTAINABILITY PLAN

WHEREAS, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act ("SGMA") "to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater" (Wat. Code, § 10720, (d)); and

WHEREAS, SGMA requires sustainable management through the development of groundwater sustainability plans ("GSPs"), which can be a single plan developed by one or more groundwater sustainability agency ("GSA") or multiple coordinate plans within a basin or subbasin (Wat. Code, § 10727); and

WHEREAS, SGMA requires a GSA manage groundwater in all basins designated by the Department of Water Resources ("DWR") as a medium or high priority, including the Tracy Subbasin (designated basin number 5-22.15); and

WHEREAS, City of Tracy was formed as a GSA on February 2, 2016, by City Council per Resolution 2016-026, for the purposes of sustainably managing groundwater in the Tracy Subbasin, within its jurisdictional boundaries, pursuant to the requirements of SGMA; and

WHEREAS, City of Tracy has the authority to draft, adopt, and implement a GSP (Wat. Code, § 10725 *et seq.*); and

WHEREAS, on September 24, 2019, the GSAs executed a Memorandum of Agreement for the purpose of developing a GSP and coordinating sustainable groundwater management in the Tracy Subbasin (Wat. Code, § 10723.6(i)); and

WHEREAS, the GSAs submitted an Initial Notification to DWR to jointly develop a GSP for the Tracy Subbasin on February 12, 2018; and

WHEREAS, the City of Tracy is coordinating with the other GSAs in the Tracy Subbasin to draft a single GSP; and

WHEREAS, SGMA requires a GSA to adopt a GSP at a public hearing at least 90 days after providing notice to a city or county within the area of the proposed plan (Wat. Code, § 10728.4);

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Tracy hereby approves the Notice of Intent to adopt the final Tracy Subbasin GSP at least 90 days from the issuance of this notice.

\*\*\*\*\*

The foregoing Resolution 2021-092 was adopted by the Tracy City Council on the 20th day of July, 2021, by the following vote:


AYES: COUNCIL MEMBERS: ARRIOLA, BEDOLLA, DAVIS, YOUNG

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: VARGAS

ABSTAIN: COUNCIL MEMBERS: NONE

ATTEST

  
\_\_\_\_\_  
CITY CLERK

  
\_\_\_\_\_  
MAYOR

1.



**SAN JOAQUIN COUNTY**  
**FLOOD CONTROL & WATER  
CONSERVATION DISTRICT**  
P. O. BOX 1810  
1810 EAST HAZELTON AVENUE  
STOCKTON, CALIFORNIA 95201  
TELEPHONE (209) 468-3000  
FAX NO. (209) 468-2999

**KRIS BALAJI**  
DIRECTOR OF PUBLIC WORKS  
FLOOD CONTROL ENGINEER

July 22, 2021

Via email and U.S. mail  
Alameda County  
City of Lathrop  
City of Tracy  
San Joaquin County

## **RE: Notice of Intent to Adopt a Groundwater Sustainability Plan**

The San Joaquin County (SJC) Groundwater Sustainability Agency (GSA) of the Tracy Subbasin (referred to herein as the Tracy Subbasin GSA), pursuant to California Water Code Section 10728.4, hereby gives notice to the legislative body of any city, county, or Public Utilities Commission-regulated company within the geographic area covered by the pending Tracy Subbasin Groundwater Sustainability Plan (GSP) that it intends to adopt a GSP for the Tracy Subbasin (Basin No. 5-022.15). A map of the GSP area is included herein.

Notice is hereby provided to the City of Lathrop, the City of Tracy, and Alameda County of its intention to adopt the Tracy Subbasin GSP no earlier than 90-days upon your receipt of this notice. Considerations to adopt this joint document shall occur as part of the public hearings to be held individually by the undersigned GSAs.

Cities or counties that receive this notice may request to consult on the Tracy Subbasin GSP. These requests must be received within 30 calendar days upon receipt of this notice. Written requests to consult with one or more of the GSAs intended to adopt the Tracy Subbasin GSP shall be delivered to the GSP coordinator identified below:

Matt Zidar, San Joaquin County  
mzidar@sjgov.org or by phone at (209) 953 -7460

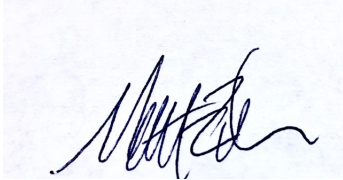
Interested parties may provide comments on the Public Draft GSP during the scheduled public comment period, August 9 through September 9, 2021. Information regarding the Draft GSP has been posted on the Tracy Subbasin website at [tracysubbasin.org](http://tracysubbasin.org). The Draft GSP can be viewed on the website homepage. To review the list of GSA public hearings schedule for adoption proceedings of the Tracy Subbasin, visit:

[www.tracysubbasin.org/meetings](http://www.tracysubbasin.org/meetings)

The GSAs of the Tracy Subbasin look forward to adopting a GSP for the Tracy Subbasin. Should you have any questions about this notice, please contact your local GSA representative. The Tracy Subbasin GSAs are as follows:

**GSA:**

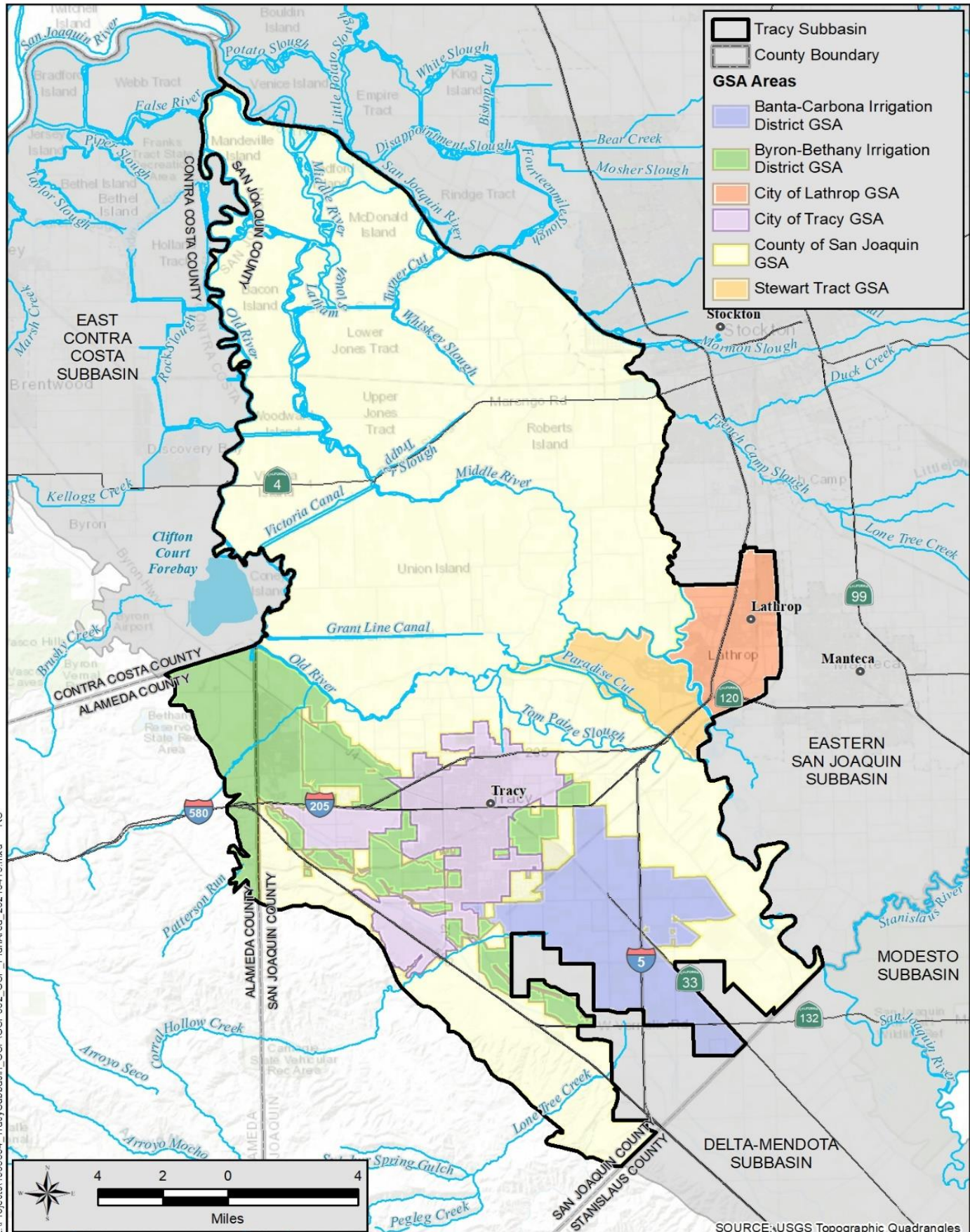
- Banta-Carbona Irrigation District GSA
- Byron-Bethany Irrigation District GSA
- City of Lathrop GSA
- City of Tracy GSA
- San Joaquin County GSA
- Stewart Tract GSA

A handwritten signature in black ink, appearing to read "Matt Zidar", is centered within a light blue rectangular box.

By: \_\_\_\_\_

Matt Zidar

GSP Coordinator, San Joaquin County GSA



13-Apr-2021 Z:\Projects\1905394\_TracySubbasin\_GSP\GSP002\_GSP\_PlanArea\_20210413.mxd RS



Tracy Subbasin  
San Joaquin and Alameda Counties

Tracy Subbasin



GSP Plan Area and GSAs

APRIL 2021

FIGURE 2-1

SOURCE: USGS Topographic Quadrangles

**STEWART TRACT GROUNDWATER SUSTAINABILITY AGENCY**

**RESOLUTION NO. 21-1**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE STEWART TRACT  
GROUNDWATER SUSTAINABILITY AGENCY AUTHORIZING  
A NOTICE OF INTENT TO ADOPT THE TRACY SUBBASIN  
GROUNDWATER SUSTAINABILITY PLAN**

WHEREAS, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act (“SGMA”) “to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater” (Wat. Code, § 10720, (d)); and

WHEREAS, SGMA requires sustainable management through the development of groundwater sustainability plans (“GSPs”), which can be a single plan developed by one or more groundwater sustainability agency (“GSA”) or multiple coordinate plans within a basin or subbasin (Wat. Code, § 10727); and

WHEREAS, SGMA requires a GSA manage groundwater in all basins designated by the Department of Water Resources (“DWR”) as a medium or high priority, including the Tracy Subbasin (designated basin number 5-22.15); and

WHEREAS, Stewart Tract GSA was formed as a GSA on June 13, 2017 for the purposes of sustainably managing groundwater in the Tracy Subbasin, within its jurisdictional boundaries, pursuant to the requirements of SGMA; and

WHEREAS, Stewart Tract GSA has the authority to draft, adopt, and implement a GSP (Wat. Code, § 10725 et seq.); and

WHEREAS, on September 24, 2019, the GSAs executed a Memorandum of Agreement for the purpose of developing a GSP and coordinating sustainable groundwater management in the Tracy Subbasin (Wat. Code, § 10723.6(i)); and

WHEREAS, the GSAs submitted an Initial Notification to DWR to jointly develop a GSP for the Tracy Subbasin on February 12, 2018; and

WHEREAS, the Stewart Tract GSA is coordinating with the other GSAs in the Tracy Subbasin to draft a single GSP; and

WHEREAS, SGMA requires a GSA to adopt a GSP at a public hearing at least 90 days after providing notice to a city or county within the area of the proposed plan (Wat. Code, § 10728.4).

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Stewart



Tract GSA finds as follows:

Section 1. Incorporation of Recitals. The Recitals are hereby incorporated in full as set forth above.

Section 2. Approval of Notice of Intent. Stewart Tract GSA hereby approves the notice of intent, attached in Exhibit A, to adopt the final Tracy Subbasin GSP .


Section 3. Official Actions. The President is authorized to transmit a conformed copy of this Resolution to the other member GSA's of the Tracy Sub-Basin as evidence of the Stewart Tract GSA's formal action.

Section 4. Effective Date. This Resolution shall take effect immediately upon its adoption by the Board of Directors.

\* \* \* \* \*

PASSED, APPROVED AND ADOPTED this 4<sup>th</sup> day of August 2021.

By:   
President,  
Stewart Tract Groundwater Sustainability Agency

ATTEST:  
By:   
Director,  
Stewart Tract Groundwater Sustainability Agency

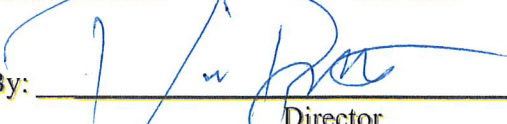
I, Ramon Batista, Director of the Stewart Tract Groundwater Sustainability Agency, do hereby certify that the following resolution was duly passed and adopted by the Board of Directors of Stewart Tract Groundwater Sustainability Agency, at a special meeting thereof held on the 4<sup>th</sup> day of August 2021.

AYES: Director:

NOES: Director:

ABSENT: Director:

ABSTAINED: Director:

By:   
Director,  
Stewart Tract Groundwater Sustainability Agency



[Date]

*Via email and U.S. mail*

*Alameda County  
City of Lathrop  
City of Tracy  
San Joaquin County*

*RE: Notice of Intent to Adopt a Groundwater Sustainability Plan*

The Groundwater Sustainability Agencies (GSAs) of the Tracy Subbasin (referred to herein as the Tracy Subbasin GSAs), pursuant to California Water Code Section 10728.4, hereby give notice to the legislative body of any city, county, or Public Utilities Commission-regulated company within the geographic area covered by the pending Tracy Subbasin Groundwater Sustainability Plan (GSP) that they intend to adopt a GSP for the Tracy Subbasin (Basin No. 5-022.15). A map of the GSP area is included herein.

The undersigned GSAs specifically provide notice to the City of Lathrop, City of Tracy, Alameda County, and San Joaquin County of the GSAs' intent to adopt the Tracy Subbasin GSP no earlier than 90-days upon your receipt of this notice. Considerations to adopt this joint document shall occur as part of the public hearings to be held individually by the undersigned GSAs.

Cities or counties that receive this notice may request to consult on the Tracy Subbasin GSP. These requests must be received within 30 calendar days upon receipt of this notice. Written requests to consult with one or more of the GSAs intended to adopt the Tracy Subbasin GSP shall be delivered to the GSP coordinator identified below.

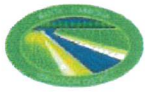
Matt Zidar, San Joaquin County  
mzidar@sjgov.org or by phone at (209) 953 -7460.

Interested parties may provide comments on the Public Draft GSP during the scheduled public comment period, August 9 through September 9, 2021. Information regarding the Draft GSP has been posted on the Tracy Subbasin website at [tracysubbasin.org](http://tracysubbasin.org). The Draft GSP can be viewed on the website homepage. To review the list of GSA public hearings schedule for adoption proceedings of the Tracy Subbasin, visit [www.tracysubbasin.org/meetings](http://www.tracysubbasin.org/meetings).

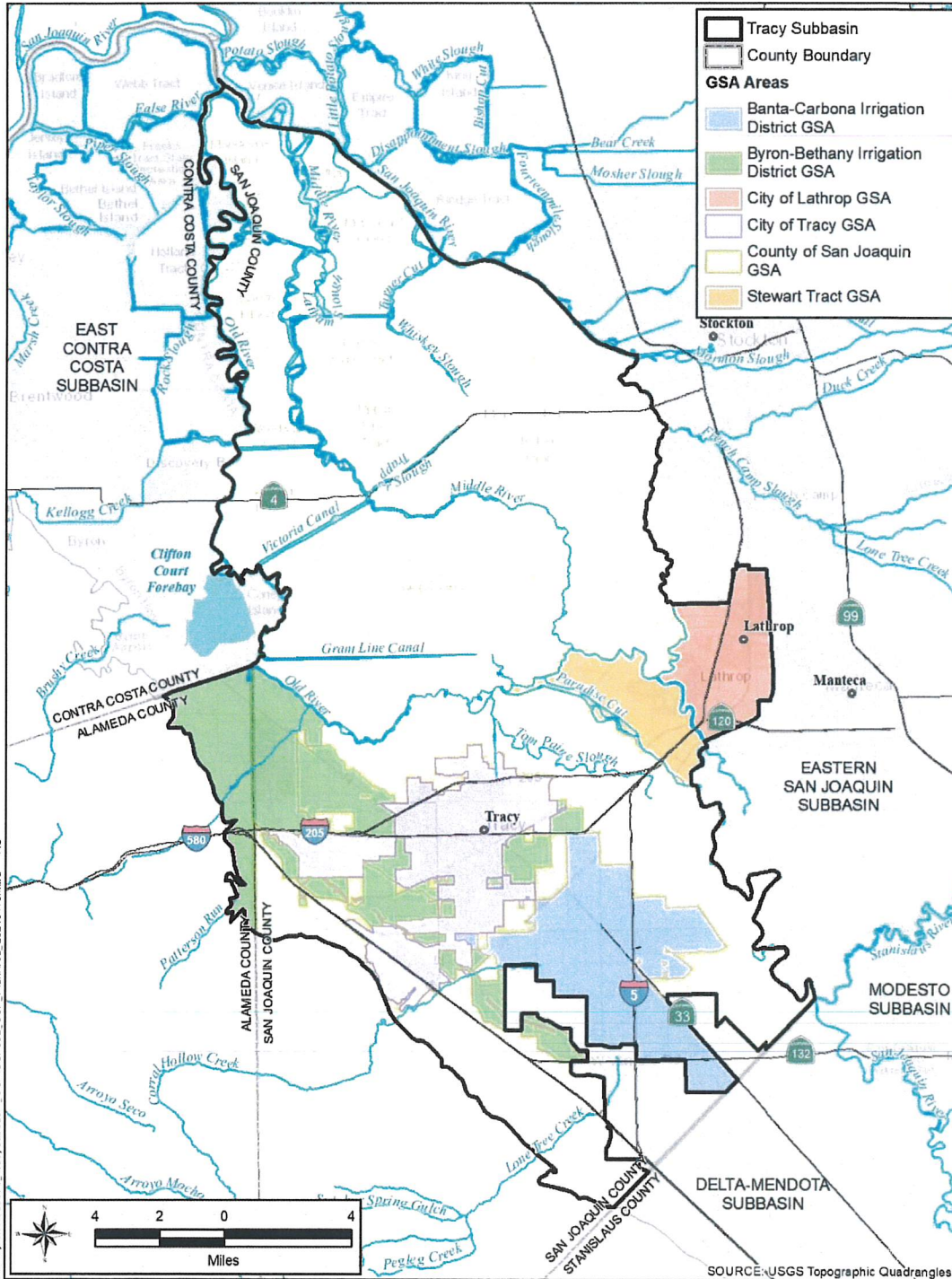
The GSAs look forward to adopting a GSP for the Tracy Subbasin. Should you have any questions about this notice, please contact your local GSA representative.

**GSAs:**

- Banta-Carbona Irrigation District GSA
- Byron-Bethany Irrigation District GSA
- City of Lathrop GSA
- City of Tracy GSA
- San Joaquin County GSA
- Stewart Tract GSA



Stewart  
Tract



13-Apr-2021 Z:\Projects\1905394\_TracySubbasin\_GSP\GSP02\_GSP\_PlanArea\_20210413.mxd RS

Tracy Subbasin  
San Joaquin and Alameda Counties

Tracy Subbasin



GSP Plan Area and GSAs

APRIL 2021

FIGURE 2-1

**Groundwater Sustainability Agencies  
GSP Adoption Resolutions**

**RESOLUTION NO. 2021-03**

**RESOLUTION ADOPTING THE TRACY SUBBASIN SUSTAINABILITY PLAN**

**A. WHEREAS**, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act (“SGMA”) “to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater” (Wat. Code, § 10720, (d)); and

**B. WHEREAS**, SGMA requires sustainable management through the development of groundwater sustainability plans (“GSPs”), which can be a single plan developed by one or more groundwater sustainability agency (“GSA”) or multiple coordinate plans within a basin or subbasin (Wat. Code, § 10727); and

**C. WHEREAS**, SGMA requires a GSA manage groundwater in all basins designated by the Department of Water Resources (“DWR”) as a medium or high priority, including the Tracy Subbasin (designated basin number 5-22.15); and

**D. WHEREAS**, Banta-Carbona Irrigation District Groundwater Sustainability Agency was formed as a GSA on December 15, 2015 for the purposes of sustainably managing groundwater in the Tracy Subbasin, within its jurisdictional boundaries, pursuant to the requirements of SGMA; and

**E. WHEREAS**, Banta-Carbona Irrigation District Groundwater Sustainability Agency has the authority to draft, adopt, and implement a GSP (Wat. Code, § 10725 *et seq.*); and

**F. WHEREAS**, on September 24, 2019, the GSAs in the Tracy Subbasin executed a memorandum of agreement for the purpose of developing a GSP and coordinating sustainable groundwater management in the Tracy Subbasin (Wat. Code, § 10723.6(i)); and

**G. WHEREAS**, the GSAs submitted an Initial Notification to DWR to jointly develop a GSP for the Tracy Subbasin on February 12, 2018; and

**H. WHEREAS**, the Banta-Carbona Irrigation District Groundwater Sustainability Agency has coordinated with the other GSAs in the Tracy Subbasin to develop a single, coordinated GSP for the Tracy Subbasin; and

**I. WHEREAS**, on August 6, 2021 the GSAs released the Notice of Intent to Adopt the GSP to cities and counties in the plan area pursuant to Water Code section 10728.4; and

**J. WHEREAS**, on GSAs developed the draft Tracy Subbasin GSP and released the draft Tracy Subbasin GSP for a 30-day public comment period on August 9, 2021;

**K. WHEREAS**, the GSAs reviewed and responded to comments on the Tracy Subbasin GSP; and

L. WHEREAS, the GSAs released the final Tracy Subbasin GSP in November 2021, which is available at [tracysubbasin.org/gsp-chapters](http://tracysubbasin.org/gsp-chapters); and

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Banta-Carbona Irrigation District Groundwater Sustainability Agency finds as follows:

1. Banta-Carbona Irrigation District Groundwater Sustainability Agency hereby approves and adopts the final Tracy Subbasin GSP as attached in Exhibit A.
2. Banta-Carbona Irrigation District Groundwater Sustainability Agency authorizes the Tracy Subbasin Plan Manager and consultants to take such other actions as may be reasonably necessary to submit the Tracy Subbasin GSP to DWR by January 31, 2022, and implement the purpose of this Resolution.

PASSED, APPROVED, AND ADOPTED this 15th day of December, 2021 by the following vote:

AYES: Directors James M Thoming, Glenn Robertson, Annette Elissagary, Mark Cardoza

NAYS: None

ABSTAIN: None

ABSENT: Director Keith Robertson



James M Thoming, President

Attest:



Margaret Howe, Secretary

Date: 12/15/2021

BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN JOAQUIN  
STATE OF CALIFORNIA

R E S O L U T I O N

R-22-13

**Resolution Adopting the Tracy Subbasin Groundwater Sustainability Plan**

-----

WHEREAS, in 2014, the California Legislature passed and the Governor signed Senate Bills 1168 and 1319, and Assembly Bill 1739, known collectively as the Sustainable Groundwater Management Act of 2014 (SGMA); and,

WHEREAS, SGMA requires all high-and medium-priority groundwater basins, as designated by the California Department of Water Resources (DWR) to form new sustainability agencies and complete a Groundwater Sustainability Plan (GSP) by January 31, 2022; and,

WHEREAS, a portion of the County of San Joaquin (County) overlies the Tracy Subbasin, which is designated by the State as a medium-priority basin; and,

WHEREAS, pursuant to the requirements of SGMA, the County formed as a Groundwater Sustainability Act (GSA) on December 24, 2015. The five other GSAs in the Tracy Subbasin are: Banta-Carbona Irrigation District GSA, Byron-Bethany Irrigation District GSA, City of Lathrop GSA, City of Tracy GSA, and Stewart Tract GSA (herein collectively referred to as the Tracy Subbasin GSAs); and,

WHEREAS, the GSP was collaboratively developed with input from the six GSAs, as well as input from members of the public provided through monthly meetings, public workshops, and public comment period; and,

WHEREAS, on July 30, 2021, pursuant to California Water Code 10728.4, the Department of Public Works (Public Works) issued a Notice of Intent to adopt the Tracy Subbasin GSP, and pursuant to California Water Code 10728.4, no sooner than 90 days from the day of the notice, each of the GSAs are to hold a Public Hearing to adopt the Tracy Subbasin GSP; and,

WHEREAS, a Public Hearing regarding adopting the final GSP was held January 11, 2022; and,

NOW, THEREFORE, BE IT RESOLVED, this Board finds the above recitals true and correct

BE IT FURTHER RESOLVED that the Board hereby adopts the Tracy GSP, as attached in Exhibit A for the areas in which the County has jurisdiction as a GSA; and,

BE IT FURTHER RESOLVED that the Board hereby authorizes County's Water Resources Manager, as the Tracy Subbasin GSP Plan Manager, to submit the GSP to DWR.

PASSED AND ADOPTED January 11, 2022, by the following vote of the Board of Supervisors, to wit:

AYES: **Villapudua, Miller, Patti, Rickman, Winn**

NOES: **None**

ABSENT: **None**

ABSTAIN: **None**

**Charles Winn**

---

CHARLES WINN  
Chairman, Board of Supervisors  
County of San Joaquin,  
State of California

ATTEST: RACHÉL DeBORD  
Clerk of the Board of Supervisors  
County of San Joaquin,  
State of California



**Rachél DeBord**



## RESOLUTION NO. 21-5010

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LATHROP APPROVING THE FINAL GROUNDWATER SUSTAINABILITY PLAN FOR THE TRACY SUBBASIN FOR MANAGEMENT OF THE CITY OF LATHROP JURISDICTIONAL AREA AND APPROVE AMENDMENT NO. 1 TO THE TRACY SUBBASIN MEMORANDUM OF AGREEMENT**

**WHEREAS**, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act ("SGMA") "to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater" (Wat. Code, § 10720, (d)); and

**WHEREAS**, SGMA requires sustainable management through the development of groundwater sustainability plans ("GSPs"), which can be a single plan developed by one or more groundwater sustainability agency ("GSA") or multiple coordinate plans within a basin or subbasin (Wat. Code, § 10727); and

**WHEREAS**, SGMA requires a GSA manage groundwater in all basins designated by the Department of Water Resources ("DWR") as a medium or high priority, including the Tracy Subbasin (designated basin number 5-22.15); and

**WHEREAS**, the City of Lathrop GSA was formed as a GSA on October 3, 2016, for the purposes of sustainably managing groundwater in the Eastern San Joaquin Subbasin, within its jurisdictional boundaries, pursuant to the requirements of SGMA; and

**WHEREAS**, in October 2018, the DWR approved a jurisdictional Basin Boundary Modification such that the City of Lathrop was located entirely within the Tracy Subbasin; and

**WHEREAS**, the City of Lathrop GSA has the authority to draft, adopt, and implement a GSP (Wat. Code, § 10725 et seq.); and

**WHEREAS**, the GSAs submitted an Initial Notification to DWR to jointly develop a GSP for the Tracy Subbasin on February 12, 2018; and

**WHEREAS**, the City of Lathrop GSA has coordinated with the other GSAs in the Tracy Subbasin to develop a single, coordinated GSP for the Tracy Subbasin; and

**WHEREAS**, on August 6, 2021 the GSAs released the Notice of Intent to Adopt the GSP to cities and counties in the plan area pursuant to Water Code section 10728.4; and

**WHEREAS**, the GSAs developed the draft Tracy Subbasin GSP and released the draft Tracy Subbasin GSP for a 30-day public comment period on August 9, 2021;

**WHEREAS**, the GSAs reviewed and responded to comments on the Tracy Subbasin GSP; and

**WHEREAS**, the GSAs released the final Tracy Subbasin GSP on November 1, 2021 which has been posted to the City's website at the following link: <https://www.ci.lathrop.ca.us/publicworks/page/sustainable-groundwater-management> ; and

**WHEREAS**, on September 24, 2019, the GSAs executed a Memorandum of Agreement for the purpose of developing a GSP and coordinating sustainable groundwater management in the Tracy Subbasin (Wat. Code, § 10723.6(i)); and

**WHEREAS**, the existing Memorandum of Agreement will terminate when DWR approves the GSP; and

**WHEREAS**, in addition, the agreement does not provide a mechanism for sharing of costs associated with GSP implementation and compliance with SGMA after the GSP is approved; and

**WHEREAS**, signatories to the Amendment No.1 to the Memorandum of Agreement are known as 'Partners'; and

**WHEREAS**, these GSAs are seeking to amend the existing Memorandum of Agreement to extend the termination period until such time that it is terminated by a majority vote of the Partners and add a new cost sharing mechanism; and

**WHEREAS**; after the GSP is submitted to DWR, there will be ongoing and new costs to implement the plan and continue to comply with SGMA; and

**WHEREAS**, the GSP implementation includes costs to develop annual reports to DWR, update the GSP every five years, monitor groundwater conditions in the basin, update and maintain the Data Management System, coordinate with the other GSAs in the Tracy Subbasin and GSAs in adjacent basins, outreach to the public and beneficial users of groundwater, and conduct as-needed technical analyses and updates to the groundwater model; and

**WHEREAS**, the Tracy Subbasin GSAs have decided that costs associated with projects and management actions will be paid for by the agency implementing them, and that GSAs will also pay for costs associated with monitoring groundwater wells in their jurisdiction; and

**WHEREAS**; the remaining shared costs will be split among the six GSAs in the Subbasin to reduce the amount each agency has to pay; and

**WHEREAS**, at this time, San Joaquin County has committed to contributing \$85,000 each year to the shared costs from Water Investigation Zone No. 2 funds, and the remaining shared costs will be split among the five other GSAs based on a methodology that allocates costs 60% on groundwater pumping, 20% on acreage, and 20% on population each GSA has in the Non-Delta Management Area of the Tracy Subbasin; and

**WHEREAS**, the groundwater pumping and population numbers will be updated, at a minimum, on an annual basis using best available information; and

**WHEREAS**, based on this model, it is estimated that the City of Lathrop will pay \$46,745 in Coordinated Costs in Fiscal Year 2022 – 2023; and

**WHEREAS**, by approving Amendment No. 1 to the Memorandum of Agreement, the City of Lathrop is approving the new cost allocation methodology for long-term costs associated with SGMA compliance and GSP implementation.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Lathrop, as the governing body of the City of Lathrop Groundwater Sustainability Agency, hereby approves and adopts the final Tracy Subbasin Groundwater Sustainability Plan; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the City Council of the City of Lathrop hereby authorizes the Tracy Subbasin Plan Manager and consultants to take such other actions as may be reasonably necessary to submit the Tracy Subbasin GSP to DWR by January 31, 2022, and implement the purpose of this Resolution; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the City Council of the City of Lathrop hereby authorizes the City Manager to sign Amendment No. 1 to the Tracy Subbasin Memorandum of Agreement.

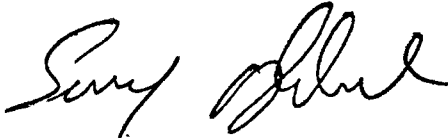
The foregoing resolution was passed and adopted this 13<sup>th</sup> day of December 2021, by the following vote of the City Council, to wit:

AYES: Akinjo, Diallo, Lazard, Torres-O'Callaghan, and Dhaliwal

NOES: None

ABSENT: None

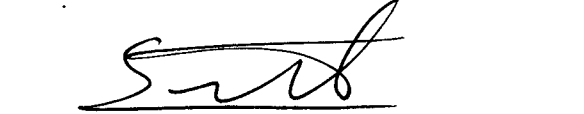
ABSTAIN: None



\_\_\_\_\_  
Sonny Dhaliwal, Mayor

**ATTEST:**

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Teresa Vargas, City Clerk  
\_\_\_\_\_  
Salvador Navarrete, City Attorney

**RESOLUTION NO. TBD**

**RESOLUTION ADOPTING THE TRACY SUBBASIN SUSTAINABILITY PLAN**

**A. WHEREAS**, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act ("SGMA") "to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater" (Wat. Code, § 10720, (d)); and

**B. WHEREAS**, SGMA requires sustainable management through the development of groundwater sustainability plans ("GSPs"), which can be a single plan developed by one or more groundwater sustainability agency ("GSA") or multiple coordinate plans within a basin or subbasin (Wat. Code, § 10727); and

**C. WHEREAS**, SGMA requires a GSA manage groundwater in all basins designated by the Department of Water Resources ("DWR") as a medium or high priority, including the Tracy Subbasin (designated basin number 5-22.15); and

**D. WHEREAS**, Stewart Tract GSA was formed as a GSA on June 13, 2017 for the purposes of sustainably managing groundwater in the Tracy Subbasin, within its jurisdictional boundaries, pursuant to the requirements of SGMA; and

**E. WHEREAS**, Stewart Tract GSA has the authority to draft, adopt, and implement a GSP (Wat. Code, § 10725 *et seq.*); and

**F. WHEREAS**, on September 24, 2019, the GSAs in the Tracy Subbasin executed a memorandum of agreement for the purpose of developing a GSP and coordinating sustainable groundwater management in the Tracy Subbasin (Wat. Code, § 10723.6(i)); and

**G. WHEREAS**, the GSAs submitted an Initial Notification to DWR to jointly develop a GSP for the Tracy Subbasin on February 12, 2018; and

**H. WHEREAS**, the Stewart Tract GSA has coordinated with the other GSAs in the Tracy Subbasin to develop a single, coordinated GSP for the Tracy Subbasin; and

**I. WHEREAS**, on August 6, 2021 the GSAs released the Notice of Intent to Adopt the GSP to cities and counties in the plan area pursuant to Water Code section 10728.4; and

**J. WHEREAS**, on August 9, 2021, GSAs developed the draft Tracy Subbasin GSP and released the draft Tracy Subbasin GSP for a 30-day public comment period;

**K. WHEREAS**, the GSAs reviewed and responded to comments on the Tracy Subbasin GSP; and

**L. WHEREAS**, the GSAs released the final Tracy Subbasin GSP on November 1, 2021 which is attached to this resolution as Exhibit A; and

**NOW, THEREFORE,** BE IT RESOLVED that the Board of Directors of the Stewart Tract GSA finds as follows:

1. Stewart Tract GSA hereby approves and adopts the final Tracy Subbasin GSP as attached in Exhibit A.
2. Stewart Tract GSA authorizes the Tracy Subbasin Plan Manager and consultants to take such other actions as may be reasonably necessary to submit the Tracy Subbasin GSP to DWR by January 31, 2022, and implement the purpose of this Resolution.


PASSED, APPROVED, AND ADOPTED this 16 day of December, 2021 by the following vote:

AYES: 2 (Susan Dell'Osso, Bill Scott)

NAYS: 0

ABSTAIN: 0

ABSENT: 1 (Ramon Batista)

  
\_\_\_\_\_  
Susan Dell'Osso, President

Attest:

  
\_\_\_\_\_  
, Secretary

Date: 12/16/21

**RESOLUTION 2021-23**  
**ADOPTING THE TRACY SUBBASIN**  
**GROUNDWATER SUSTAINABILITY PLAN**

WHEREAS, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act ("SGMA") "to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater" (Wat. Code, § 10720, (d));

WHEREAS, SGMA requires sustainable management through the development of groundwater sustainability plans ("GSPs"), which can be a single plan developed by one or more groundwater sustainability agency ("GSA") or multiple coordinate plans within a basin or subbasin (Wat. Code, § 10727);

WHEREAS, SGMA requires a GSA manage groundwater in all basins designated by the Department of Water Resources ("DWR") as a medium or high priority, including the Tracy Subbasin (designated basin number 5-22.15);

WHEREAS, on March 21, 2017, the Board of Directors of Byron Bethany Irrigation District (BBID or District) adopted Resolution No. 2017-5, thereby deciding to become the GSA for the areas of the Tracy Subbasin (Subbasin No. 5-22.15) within the District boundaries in Contra Costa and San Joaquin Counties, and both within and outside the District boundaries in Alameda County;

WHEREAS, on September 24, 2019, the GSAs in the Tracy Subbasin executed a memorandum of agreement for the purpose of developing a GSP and coordinating sustainable groundwater management in the Tracy Subbasin (Wat. Code, § 10723.6(i));

WHEREAS, the GSAs submitted an Initial Notification to DWR to jointly develop a GSP for the Tracy Subbasin on February 12, 2018;

WHEREAS, BBID has coordinated with the other GSAs in the Tracy Subbasin to develop a single, coordinated GSP for the Tracy Subbasin;

WHEREAS, on August 6, 2021 the GSAs released the Notice of Intent to Adopt the GSP to cities and counties in the plan area pursuant to Water Code section 10728.4;

WHEREAS, on August 9, 2021, the GSAs released the draft Tracy Subbasin GSP for a 30-day public comment period;

WHEREAS, the GSAs reviewed and responded to comments on the Tracy Subbasin GSP;

WHEREAS, the GSAs have released the final Tracy Subbasin GSP which is on file with the District Secretary and posted on [www.bbid.org](http://www.bbid.org).

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors finds as follows:

1. Approves and adopts the final Tracy Subbasin GSP.
2. Authorizes the Tracy Subbasin Plan Manager and consultants to take such other actions as may be reasonably necessary to submit the Tracy Subbasin GSP to DWR by January 31, 2022, and implement the purpose of this Resolution.





RESOLUTION 2021-172

**APPROVING AMENDMENT NO. 1 TO THE MEMORANDUM OF AGREEMENT FOR DEVELOPMENT OF THE TRACY SUBBASIN GROUNDWATER SUSTAINABILITY PLAN**

WHEREAS, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act ("SGMA") "to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater" (Wat. Code, § 10720, (d)); and

WHEREAS, SGMA requires sustainable management through the development of groundwater sustainability plans ("GSPs"), which can be a single plan developed by one or more groundwater sustainability agency ("GSA") or multiple coordinate plans within a basin or subbasin (Wat. Code, § 10727); and

WHEREAS, SGMA requires a GSA manage groundwater in all basins designated by the Department of Water Resources ("DWR") as a medium or high priority, including the Tracy Subbasin (designated basin number 5-22.15); and

WHEREAS, City of Tracy was formed as a GSA on February 2, 2016 for the purposes of sustainably managing groundwater in the Tracy Subbasin, within its jurisdictional boundaries, pursuant to the requirements of SGMA; and

WHEREAS, City of Tracy GSA has the authority to draft, adopt, and implement a GSP (Wat. Code, § 10725 *et seq.*); and

WHEREAS, Tracy subbasin is also shared by five other agencies which have formed their own GSAs, and

WHEREAS, on September 24, 2019, the GSAs in the Tracy Subbasin executed a Memorandum of Agreement for the purpose of developing a GSP and coordinating sustainable groundwater management in the Tracy Subbasin (Wat. Code, § 10723.6(i)); and

WHEREAS, all GSAs in the Tracy Subbasin have coordinated and worked together to develop a single, coordinated GSP for the Tracy Subbasin ("Tracy Subbasin GSP"); and

WHEREAS, the Tracy Subbasin GSP will be submitted to the California Department of Water Resources for review and approval no later than January 31, 2022; and

WHEREAS, all GSAs in the Tracy Subbasin desire to continue cooperating on the Tracy Subbasin GSP pursuant to the framework established by the existing Agreement on an interim basis regardless of the date of an approval of the Tracy Subbasin GSP by the California Department of Water Resources; and

WHEREAS, the GSAs desire, through Amendment No. 1 to the Memorandum of Agreement, to allocate and pay the shared costs necessary to meet the regulatory requirements of SGMA, including updates to and implementation of the Tracy Subbasin GSP, monitoring, preparation of annual reports, program management, administrative expenses, professional

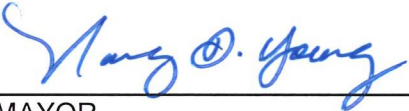
services, and other activities as may be deemed necessary by all GSAs for management, monitoring, and implementation of the Tracy Subbasin GSP; and

WHEREAS, the shared costs listed in Amendment No. 1 to the Memorandum of Agreement exclude those costs related to local monitoring and implementation of local projects and management actions, which shall be paid by the Partner agency conducting the management, monitoring, or implementing the project or management action; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Tracy hereby approves Amendment No. 1 to the Memorandum of Agreement for the development of the Tracy Subbasin Groundwater Sustainability Plan and authorizes the City Manager to execute the agreement.

The foregoing Resolution 2021-172 was adopted by Tracy City Council on the 16<sup>th</sup> day of November 2021, by the following vote:

AYES: COUNCIL MEMBERS: ARRIOLA, BEDOLLA, DAVIS, VARGAS, YOUNG  
NOES: COUNCIL MEMBERS: NONE  
ABSENT: COUNCIL MEMBERS: NONE  
ABSTAIN: COUNCIL MEMBERS: NONE

  
\_\_\_\_\_  
MAYOR

ATTEST:  
  
\_\_\_\_\_  
CITY CLERK