

Resolution 2014-01
of the
Fox Canyon Groundwater Management Agency

**A RESOLUTION ESTABLISHING THE CONEJO CREEK WATER PUMPING PROGRAM
INVOLVING CAMROSA WATER DISTRICT AND PLEASANT VALLEY COUNTY WATER
DISTRICT USING THE CONEJO CREEK DIVERSION**

WHEREAS, the Fox Canyon Groundwater Management Agency Ordinance Code allows an operator to obtain storage credits for water that has been determined by the Agency Board to be foreign water stored.

WHEREAS, Calleguas Municipal Water District ("Calleguas"), Camrosa Water District ("Camrosa"), the City of Thousand Oaks, and Pleasant Valley County Water District ("Pleasant Valley") entered into various agreements to cooperate in the appropriation and beneficial use of the recycled water and recaptured water, including the construction and operation of facilities ("Conejo Creek Project" or "Project") to convey recycled water and recaptured water (collectively, "Project Water") to Camrosa and Pleasant Valley.

WHEREAS, among the agreements referenced above was an agreement between Calleguas and Pleasant Valley in 1994 setting forth the terms by which Pleasant Valley may purchase from Calleguas certain Project Water diverted through the Project to Pleasant Valley for utilization within Pleasant Valley's jurisdictional boundaries ("1994 Agreement").

WHEREAS, the 1994 Agreement provided that certain credits may accrue to Pleasant Valley under Fox Canyon Groundwater Management Agency ("Agency") ordinances and that Pleasant Valley shall transfer, in accordance with Agency ordinances, an acre-foot of credits as earned to Calleguas for each acre-foot of water delivered to Pleasant Valley from the Conejo Creek Project.

WHEREAS, the Agency Board in May 28, 2003, determined, approved and conditioned that water diverted by the Conejo Creek Project is foreign water and that deliveries of surface water from the Conejo Creek Project to Pleasant Valley's storage reservoir qualify for credits.

WHEREAS, under the 2003 approved program, credits earned by Pleasant Valley for deliveries of Conejo Creek Project water to meet local irrigation demands in lieu of groundwater pumping were transferred from Pleasant Valley to Calleguas Municipal Water District which may in turn transfer those credits to United Water Conservation District ("United") under the Supplemental M&I Water Program.

WHEREAS, Calleguas and United intend to continue to utilize credits through the Supplemental M&I Program, but Calleguas wishes to terminate its future participation in the Conejo Creek Project and cease accruing additional credits after the 1994 Agreement is terminated.

WHEREAS, Camrosa and Pleasant Valley propose to enter into an agreement by which Camrosa will sell Conejo Creek Project Water to Pleasant Valley ("Water Sale Agreement").

The substantive provisions of the Water Sale Agreement generally mirror the provisions of the 1994 Agreement.

WHEREAS, the proposed Water Sale Agreement provides that, subject to Agency approval, Pleasant Valley shall transfer to Camrosa, pursuant to applicable Agency rules and regulations, credits as earned for each acre-foot of water delivered to Pleasant Valley from Camrosa through the Conejo Creek Project

WHEREAS, the Conejo Creek Project is recognized in the Agency's Groundwater Management Plan as one of several strategies for bringing the aquifers of the Agency into balance, and the proposed Water Sale Agreement will help ensure that Project Water will continue to be utilized by Pleasant Valley.

WHEREAS, the Agency Ordinance Code authorizes the adjustment of extraction allocations consistent with the goal of reaching safe yield.

WHEREAS, an Impact Analysis (Analysis), dated December 12, 2013, concludes: 1) Deliveries of Conejo Creek Project water to Pleasant Valley have significantly reduced groundwater pumping by Pleasant Valley; 2) Conejo Creek Project water has the added benefit of being drought-proof because of its component of recycled water; 3) Pumping is moved away from the pumping depression and the coast to a more-inland area of better stormwater recharge; 4) Without the agreement, Conejo Creek Project water is delivered elsewhere and Pleasant Valley pumping would increase to replace that water source, resulting in a further drop of groundwater elevations; and 5) thus, the Conejo Creek Water Pumping Program is a net advantage to the basin.

WHEREAS, to the extent that cumulative extractions by Camrosa never exceed deliveries to Pleasant Valley, the proposed Water Sale Agreement will result in a net benefit to the Pleasant Valley Basins.

NOW, THEREFORE, IT IS HEREBY ORDERED AND RESOLVED THAT:

1. The Board approves the Conejo Creek Water Pumping Program involving Camrosa Water District and Pleasant Valley County Water District using the Conejo Creek Diversion.
2. Camrosa's cumulative pumping extractions through this program shall never exceed the cumulative deliveries to Pleasant Valley through this program. *The transfer of credits between Pleasant Valley and Camrosa is approved, as set forth in the Pleasant Valley/Camrosa agreement attached hereto and made a part hereof by reference.*
3. Camrosa will actively meter extraction quantity and monitor:
 - a. Water levels: Transducers in the Woodcreek Well and any new well Camrosa constructs in the PV Basin will record water levels on at least a monthly basis.
 - b. Water quality: Camrosa will monitor at least annually the water quality of the Woodcreek Well and any new wells that are part of this Resolution.
4. Camrosa shall submit an Annual Report to the Agency by February 1st each year, which shall include:

- a. Conejo Creek Project water delivery amounts to Pleasant Valley;
 - b. Credits retired in accordance with deliveries to Pleasant Valley;
 - c. Camrosa's cumulative deliveries to Pleasant Valley;
 - d. Well extractions under this program;
 - e. Water quality data;
 - f. Historical and past year water level well data from Camrosa's Pleasant Valley basin well(s); and
 - g. Drawdown analysis from extractions.
5. For the purpose of determining net impacts to the basin as a result of this agreement the Agency and Camrosa shall meet during the first week of May annually to review the contents of the Annual Report and its conclusion. If there are disagreements with the findings of net detriment, the matter may be referred to the FCGMA Board.
6. Camrosa will incrementally phase in extractions as follows:
 - a. Calendar Year 2014: Extractions will be limited to 200 AF.
 - b. Calendar Year 2015: Extractions will be limited to 1,000 AF.
 - c. Calendar Year 2016: Extractions will be limited to 2,000 AF.
 - d. Calendar Year 2017: If monitoring data indicates the basin will support it, extractions will be limited to 3,000 AF.
 - e. Calendar Year 2018: If monitoring data indicates the basin will support it, extractions will be limited to 4,500 AF.
 - f. All subsequent years: If monitoring data indicates the basin will support it, extractions will be limited to 4,500 AF annually.
7. Camrosa shall extract from Camrosa-owned wells and may supply groundwater so extracted within its service territory in accordance with Agency Resolution No. 2011-01.
8. The extractions referenced in this agreement are in addition to Camrosa's existing 806 AF yearly allocation currently being pumped at Woodcreek Well. The existing 806 AF allocation will be the first utilized for extraction.
9. This resolution will terminate on the same date as the agreement between Camrosa and Pleasant Valley regarding this program or 30 days after mutual agreement between the Agency and Camrosa.

On motion of Director Craven, seconded by Director Bennett, the foregoing resolution was passed and adopted on this 26th day of March 2014.

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. 2014-01.

By: _____

Jessica Kam, Clerk of the Board