

**MERCED IRRIGATION-URBAN
GROUNDWATER SUSTAINABILITY AGENCY
RESOLUTION NO. 2022-04**

**RESOLUTION ADOPTING REGULATORY FEES FOR FISCAL YEAR 2022-2023; AND AUTHORIZING OTHER
ACTIONS RELATING THERETO**

WHEREAS, in 2014 the California legislature adopted, and the Governor signed into law SB 1168, AB 1739, and SB 1319, collectively referred to as the "Sustainable Groundwater Management Act" ("SGMA"), that initially became effective on January 1, 2015, and that has been amended from time-to-time thereafter; and,

WHEREAS, the general purpose of SGMA is to provide for the sustainable management of groundwater resources at a local level by providing local groundwater agencies with the authority, and technical and financial assistance necessary, to sustainably manage groundwater resources; and,

WHEREAS, SGMA provides for the establishment of Groundwater Sustainability Agencies ("GSAs") to manage local groundwater resources, generally through the adoption and implementation of regulatory programs known as Groundwater Sustainability Plans ("GSPs"); and,

WHEREAS, on April 24, 2017, the Merced Irrigation District, the Cities of Merced, Atwater, and Livingston, the Community Services Districts of Planada and Le Grand, and the Winton Water and Sanitary District executed a memorandum of understanding for the purpose of creating the Merced Irrigation-Urban Groundwater Sustainability Agency (MIUGSA) and becoming a GSA for the collective portion of the Merced Groundwater Subbasin (Merced Subbasin) underlying the boundaries of said member agencies; and,

WHEREAS, the establishment of a budget for approved expenditures is an integral part of a strong financial management and internal control program, and the Board desires to continue to exercise its financial and fiduciary responsibility to its constituents; and

WHEREAS, at its June 16, 2022 meeting, the Board reviewed and approved the Fiscal Year 2022-2023 ("FY 2023") Budget for the Merced Irrigation-Urban Groundwater Sustainability Agency to fund the various activities in FY 2023; and

WHEREAS, the Merced Irrigation-Urban Groundwater Sustainability Agency ("MIUGSA") is authorized to, among other things, adopt and charge fees to fund various activities of the GSA such as the development and implementation of groundwater sustainability plans conduct investigations, register, monitor and require reporting from groundwater wells, and other actions associated with the enforcement of rules contained in a groundwater sustainability plan.

WHEREAS, the Board intends by adopting this resolution, to adopt the fees necessary to support MIUGSA's approved FY 2023 budget, said fees are shown and attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1 The facts contained in the recitals above are true and correct, and are incorporated herein.
- 2 MIUGSA hereby certifies that it has, without limitation, complied with all legal procedures and requirements necessary for the levying and imposition of the regulatory fees, general or special taxes, assessments, or property-related fees identified in Exhibit "A", regardless of whether

those procedures and requirements are set forth in the Constitution of the State of California, in State statutes, or in the applicable decisional law of the State of California.

3. The Tax Collector of Merced County is hereby requested and authorized to collect the regulatory fees, general and special taxes, assessments, and property-related fees listed in Exhibit "A" from lands within the MIUGSA.

PASSED AND ADOPTED by the governing Board for the Merced Irrigation-Urban Groundwater Sustainability Agency this 16th day of June, 2021, by the following vote:

Ayes:

Noes:

Abstain:

Absent:

Members:

Members:

Members:

Members:

Eltal, Dietz, Vinson, Chavez, Valencia

None

None

Benavidez



Hicham Eltal
Chair



Stephanie Dietz
Vice Chair

EXHIBIT "A"

REGULATORY FEES:

Groundwater Sustainability Fee

Fee for Fiscal

Year 2022-23

Fee Category

Merced County Assessor Land Use Codes

Agricultural (per Acre)

\$6.16	All Agricultural	0701	0702	0703	0704	0706	0707	0708	0711
		0801	0802	0804	0806	0807	0808	0813	0814
		0909	0911	1207	1208	1313	1408	1414	

Urban Residential (per Acre)

\$6.52	Mobile Home	1702	1703	1704	1717				
\$6.78	Single Family Detached	0101	0102	0103	0104	0105	0106	0117	0125
\$8.68	Single Family >0.9 acre lot	same codes as for Single Family Detached							
\$10.74	Single Family Attached	0130	0201	0202	0203	0204	1202	1203	
\$16.02	Apartments	0301	0302	0303	0304				

Urban Non-Residential (per Acre)

\$8.98	Commercial	0402	0403	0404	0405	0406	0407	0408	0430
\$9.24	Industrial	0601	0603	0604	0606				
\$6.14	Religious	1020	2020						
\$7.90	Government	1515	1919						
\$1.22	Railroad/Utilities	1616							
\$4.34	Open Space	1818	2121	3030					
\$0.70	Vacant	1001	1002	1003	1004	1005	1006	1012	1030

GENERAL TAXES:none

SPECIAL TAXES: none

ASSESSMENTS: none

PROPERTY-RELATED FEES AND CHARGES: none