

## RESOLUTION NO. 5-22-641

### **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE UPPER SAN GABRIEL VALLEY MUNICIPAL WATER DISTRICT ADOPTING AN EMERGENCY WATER CONSERVATION PROGRAM**

**WHEREAS**, Upper San Gabriel Valley Municipal Water District (Upper District) is a wholesale water agency that provides imported drinking water to 26 water retailers that serve nearly one million residents living in 18 San Gabriel Valley cities and unincorporated areas of Los Angeles County; and

**WHEREAS**, California is facing a third consecutive year of increasingly severe drought conditions throughout the state; and

**WHEREAS**, record high temperatures and below average snowpack levels have produced critically low levels of runoff in Northern California and the Colorado River Watershed, both of which serve as key imported water sources for Southern California; and

**WHEREAS**, severe drought conditions are constraining available water supplies from Northern California, the primary imported water source for Upper District's service area; and

**WHEREAS**, the California Department of Water Resources has issued a five percent State Water Project (SWP) Allocation and on March 23, 2022, required SWP contractors who take SWP deliveries beyond the five percent to meet Human Health and Safety needs implement robust conservation efforts with mandatory requirements; and

**WHEREAS**, on March 28, 2022, through Executive Order N-7-22, Governor Gavin Newsom called upon each urban water supplier per California Water Code section 10632 to adopt shortage levels between twenty and thirty percent based on local conditions; and

**WHEREAS**, on April 26, 2022, the Metropolitan Water District of Southern California declared a water shortage emergency condition in SWP Dependent Areas within its service area calling for reduction of non-essential uses of water and preserve available supplies for the greatest public benefit; and required its member agencies in SWP Dependent Areas to adopt and implement effective enforcement mechanisms to ensure compliance with DWR requirements for Human Health and Safety deliveries; and

**WHEREAS**, Metropolitan has identified Upper District's service area as a SWP Dependent Area and has called on our region to implement immediate watering restrictions by June 1, 2022; and

**WHEREAS**, the current extreme statewide drought condition and SWP constraints serve to underscore the need for enhanced conservation measures for Upper District's service area to maintain a sustainable groundwater basin during prolonged droughts; and

**WHEREAS**, the level of the Main San Gabriel Groundwater Basin, as measured at the Baldwin Park Key Well on April 29, 2022, is at 184.6 feet approaching the historical low level of 169 feet above mean sea level recorded in November of 2019; and

**WHEREAS**, increasing and applying efficient water efficiency measures is the responsible action that all water retailers in Upper District's service area need to implement and enforce in order to maintain a sustainable groundwater basin; and

**WHEREAS**, the Board of Directors of Upper San Gabriel Valley Municipal Water District has adopted a Water Shortage Contingency Plan in accordance with California law, which is triggered during water shortage conditions and describes stages of actions Upper District may take to manage supply and demand.

**WHEREAS**, on August 25, 2021, the Upper District Board activated Shortage Level 2 of its Water Shortage Contingency Plan, declaring a 20 percent water shortage level, implementing voluntary conservation measures, and reserving the right to implement mandatory measures.

**NOW, THEREFORE, IT IS HEREBY RESOLVED** that the Board of Directors of the Upper San Gabriel Valley Municipal Water District, in accordance with its Water Shortage Contingency Plan – Level 2, hereby adopts an Emergency Water Conservation Program for all 26 water retailers and 18 cities in its service area.

Section 1. The District hereby adopts an Emergency Water Conservation Program framework that supports Metropolitan's volumetric option for Human Health & Safety deliveries.

Section 2. The District will pass on any penalties and fines it may receive to its respective member agencies consistent with Metropolitan's Water Shortage Emergency Condition declaration.

Section 3. The District calls on all water users within its service area to reduce their water use by 20 percent in an effort to extend stored water supplies and minimize the effects of the drought to the Main San Gabriel Groundwater Basin.

Section 4. The District requests all local water suppliers to limit watering landscape or other vegetated areas with potable water to a maximum of two days per

week with time restrictions for water per day depending on the severity of the water supply shortages. Hand watering of trees would be exempt from the two days per week restriction.

Section 5. The District urges all local water suppliers and city councils to help their customers and constituents implement conservation measures consistent with the Emergency Water Conservation Program and emergency regulations imposed by the State Water Resources Control Board.

Section 6. The District shall accelerate a district-wide drought communications plan to support a 20 percent water use reduction in the Upper District service area and ensure a unified regional message with Metropolitan.

Section 7. The Secretary shall certify to the adoption of this resolution and henceforth and thereafter the same shall be in full force and effect.

**PASSED, APPROVED, AND ADOPTED** on May 11, 2022.

AYES: FELLOW, GARCIA, SANTANA, CHAVEZ

NOES:

ABSTAIN:

ABSENT: TREVIÑO

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Ed Chavez, President

ATTEST:

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Katarina Garcia, Secretary

(SEAL)

APPROVED AS TO FORM:

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Steven P. O'Neill, District Counsel