

Resolution 1994-1
of the
Fox Canyon Groundwater Management Agency

A RESOLUTION

**TO EXTEND THE FILING DEADLINE FOR 1992 AND 1993
IRRIGATION EFFICIENCY APPLICATIONS, AND TO DISMISS
SURCHARGES OF \$10 OR LESS**

WHEREAS, the Fox Canyon Management Agency has adopted Ordinance 5.2, an ordinance to reduce groundwater extractions; and

WHEREAS, Article 6 of Ordinance 5.2, provides an annual efficiency extraction allocation alternative and a filing deadline of March 31st of the following year for filing each application; and

WHEREAS, an application for a 1993 efficiency allocation has been received after the filing deadline established by Ordinance 5.2; and

WHEREAS, the application for efficiency meets the requirement to be equal to or greater than eighty percent (80%) efficient; and

WHEREAS, surcharges without the efficiency allocation will be significant and considered to be excessive for being late in reporting; and

WHEREAS, this is the first time the severity of meeting deadlines has resulted in substantial surcharges, and others may also be late in filing an efficiency allocation and subject to surcharges; and

WHEREAS, it is not the purpose of the GMA to penalize efficient water use.

NOW, THEREFORE, it is hereby proclaimed and ordered that the filing deadline for 1992 and 1993 efficiency applications be extended to October 1, 1994.

It is further proclaimed and ordered that any surcharge of ten dollars (\$10) or less be dismissed.

On motion of Director Daniels, seconded by Director McIntyre, the foregoing resolution was passed and adopted on this 25th DAY OF MAY 1994.



Lynn E. Maulhardt, Chair - Board of Directors

ATTEST: I hereby certify that the above is a true and correct copy of Resolution 1994-1.



Karen Schoonover, Clerk of the Board

94-1
RESOLUTION ~~94-2~~
OF THE FOX CANYON
GROUNDWATER MANAGEMENT AGENCY

WHEREAS, the Fox Canyon Management Agency has adopted Ordinance 5.2, an ordinance to reduce groundwater extractions; and;

WHEREAS, Article 6 of Ordinance 5.2, provides an annual efficiency extraction allocation alternative and a filing deadline of March 31st of the following year for filing each application; and;

WHEREAS, an application for a 1993 efficiency allocation has been received after the filing deadline established by Ordinance 5.2; and;

WHEREAS, the application for efficiency meets the requirement to be equal to or greater than eighty percent (80%) efficient; and;

WHEREAS, surcharges without the efficiency allocation will be significant and considered to be excessive for being late in reporting; and;

WHEREAS, this is the first time the severity of meeting deadlines has resulted in substantial surcharges, and others may also be late in filing an efficiency allocation and subject to surcharges; and;

WHEREAS, it is not the purpose of the GMA to penalize efficient water use.

NOW, THEREFORE, it is hereby proclaimed and ordered that the filing deadline for 1992 and 1993 efficiency applications be extended to October 1, 1994.

It is further proclaimed and ordered that any surcharge of ten dollars (\$10) or less be dismissed.

On motion of Director _____, seconded by Director _____, the forgoing resolution was passed and adopted on June 22, 1994.

Chair, Board of Directors
Fox Canyon Groundwater Management Agency

ATTEST:

by: _____
Clerk of the Board

ITEM 8 ATTACHMENT

FOX CANYON GROUNDWATER MANAGEMENT AGENCY

BOARD OF DIRECTORS

Lynn E. Maulhardt, Chair
John K. Flynn
Sam McIntyre
James Daniels
Michael Conroy

AGENCY COORDINATOR

Lowell Preston, Ph.D.

May 25, 1994

Board of Directors
Fox Canyon Groundwater Management Agency
800 South Victoria Avenue
Ventura, CA 93009

**SUBJECT: ORDINANCE 5.3 RESOLUTION 94-2 PROVIDING A ONE TIME
EXTENSION OF FILING DATE FOR EFFICIENCY ALLOCATIONS FOR
1992 AND 1993**

RECOMMENDATION:

Adopt the attached Resolution 94-2, allowing a one time extension of filing time for requests for efficiency allocations for 1992 and 1993 provided all such delinquent requests are received prior to October 1, 1994.

DISCUSSION:

Ordinance 5.3 requires all applications to be submitted by March 31 for an efficiency allocation for the previous year. There are at least three cases where pumpers have failed to file for efficiency allocations by the specified filing date. In each case, the extraction meets the requirements for efficiency, but exceeds other allocations available. Although those who actively participate in GMA affairs have long been familiar with the requirements and consequences of untimely filing, there are many who still know very little about the GMA. For many, this is the first time the real impact of the GMA Ordinances has been felt and the alternatives that have been built into Ordinance 5.3 are not yet well understood.

Considering that the GMA is not an Agency established to charge fees, but an Agency dedicated to the preservation and management of water resources, and considering that neither of the cases at hand were wasting water, it is recommended that the GMA extend the filing deadline to allow a one time late submission of requests for efficiency provided the extraction operation was efficient and provided that any conservation credits available to late filers be voluntarily forfeited.

Should you have any question about this recommendation, please call me at 805
648--9204.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Lowell Preston', written in a cursive style.

Lowell Preston, Ph.D.
Agency Coordinator

Attachment