



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: County Counsel/Public Works
Department No.: 0710/054
For Agenda Of: July 14, 2020
Placement: Administrative
Estimated Time:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Michael Ghizzoni, County Counsel
Director: Scott D. McGolpin, Public Works Director, (805) 568-3010
Contact Info: Johannah Hartley, Deputy (805) 568-2950
Thomas D. Fayram, Deputy Public Works Director (805) 568-3436
SUBJECT: San Antonio Water District Bylaws, Third and Fourth Supervisorial Districts

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: N/A

Auditor-Controller Concurrence

As to form: N/A

Recommended Actions:

That the Board of Supervisors:

- a) Approve the bylaws of the San Antonio Basin Water District; and
- b) Determine that the above action involves government organization or administrative activity which will not result in direct or indirect physical changes in the environment and is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(5).

Summary Text:

The newly formed San Antonio Basin Water District (District) approved their bylaws on May 19, 2020. On June 22, 2020, the District's counsel submitted the attached letter requesting the Board of Supervisors approve the District's bylaws. Pursuant to Water Code section 35301, the District is required to prepare bylaws for the written approval of the Board of Supervisors. The bylaws are required to provide for the manner of voting, the qualifications and duties of the officers, the compensation of officers, the location of the District office and how to change the location, the method of amending or repealing the bylaws, and penalties for violating the bylaws. (Water Code § 35303-35304.) These matters are all addressed in the bylaws submitted by the District. (See Attachment A.) Once approved by the Board the bylaws may be recorded and enforced. (Water Code § 35306.)

Background:

The San Antonio Basin Water District (District) was formed as a California Water District in accordance with Water Code section 34000 *et seq.*, following a landowner voter election held on April 7, 2020. (See <https://countyofsb.org/care/elections/voting/upcoming/april-7-2020.sbc>.) The District overlies the San Antonio Creek Groundwater Basin (Basin). Formation was initiated by petition, signed by the holders of title to a majority of land within the proposed boundaries. (See LAFCO Commission Resolution No. 19-03; <http://sblafco.org/asset.c/1153>.) The District was formed to participate as a member of the Groundwater Sustainability Agency for the Basin.

Performance Measure:

N/A

Contract Renewals and Performance Outcomes:

N/A

Fiscal and Facilities Impacts:

Budgeted: No

Fiscal Analysis: The District is a separate and distinct entity from the County and is separately funded. (LAFCO Resolution No. 19-03.) No general fund money is used to fund the District.

Key Contract Risks: N/A

Staffing Impacts:

Legal Positions:

N/A

FTEs:

N/A

Special Instructions:

Please send a minute order to the County Counsel office, attention Johannah Hartley, and a minute order to the San Antonio Basin Water District, attention Mr. Doud.

Attachments:

Attachment A: Letter from District with Bylaws attached

Authored by:

Johannah Hartley, Senior Deputy