

SIERRA VALLEY GROUNDWATER
MANAGEMENT DISTRICT

ORDINANCE NO. 82 - 01

(Requiring a Permit to Export Groundwater, and Banning Exports of Groundwater during Overdraft.)

The Sierra Valley Groundwater Management District DOES ORDAIN as follows:

Section 1. No groundwater shall be exported from the district unless the exporter has applied for and obtained a permit from the district which establishes the quantity of water which may be exported and the conditions on such export. Notwithstanding any conditions specified in the permit, exporters shall be subject to the provisions of Section 3 of this ordinance, and Article 7 of the Sierra Valley Groundwater Basin Act (Chapters 449 and 986, Statutes of 1980).

Section 2. The district shall not issue any permit to export water from the district unless the applicant has established that there is an available supply, as defined by Section 302 of the Sierra Valley Groundwater Basin Act, in excess of the amount currently required for reasonable and beneficial uses within the district, and the board of directors determines that such export, if permitted, would not adversely affect the rights of groundwater users within the district. The district shall issue permits for export for such time periods and under such terms and conditions as it deems appropriate. All permits shall state that they are subject to the right of the district to reduce or suspend exports as provided for in Section 3 of this ordinance, and as provided for in the Sierra Valley Groundwater Basin Act.

Section 3. The district shall, after published notice and a hearing which discloses evidence of overdraft, or threat of overdraft, reduce or suspend extractions by exporters regardless of whether a permit to export has been granted.

Section 4.

(a) Any person exporting groundwater from the district without a permit shall be liable for a penalty of up to one thousand dollars per day.


(b) Any person who exports groundwater from the district in a manner that violates any conditions contained on a permit shall be liable for a penalty of up to one thousand dollars per day.

(c) Any person who exports groundwater from the district after his permit to do so has been altered or suspended under Section 3 of this ordinance shall be liable for a penalty of up to one thousand dollars per day.

(d) The amount of any penalties mentioned above shall be set by the board of directors.

The foregoing ordinance was duly passed and adopted by the Board of Directors of the Sierra Valley Groundwater Management District, State of California, at a regular meeting held the 30th day of September, 1984 by the following vote:

- AYES: Directors: Roberti, Barnes, Torri, Ross and Gottardi.
- NOES: Directors: None.
- ABSENT: Directors: Filippini and Genasci.

ATTEST:

Secretary to said
Board of Directors


Vice-Chairman, Board of Directors

Dated: October 6, 1982

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