

CITY OF LOYALTON

COUNTY OF SIERRA
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OFFICE OF THE MAYOR

Greetings from the City of Loyalton,

We are writing to you for clarification pertaining to Ordinance No. 18-1 (Adopting requirements Pertaining to New Well Water Permits). As you may be aware, the City of Loyalton has issued an action reaffirming our state of emergency within Loyalton's water distribution system. Our Councilmembers have been diligently working to provide feasible solutions to address the insufficiencies within the system. The establishment of a new high capacity well (as described in Ordinance No. 18-1) will be a necessary and crucial step towards the desired stabilization of the City's infrastructure. As you are aware the entirety of Loyalton falls within the boundaries of your organization's high-capacity well-prohibited zone.

Language within ordinance No. 18-1 along with similar verbiage set forth by Executive Order N-3-23 would lead us to believe that Loyalton is or may be exempt from your organization's restrictions on new high-capacity wells and application processes. In Section 5-(e)-1 of Ordinance No. 18-1 it states "(e) The Following water management practices are exempt from the prohibitions in this chapter... 1. Water resources management practices of public water agencies, including municipal services, that have jurisdictional authority within the district". In addition, in Executive Department State of California Executive Order N-3-23 it states in paragraph 4-b-(ii) that "This paragraph shall not apply to permits for wells... (ii) that will exclusively provide groundwater to public water supply systems as defined in section 116275 of the Health and Safety Code".

Background: We are investigating the potential utilization of our Public Utility Code Section 11, in which "extension facilities" may be constructed to serve the public water system where the City's water system is not adequate. This proposed extension facility or newly constructed high capacity well would be located within Loyalton limits at APN 017-120-006. The construction of this facility has high potential to address many infrastructure concerns in our public water system and fire response capabilities. In addition, the proposed well will generate a more substantiable water supply for our current and historical customers. As this is a matter of public health and safety, the City of Loyalton greatly appreciates your attention and consideration to this matter.

Sincerely,


Joy Markum - Mayor City of Loyalton