



# Mendocino County

## Legislation Text

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File #: 21-0979, Version: 1

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**To: Board of Supervisors**

**From:** Supervisor Haschak and Supervisor McGourty

**Meeting Date:** August 31, 2021

**Department Contact:** Supervisor Haschak

**Phone:** 463-4441

**Department Contact:** Supervisor McGourty

**Phone:** 463-4441

**Item Type:** Regular Agenda

**Time Allocated for Item:** 30 Minutes

**Agenda Title:**

Discussion and Possible Action Including Direction to Staff to Draft an Urgency Ordinance Regarding the Prohibition of Water Hauling from One Source to Another Except for Health and Human Safety or Permitted Businesses

(Sponsor: The Drought Task Force Ad Hoc Committee of Supervisors McGourty and Haschak)

**Recommended Action/Motion:**

Direct staff to draft an urgency ordinance regarding the prohibition of water hauling from one source to another except for personal health and human safety or permitted businesses, and return to full Board for approval at a later date.

**Previous Board/Board Committee Actions:**

The BOS declared a drought state of emergency on April 20, 2021.

**Summary of Request:**

With the drought in its second year, people are increasingly concerned about wells going dry and aquifers being excessively tapped. Reports of people with private wells selling water that is then transported to distant locations for unpermitted usages are common throughout inland Mendocino County. According to Baldwin vs. Tehama Co., counties have the authority to regulate the transfer of water. An urgency ordinance prohibiting water hauling to unpermitted business usages will help law and code enforcement to enforce and regulate the transport of water. The ordinance could contain such restrictions as limiting the hours that water trucks can operate and log of details of each delivery.

**Alternative Action/Motion:**

Provide alternative direction.

**How Does This Item Support the General Plan?** N/A

**Supervisory District:** All

**vote requirement:** Majority

Supplemental Information Available Online At: N/A

**Fiscal Details:**

source of funding: N/A

current f/y cost: N/A

annual recurring cost: N/A

budget clarification: N/A

budgeted in current f/y: N/A

if no, please describe:

revenue agreement: N/A

Agreement/Resolution/Ordinance Approved by County Counsel: N/A

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CEO Liaison: Executive Office

CEO Review: Yes

CEO Comments:

**FOR COB USE ONLY**

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Executed By: Atlas Pearson, Deputy Clerk I

Date: SEPTEMBER 1, 2021

Final Status: Direction Given to Staff

