



CALAVERAS COUNTY BOARD OF SUPERVISORS AGENDA SUBMITTAL

Short Name/Subject Mokelumne River Wild and Scenic Designation	Board Meeting Date May 22, 2018	Agenda Number 23
Dept: Administrative Office Contact: Brian Moss Phone: (209) 754-6036	Supervisory District Number Countywide	Regular Agenda
Published Notice Required? No Public Hearing Required? No		Estimated Time: 30 Minutes
Type of Document? Resolution PowerPoint Presentation Included? Yes Budget Transfer Included (Must be signed by Auditor)? No Complete Agreement Required? No Position Allocation Change? No		

RECOMMENDATION:

Adopt a resolution supporting CCWD and other water agencies and counties voicing support for the outcome of the AB 142 process and the desire for legislation to be carried forward implementing the recommendations of the report and its special provisions that includes wild and scenic designation of approximately 37 miles of the Upper Mokelumne River.

DISCUSSION/SUMMARY:

Per the requirements of Assembly Bill No. 142, Bigelow, the California State Natural Resources Agency (CNRA) commissioned a study on the Mokelumne River, its tributaries and segments, to consider the potential effects of a proposal to designate sections of the river as *wild and scenic*. Specifically, five segments of the North Fork Mokelumne River were evaluated for consideration.

- **Segment A1:** North Fork Mokelumne River from 0.50 mile downstream of the Salt Springs Dam to Bear River confluence (**Recreational**); **Segment A2:** Bear River confluence to 0.50 mile upstream of the Tiger Creek Powerhouse (**Wild**).
- **Segment B:** North Fork Mokelumne River from 1,000 feet downstream of the Tiger Creek Afterbay Dam to State Highway Route 26 (**Scenic**).
- **Segment C1:** North Fork Mokelumne River from 400 feet downstream of the small reregulating dam at the outlet of the West Point Powerhouse to the southern boundary of Section 12, T6N R12E (**Wild**); **Segment C2:** Section 12 boundary to confluence of the North and Middle Forks Mokelumne River (**Recreational**).
- **Segment D:** Main stem Mokelumne River from the confluence of the North and Middle Forks to 300 feet upstream of the Electra Powerhouse (**Scenic**).
- **Segment E:** Main stem Mokelumne River from 300 feet downstream of the small reregulating dam downstream of the Electra Powerhouse to the Pardee Reservoir flood surcharge pool at 580 feet elevation above mean sea level (**Recreational**).

An Administrative Draft Report was provided to stakeholders on January 22, 2018 for review and informal comment. CNRA carefully considered input received on the Administrative Draft Report and prepared the Draft Report. On January 26, 2018, CNRA took steps to notify the public and stakeholders of the availability of the Draft Report for a 34-day comment period ending February 28, 2018. A public meeting was held in Mokelumne Hill on February 15, 2018 as attended by approximately 100 individuals. CNRA announced a second public meeting in Oakland on February 26, 2018 and extended the comment period to March 9, 2018 as attended by approximately 20 individuals.

A large majority of attendees and comments on the Draft Report were in favor of including the five segments into the California Wild & Scenic River System, but several commenters in Mokelumne Hill were against designation or had specific concerns.

On April 18, 2018 CNRA released a Final Study assessing the suitability of the five segments of the Mokelumne River for state designation under the California Wild and Scenic Rivers Act. The report recommends adding approximately 37 miles of the upper Mokelumne River to the California Wild and Scenic Rivers System subject to the special provisions cited above. CCWD staff and expert water law counsel for the district, Amador Water Agency, Jackson Valley Irrigation District, and Calaveras Public Utilities District worked for many months to realize language in the special provisions that protects the interests of current and future generations of residents in our counties.

CCWD and other local water agencies are working with Assembly-member Bigelow regarding the outcome of the report and potential future legislation to implement its recommendations, including all of the vitally important special provisions. With this agenda item, staff is recommending the Board adopt a resolution supporting CCWD and other water agencies and counties voicing support for the outcome of the AB 142 process and the desire for legislation to be carried forward implementing the recommendations of the report and its special provisions that includes wild and scenic designation of approximately 37 miles of the Upper Mokelumne River.

FINANCING:

Approval of the attached resolution will have no impact on County general funds.

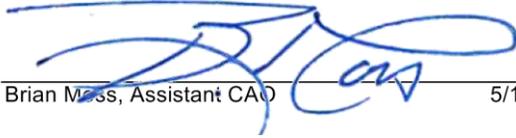
ALTERNATIVES:

The Board could choose not to support a resolution supporting Wild and Scenic on the Mokelumne with the addition of the five segments.

OTHER AGENCY INVOLVEMENT:

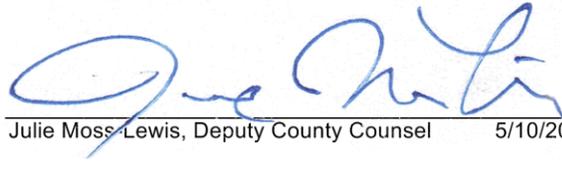
Calaveras County Water District / Calaveras County Public Utility District

APPROVED BY:



Brian Moss, Assistant CAO

5/10/2018



Julie Moss-Lewis, Deputy County Counsel

5/10/2018



Tim Lutz, County Administrative Officer

5/13/2018



Diane Beverud, Deputy Clerk of the Board of Supervisors

5/14/2018

BOARD OF SUPERVISORS, COUNTY OF CALAVERAS
STATE OF CALIFORNIA
May 22, 2018

Resolution
No. (ID # 3758)

RESOLUTION SUPPORTING CCWD AND OTHER WATER AGENCIES AND COUNTIES VOICING SUPPORT FOR THE OUTCOME OF THE AB 142 PROCESS AND THE DESIRE FOR LEGISLATION TO BE CARRIED FORWARD IMPLEMENTING THE RECOMMENDATIONS OF THE REPORT AND ITS SPECIAL PROVISIONS THAT INCLUDES WILD AND SCENIC DESIGNATION OF APPROXIMATELY 37 MILES OF THE UPPER MOKELUMNE RIVER

WHEREAS, as a result of Assembly Bill No. 142 (Bigelow), the California State Natural Resources Agency (CNRA) commissioned a study on the Mokelumne River, its tributaries and segments, to consider the potential effects of a proposal to designate sections of the river as wild and scenic; and,

WHEREAS, five segments of the North Fork Mokelumne River were evaluated for consideration as Segment's A1, B, C1, D and E designating the respective segments as Recreational, Wild and/or Scenic; and,

WHEREAS, an Administrative Draft Report was provided to stakeholders on January 22, 2018 for review and informal comment, resulting in CNRA carefully considering input and preparing the Draft Report; and,

WHEREAS, on January 26, 2018, CNRA took steps to notify the public and stakeholders of the availability of the Draft Report for a 34-day comment period ending February 28, 2018 but ultimately extended to March 9, 2018; and,

WHEREAS, a public meeting was held in Mokelumne Hill on February 15, 2018 with a second public meeting conducted in Oakland on February 26, 2018; and,

WHEREAS, a majority of attendees and comments on the Draft Report were in favor of including the five segments into the California Wild & Scenic River System; and,

WHEREAS, on April 18, 2018 CNRA released the Final Study assessing the suitability of the five segments of the Mokelumne River for state designation under the California Wild and Scenic Rivers Act and recommending adding approximately 37 miles of the upper Mokelumne River subject to the special provisions to the California Wild and Scenic Rivers System; and,

WHEREAS, CCWD staff and expert water law counsel for the district, Amador Water Agency, Jackson Valley Irrigation District, and Calaveras Public Utilities District worked for many months to realize language in the special provisions that protects the interests of current and future generations of residents in our counties; and,

WHEREAS, CCWD and other local water agencies are working with Assembly-member Bigelow about the outcome of the report and potential future legislation to implement its recommendations, including all of the vitally important special provisions; and,

WHEREAS, staff recommends supporting CCWD and other water agencies and counties voicing support for the outcome of the AB 142 process and the desire for legislation to be carried forward implementing the recommendations of the report and its special provisions that includes wild and scenic designation of approximately 37 miles of the Upper Mokelumne River.

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors, County of Calaveras does hereby support CCWD and other water agencies and counties voicing support for the outcome of the AB 142 process and the desire for legislation to be carried forward implementing the recommendations of the report and its special provisions that includes wild and scenic designation of approximately 37 miles of the Upper Mokelumne River.

Chair

ATTEST

Rebecca Turner, Ex-Officio Clerk
of the Board of Supervisors, County of Calaveras

Deputy Clerk