

BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF FRESNO
STATE OF CALIFORNIA SITTING AS THE BOARD OF DIRECTORS OF
COUNTY WATERWORKS DISTRICT NO. 40

RESOLUTION NO. 25-073

**Resolution Declaring Water Conservation Stage in County Waterworks District No. 40 for the
2025-2026 Water Year (Ord. Code, § 14.01.060)**

WHEREAS, under Fresno County Ordinance Code (Ordinance Code) section 14.01.040, the Director of Public Works and Planning (Director) has presented to this Board, and this Board has received, an annual water conservation report (Report) covering all of the County Service Areas, County Service Area Zones, and County Waterworks Districts whose governing body is this Board where the County supplies water for human consumption (Districts), including County Waterworks District No. 40 (WWD 40); and

WHEREAS, the Report is based on all relevant information reasonably available to the Director regarding water demand and availability during the 2025-2026 water year (April 1, 2025 through March 31, 2026) in each of the Districts, including WWD 40; and

WHEREAS, the Report includes a statement of whether and to what extent the Director anticipates limits on the availability of water resources or the ability of the County to supply water for human consumption, sanitation, and fire protection during the 2025-2026 water year in WWD 40; and

WHEREAS, the Report includes a recommendation regarding the duration of the conservation period in WWD 40, namely the 2025-2026 water year, a recommendation regarding the appropriate water conservation stage for WWD 40 during that period, and a proposed resolution declaring the water conservation stage for WWD 40 during that period; and

WHEREAS, a copy of the Report is on file with the Clerk of this Board; and

WHEREAS, on January 3, 2025, under Ordinance Code Section 14.01.040, the Director caused a draft of the Report, along with instructions for submitting comments by January 23, 2025, to be emailed to all Citizens Advisory Committee (CAC) members for WWD 40; and

1 WHEREAS, the Director caused notice of the time and place of a public hearing and the details
2 of the recommendation for WWD 40 identified in the Report to be sent by United States Postal Service
3 first-class mail on February 7, 2025, in accordance with Ordinance Code section 14.01.050(B) to each
4 record owner of property (including their tenants of record) in WWD 40 as shown on the last equalized
5 assessment roll, and notice of the time and place of the public hearing was published in the Fresno Bee
6 on March 4, 2025, as required by Ordinance Code section 14.01.050(A) and California Water Code
7 section 352; and

8 WHEREAS, a public hearing was held on March 11, 2025, before this Board, at which time
9 there was opportunity for all interested persons to protest the declaration of a water conservation stage,
10 and to present their respective needs and any other relevant information to the Board, as provided in
11 Ordinance Code section 14.01.060 and California Water Code section 351; and

12 WHEREAS, this Board has considered the Report and all of the testimony and other information
13 presented at the public hearing as to WWD 40; and

14 WHEREAS, during the period from April 1, 2025 through March 31, 2026, limits on the
15 availability of water resources or the ability of the County to supply water for human consumption are
16 expected to exceed the normal limits such that the ordinary demands and requirements of water
17 consumers within WWD 40 cannot be satisfied without depleting the water supply for WWD 40 to the
18 extent that there would be a critical shortfall in the supply of water available for human consumption,
19 sanitation, and fire protection within WWD 40.

20 **Therefore, be it resolved:**

- 21 1. This Board finds that all of the recitals above are true and correct.
- 22 2. Based on the Report and all of the testimony and other information presented at the
23 public hearing as to WWD 40, this Board finds that declaring Water Conservation Stage Four (Severe
24 Water Shortage Emergency Condition) (Ordinance Code section 14.01.110) in WWD 40 for the 2025-
25 2026 water year (April 1, 2025 through March 31, 2026) will conserve the water supply to WWD 40 for
26 the greatest public benefit for that period, with particular regard to domestic use, sanitation, and fire
27 protection.
- 28 3. The regulations for Water Conservation Stage Four (Severe Water Shortage

Emergency Condition), under Ordinance Code section 14.01.110, shall be in effect in WWD 40 from April 1, 2025 through March 31, 2026.

4. The Director is authorized and directed to send by United States Postal Service first-class mail, postage prepaid, to all property owners (including their tenants of record) in WWD 40, as shown on the last equalized assessment roll, a copy of the regulations imposed under this resolution, Ordinance Code section 14.01.110, and California Water Code section 353.

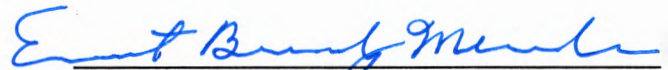
THE FOREGOING, was passed and adopted by the following vote of the Board of Supervisors of the County of Fresno sitting as the board of directors of County Waterworks District No. 40 this 11th day of March, 2025, to wit:

AYES: Supervisors Bredefeld, Chavez, Magsig, Mendes, Pacheco

NOES: None

ABSENT: None

ABSTAINED: None



Ernest Buddy Mendes, Chairman of the Board
of Supervisors of the County of Fresno

ATTEST:

Bernice E. Seidel
Clerk of the Board of Supervisors
County of Fresno, State of California

By: 

Deputy