

To Be Published Thursday, February 9, 2023

**BUTTE LOCAL AGENCY FORMATION COMMISSION
NOTICE OF PUBLIC HEARING**

Notice is hereby given by the Local Agency Formation Commission that a public hearing will be held on March 2, 2023, at 9:00 a.m. in the Oroville City Council Chambers, 1735 Montgomery Street, Oroville, California, regarding the following:

**ITEMS TO BE CONSIDERED PURSUANT TO THE PROVISIONS OF GOVERNMENT CODE
SECTION 56000, et. seq. and
ITEMS DETERMINED TO BE EXEMPT FROM ENVIRONMENTAL REVIEW
CEQA Guidelines§15060(c);15061(b)(3); 15262, 15307, 15308 & 15378(b)(4,5)**

LAFCO File No. 21-06 – Formation of Tuscan Water District. On February 3, 2022, the Butte Local Agency Formation Commission (LAFCo) adopted Resolution No. 11 2021/22 approving the formation of a California Water District (Water Code 34000), a landowner voter district, initiated through a landowner petition and to be called the Tuscan Water District (TWD).

The proposed TWD territory is approximately 97,625 acres in size and contains 3,138 individual parcels generally bound by the Tehama County line to the north, SR 99 and the City of Chico to the east, Grainland Road to the south and the Sacramento River on the west, in the unincorporated area of northwest Butte County. The proposed TWD is to be that are primarily used for agricultural production and the TWD proposes to organize the landowners into a local public agency with the overarching purpose of working cooperatively with the County of Butte, Vina, Butte and Rock Creek Reclamation District Groundwater Sustainability Agencies (GSA's) and other state and local agencies in the implementation of the project and management actions within the Groundwater Sustainability Plans (GSP) for the Vina and Butte sub-basins in order to promote a sustainable groundwater basin and ensure adequate water is available to continue the existing agricultural uses of the affected land.

On April 5, 2022, the LAFCo conducted a protest proceeding resulting in insufficient protest to terminate the formation application, therefore, on April 7, 2022, LAFCo requested the Butte County Board of Supervisors direct the County Elections Official to conduct the necessary election. On September 27, 2022, the County Elections Official determined that due to procedural issue, the official canvass would not be conducted as scheduled and no results could be certified. On January 3, 2023, Butte County Counsel requested on behalf of the Clerk of the Board of Supervisors and the Clerk-Recorder/Registrar of Voters Office, that the Butte LAFCo Commission review any and all election issues and adopt an amended TWD Formation resolution to the County that addresses the procedural issues raised. No changes or amendment to the services or functions of the TWD are proposed.

The Commission is requested to consider and adopt, an amended Resolution for the Formation of the Tuscan Water District that is intended to address procedural issues regarding election processes and funding mechanisms.

Information regarding this project is on file and available for public viewing at the office of the Butte Local Agency Formation Commission, 1453 Downer Street, Suite C, Oroville, CA 95965, on the Butte LAFCo website at www.buttelafco.org or can be obtained by calling (530) 538-7784, Monday through Friday between 9:00 a.m. and 4:00 p.m.

Proposed Tuscan Water District LAFCo File No. 21-06

