

**CEDAR CITY RESOLUTION NO. 20-0610**

**A RESOLUTION OF THE CEDAR CITY COUNCIL EXPRESSING SUPPORT OF THE PINE VALLEY WATER SUPPLY & CONSERVATION PROJECT.**

**WHEREAS**, Cedar City (Hereinafter referring to as “City”) is a Utah municipal corporation and political subdivision that owns and operates its own culinary water system; and

**WHEREAS**, City is located in drainage basin 73 as the term is defined by the State of Utah Department of Natural Resources, Water Rights Division; and

**WHEREAS**, the water resources within drainage basin 73 accommodate agricultural, industrial, and municipal uses: and

**WHEREAS**, Utah is the second driest state in the United States and water is a commodity which is necessary to promote Growth and a healthy economy; and

**WHEREAS**, the Central Iron Count Water Conservancy District (Hereinafter referred to as “District”) was formed in 1997 as an independent Utah Water Conservancy District serving a land area the approximates the boundaries of drainage basin 73; and

**WHEREAS**, some of the District’s functions include, but are not limited to: water conservation; developing water supplies; Providing adequate supplies of water for municipal, industrial, agricultural, and all other necessary water uses and; development of water sources and necessary water delivery infrastructure; and

**WHEREAS**, City has numerous wells and springs located throughout drainage basin 73 and city uses its wells and springs to provide for the municipal industrial water needs of its population; and

**WHEREAS**, City owns water rights with priority dates ranging from 1856 through 1962; and

**WHEREAS**, yearly water withdrawals from drainage basin 73 exceed the yearly water recharge to drainage basin 73. This is causing the basin to be mined for water by its water users; and

**WHEREAS**, current estimates show that approximately 7000 acre feet of water per year is being mined out of the drainage basin 73, municipal and industrial water use account for approximately 25% of the water used, agriculture use accounts for approximately 75% of the water use; and

**WHEREAS**, current Utah Geological Service studies indicate water mining from drainage basin 73 may be causing ground subsidence in various locations throughout drainage basin 73; and

**WHEREAS**, City and district recognize a mutual need for cooperative action to provide for, protect, and enhance the water resources within drainage basin 73. City encourages District to include, partial conversion of agricultural water use to Municipal and Industrial use as part of District's efforts to eliminate the mining of water from drainage basin 73; and

**WHEREAS**, City and District recognize a mutual need for cooperative action to obtain a new source of water for drainage basin 73 before over mining causes irreparable harm to the aquifer; and

**WHEREAS**, City and District recognize a need within drainage basin 73 to provide incentives for water conservation, promote new water saving technology, continued development of water resources and efficiency, and obtaining additional water resources from outside of drainage basin 73 to serve current and further needs; and

**WHEREAS**, in order to further their mutual needs, city has been working in conjunction with District in seeking water resources from outside of drainage basin 73, promoting water conservation measures utilizing City resources and property to preserve and maximize current water resources, and efficiently utilizing existing water resources, including water used to agriculture; and

**WHEREAS**, District has identified and obtained ownership of additional water resources located outside of drainage basin 73 in Wah Wah Valley and Pine Valley which would be available to supplement the water resources within drainage basin 73 upon construction on the necessary infrastructure to convey water from various points of diversion to various points within drainage basin 73; and

**WHEREAS**, City residents currently comprise approximately 60% of District's tax base, and uses approximately 15% of the water within drainage basin 73 city and district are committed to working cooperatively to assure future water supplies; and

**WHEREAS**, City recognizes and acknowledges that District will incur a substantial cost to develop necessary wells pipelines, storage facilities, and distribution networks needed to bring water from Wah Wah Valley and Pine Valley into drainage Basin 73 and

**WHEREAS**, District has identified the Pine Valley Water Supply & Conservation (PVWS) Project as the first phase of the West Desert Water Supply program due to water quality, quantity, and engineering logistics; and

**WHEREAS**, City Recognizes and acknowledges that District will incur a substantial cost to develop the PVWS and necessary wells, Pipelines, storage facilities, and distribution networks needed to bring water Pine Valley into drainage Basin 73; and

**WHEREAS**, as City experiences continued growth City will need additional water resources and City is agreeable to considering such partnerships with District as are reasonably necessary to obtain the necessary financial resources to develop and transport water from Wah Wah Valley and Pine Valley Into drainage Basin 73 in order to serve City's Municipal and industrial needs; and

**WHEREAS**, City has continued to discuss and provide financial support to the District for the purpose of exploring for new water sources, and obtaining the legal rights to new water sources through funding provide by City tax base; and

**WHEREAS**, City has continued to cooperate with district in conservation efforts through encouraging conservation, adopting tiered system of water rates, and use of City property and finances to maintain recharge basins; and

**WHEREAS**, City has the capacity to fund its portion of water source development, and to purchase necessary wholesale water from District through City's ability to assess appropriate and reasonable water user fees. City will be able to consume and use additional water resources for present and future growth and can fund the same as deemed necessary and appropriate by the Cedar City Council.

**NOW THEREFORE, BE IT RESOLVED**, by the City Council of Cedar City, State of Utah, that is intends to employ cooperative efforts with District in ongoing conservation and recharge efforts.

**NOW THEREFORE, BE IT FURTHER RESOLVED**, by the city council of Cedar City, State of Utah, that it encourages District's efforts to promote and encourage agricultural interests within drainage basin 73 to incorporate technology and conservation methods.

**NOW THEREFORE, BE IT FURTHER RESOLVED**, by the City Council of Cedar City, State of Utah, that it encourages District's efforts to obtain water through the PVWS project.

**NOW THEREFORE, BE IT FURTHER RESOLVED**, by the City Council of Cedar city, State of Utah, that future cooperation with District's efforts to deliver water through the PVWS project may include, but may not be limited to, the following as City, In It's Sole discretion, sees fit: utilizing purchase contracts for bulk water; provision of financial assistance to, District from City as City deems Necessary and appropriate and provided that the financial assistance will result in a benefit to the economy, and prosperity of city and its residents, and; to otherwise make reasonable efforts to assist in the procurement of water to be used within drainage basin 73 that will benefit the welfare and prosperity of city and its residents.

This resolution, Cedar City Resolution No. 20-0610, shall become effective upon passage by the City Council and the signature of the Mayor.

Council Vote:

Ayes: 5      Nays: 0      Abstained: 0

Dated this 11<sup>th</sup> day of June, 2020.



*Maile L. Wilson-Edwards*  
MAILE L. WILSON-EDWARDS  
MAYOR

[SEAL]  
ATTEST:

*Renon Savage*  
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RENON SAVAGE  
RECORDER