

ATTACHMENT F

RESOLUTION NO. 2021- 56

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH, CALIFORNIA, ADOPTING AN ADDENDUM TO THE 2015 URBAN WATER MANAGEMENT PLAN

WHEREAS, the Urban Water Management Planning Act, California Water Code Section 10610 *et seq.* ("Act"), mandates every urban water supplier providing water for municipal purposes to more than 3,000 customers or supplying more than 3,000-acre feet of water annually to prepare an Urban Water Management Plan ("UWMP");

WHEREAS, the Sacramento-San Joaquin Delta Reform Act of 2009, California Water Code section 85000 *et seq.*, and the Delta Plan adopted thereunder encourage urban water suppliers to adopt an addendum to their 2015 UWMPs to demonstrate consistency with Delta Plan Policy WR P1, *Reduce Reliance on the Delta Through Improved Regional Water Self-Reliance*, California Code of Regulations, Title 23, Division 6, Chapter 2, Article 3, Section 5003, which is the state policy for reduction of reliance on the Sacramento-San Joaquin Delta;

WHEREAS, the City of Newport Beach ("City") is urban water supplier under the Act and has prepared an addendum to its 2015 UWMP ("Addendum") in accordance with Delta Plan Policy WR P1;

WHEREAS, pursuant to California Water Code Section 10652, the California Environmental Quality Act (Division 13, commencing with Section 21000, of the California Public Resources Code) ("CEQA") does not apply to the preparation and adoption of UWMPs, including addenda thereto; and

WHEREAS, a public hearing was held by the City Council on June 8, 2021 at 4:00 p.m., or soon thereafter, in the Council Chambers located at 100 Civic Center Drive, Newport Beach, California, in person and via teleconferencing, observing restrictions due to the Declaration of a State Emergency and Proclamation of Local Emergency related to COVID-19. A notice of time, place and purpose of the public hearing was given in accordance with California Water Code Section 10642, California Government Code Section 6066, and California Government Code Section 54950 *et seq.* ("Ralph M. Brown Act"). Evidence, both written and oral, was presented to, and considered by, the City Council at this public hearing.

NOW, THEREFORE, the City Council of the City of Newport Beach resolves as follows:

Section 1: The City Council does hereby adopt the Addendum and directs that it be filed with the City Clerk, filed with the California Department of Water Resources no later than July 1, 2021, and filed with the California State Library and the County of Orange within 30 days of the adoption of this resolution.

Section 2: The recitals provided in this resolution are true and correct and are incorporated into the operative part of this resolution.

Section 3: If any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this resolution. The City Council hereby declares that it would have passed this resolution, and each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

Section 4: The City Council finds the adoption of this resolution is not subject to the California Environmental Quality Act ("CEQA") pursuant to California Water Code Section 10652 and further pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Division 6, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

Section 5: This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting the resolution.

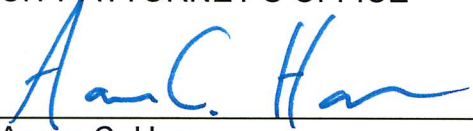
ADOPTED this 8th day of June, 2021.

Brad Avery
Mayor

ATTEST:

Leilani I. Brown
City Clerk

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE



Aaron C. Harp
City Attorney