

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM
3.8
(ID # 10192)

MEETING DATE:

Tuesday, June 18, 2019

FROM : COUNTY COUNSEL:

SUBJECT: COUNTY COUNSEL: INTRODUCTION OF ORDINANCE NO. 943.1 REPEALING
ORDINANCE NO. 943 ESTABLISHING REGULATIONS AND PROCEDURES
FOR NET-ENERGY METERING BY IRRIGATION DISTRICTS (All Districts) [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce, read title and waive further reading, and adopt on successive weeks Ordinance No. 943.1, an ordinance of the County of Riverside repealing Ordinance No. 943 establishing regulations and procedures for net-energy metering by irrigation districts.

ACTION: Policy



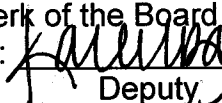
Gregory B. Priapros, Director County Counsel

6/11/2019

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Washington, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and that the above Ordinance is approved as introduced with a waiver of reading.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: June 18, 2019
xc: Co.Co., COB

Kecia Harper
Clerk of the Board
By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: N/A			Budget Adjustment: No	
			For Fiscal Year: 19/20	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

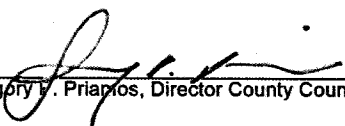
On July 17, 2018 (agenda item 3.4), the Board of Supervisors adopted Ordinance No. 943, an ordinance of the County of Riverside establishing regulations and procedures for Net-Energy Metering (NEM) by Irrigation Districts. The ordinance became effective on August 16, 2018. However, enforcement of the ordinance was stayed as a result of litigation filed by Imperial Irrigation District against the County in *Imperial Irrigation District vs. Riverside County Board of Supervisors, et al.*, Los Angeles Superior Court Case No. BS175175. After considered deliberation, it is recommended that the Board of Supervisors repeal Ordinance No. 943 in the best interest of the County.

Impact on Residents and Businesses

Ordinance No. 943 was initially adopted in hopes of ensuring that all residents of the unincorporated areas of Riverside County had the same opportunities to participate in a NEM program. However, the ordinance has been tied up in litigation since adoption. It is in the best interests of the County to repeal the challenged ordinance at this time.

ATTACHMENT:

1. Ordinance No. 943.1



 Gregory V. Priarios, Director County Counsel 8/11/2019

