

**Notice of Open Meeting/Public Hearing of the
Hays Trinity Groundwater Conservation District Board of Directors**



The Board of Directors will meet at **6:00 pm** on **Thursday, May 16, 2013** at Dripping Springs City Hall, 511 Mercer St, Dripping Springs, TX, 78620. Agenda items may be taken in any order at the discretion of the Board. HTGCD agendas, approved meeting minutes and any available backup materials have been posted on the District website, www.haysgroundwater.com under Quick Links/Agendas/Meeting Minutes

Executive Session

The Board of Directors of the Hays Trinity Conservation District reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on this agenda, as authorized by the Texas Government Code Chapter 551 including Section 551.071 (Consultation with Attorney) and Section 551.074 (Personnel Matters). No final action or decision will be made in Executive Session.

- Call to Order
- Roll Call
- General Comments from Board & Staff with no discussion or possible action

Public Comments Concerning Non-Agenda Items only limited to 3 minutes each. To address the Board of Directors, please complete and submit a Public Comment Card to the District staff. No action may be taken by the Board of Directors during Public Comments.

Consent Items The following agenda items may be considered and approved as one motion. A Board Member or a citizen may request any item be removed from the consent agenda for Discussion and Possible Action as a separate item.

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| 1. Approval of Bank Reconciliations & Monthly Invoices..... | Mark Hastings |
| 2. Approval of Monthly Financial Report and Budget to Actual Report..... | Mark Hastings |
| 3. Approval of April 9 and 17, 2013, Board Meeting Minutes..... | Skipton / Hastings |

Discussion and Possible Action: Agenda Items Public Comments will be heard prior to Board review, 3 minutes each

4. Update on Contested Case Lawsuit: Plaintiffs vs. HTGCD..... **Jimmy Skipton**
 - o **Wimberley Valley Watershed Association**
 - o Johanna L. Smith, H.K. Acord, Janet Acord, James R. McMeans and David Glenn
5. Drought Stage Status..... **Rick Broun**
 - o Board ORDER 161- District drought stage moves to Critical
 - o Monitoring Run well levels
 - o Trigger status days of flow on the Pedernales and Blanco Rivers
6. 2014 Hays County Grant Funding Request..... **Rick Broun**
 - o Proposal due date, May 28, 2013
7. Board of Directors to review possible change of Board meetings..... **Jimmy Skipton**
 - o Time change to an earlier Call to Order
8. Consider temporary hire to enter archived paper well registrations into main computer database..... **Rick Broun**
 - o Registrations dating back to May 2001
 - o Approximately 600 registrations outstanding. Not to Exceed \$1,000
9. Applicant Twisted X Brewery-Key Enterprises /Howard Land & Cattle requires Board of Director approval concerning issues with the application. At this time, the application is pending and is not administratively complete **Rick Broun**
 - o Applicant's Variance request states: Historical use of well should negate well performance requirement.

District Rule 3.5.3: *Non-Exempt use wells drilled and producing groundwater prior to January 1, 2010, that have not been previously permitted by the District, may be exempt from Rule 11 if the well's use is for or similar to the original intended use.*

Howard Ranch's filed well registration numbers 1713- irrigation use and 1775- domestic use. Board of Directors to determine approval of variance request.

- o Board to determine whether Twisted X Brewery's groundwater connection to Howard Ranch's well should be considered Non-Exempt including a \$300 tap fee
- o Board to determine whether Howard Ranch's well should be considered Non-Exempt including a well modification \$300 fee

Discussion Only: Agenda Items Public Comments will be heard prior to Board review, 3 minutes each

10. Wizard Academy confirms donated funds of \$5,500 to the District..... **Mark Hastings**

- o Funds to be used in the installation of a telemetry system within the HTGCD boundaries

11. Update on monthly Water Balance Report concerning pending permit applications, renewal applications and amendment applications..... **Rick Broun**

Pending Operating Permit Applications:

- Elder Hill Cottages – JP & LP Rentals: Staff Recommendations Posted April 22, 2013
 - One-Year Permit, 1.80 acre feet
 - Deadline Date, May 14, 2013, to submit Contested Case Letters to the District office
- Highpointe Subdivision - Hays Municipal Utility District #5
 - Submitted operating permit application on May 6, 2013
 - Requesting 50 acre feet per year
 - Use: Nine storm water ponds
 - Deadline Date, May 16, 2013, to submit public comments prior to staff recommendations
- Twisted "X" Brewery – Key Enterprises Inc / Howard Land & Cattle LTD
 - Submitted operating permit application on April 30, 2013
 - Requesting 6 acre feet per year
 - Use: Production of beer and landscaping
 - Deadline Date, May 10, 2013, to submit public comments prior to staff recommendations

Pending Permit Amendment Applications:

- Whisenant & Lyle – Cedar Cove Investments, L.P.:
 - Submitted permit amendment on April 23, 2013
 - Deadline Date, May 3, 2013, to submit public comments prior to staff recommendations
 - Staff Recommendations posted, May 6, 2013 including deadline date, May 27, 2013, to submit contested case letters to the District office.

The Hays Trinity Groundwater Conservation District is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal opportunity for effective communications will be provided upon request. Please contact the District office at 512-858-9253 at least 24 hours in advance if accommodation is needed.

The District will accept written comments two (2) days prior to the scheduled Board meeting. Hearing item proposals may be reviewed or copied at the District office.

This notice has been posted on a bulletin board at a place convenient to the public in the Hays County Courthouse and outside the main entrance to the District offices not less than three (3) days prior to the scheduled meeting in accordance with the provisions of the Texas Open Meetings Act, Chapter 551, Government Code.

Posted by: Rick Broun

Center Lake Business Park: 14101 Hwy 290 W, Bldg. 100, Ste. #212, Austin, Texas 78737
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E-mail: manager2@haysgroundwater.com Phone: 512-858-9253 Fax: 512-858-2384 website: www.haysgroundwater.com

CERTIFICATE OF POSTING

The above Notice of Meeting was posted at _____ o'clock on Monday, May 13, 2013 at a place convenient to the public on a bulletin board at the Hays County Government Center in San Marcos, Texas.

By: _____ Hays County Clerk's Office