

RESOLUTION NO. 20190925

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RESOLUTION OF THE BOARD OF DIRECTORS OF THE HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT ADOPTING RULE 15 ESTABLISHING THE JACOB'S WELL GROUNDWATER MANAGEMENT ZONE

WHEREAS, the HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT ("District") was created through Chapter 8843, Special Districts Local Laws Code, to conserve, protect, and manage the groundwater resources in within the District; and

WHEREAS, Section 36.116(d), Water Code, states that for better management of the groundwater resources located in a district or if a district determines that conditions in or use of an aquifer differ substantially from one geographic area of the district to another, the district may adopt different rules for each geographic area overlying an aquifer or subdivision of an aquifer located in whole or in part within the boundaries of the district; and

WHEREAS, Jacob's Well is a source of surface water that forms the headwaters of Cypress Creek, an integral part of the Guadalupe River Basin; and

WHEREAS, Jacob's Well is an important part of the Wimberley area and Hays County, so much so that the County has created the Jacob's Well Natural Area, which includes 81.5 acres surrounding the Jacob's Well artesian spring; and

WHEREAS, protection of Jacob's Well, the surface water supplies downstream from the springs, and the private property rights of well owners surrounding Jacob's Well requires limitations on groundwater withdrawals to prevent excessive loss of artesian pressure in the area around Jacob's Well; and

WHEREAS, The Jacob's Well Groundwater Management Zone requires specific groundwater production limitations and drought curtailments to protect spring flow, surface water rights, groundwater rights, and the private property rights of well owners within the Jacob's Well Groundwater Management Zone; and

WHEREAS, On August 27, 2019, the Board of Directors approve publication of the proposed rules establishing the Jacob's Well Groundwater Management Zone and calling a public hearing for the purpose of taking public comment on the proposed rules, and such hearing was held on September 25, 2019.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Hays Trinity Groundwater Conservation District:

1. The Jacob's Well Groundwater Management Zone is hereby created as a geographic area within the District where conditions in or use of the Trinity aquifer differ substantially from other geographic areas of the District.
2. Rule 15 as attached hereto and incorporated herein for all purposes is hereby adopted.
3. The General Manager is hereby authorized to take any and all necessary action to implement this resolution.

Approved and Adopted: September 25, 2019.

Linda Kaye Rogers, President

Attest:

John Worrall, Secretary