



## Minutes for Special Meeting of the Hays Trinity Groundwater Conservation District

Date: Thursday, October 3, 2019  
Time: 6:00 pm  
Place: Wimberley Community Center  
Located: 14068 Ranch Road 12, Wimberley, TX. 78676

6:04 p.m.: Board Meeting Called to Order

**Board Present:** Linda Kaye Rogers - President, Doc Jones – Vice President, John Worrall – Secretary/Treasurer  
**Board Not Present:** Holly Fults, Jeff Shaw

**Staff Present:** Rick Broun - General Manager, Philip Webster - Hydrogeologist, Keaton Hoelscher - Geo-Tech

**Legal Counsel Present:** Greg Ellis

- **Board Roll Call:**
  - Rick Broun:
    - Roll call, a quorum of the Board is present.
- **General Public Comment(s):** None
- **General Comments and Announcements from Board & Staff:** None

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### Discussion and Possible Action

#### Item #1 – Camp Young Judaea Operating Permit Amendment variance

##### **Board and Staff:**

Linda Kaye Rogers:

- Camp Young Judaea has worked out an agreement with HTGCD staff to use Jacob's Well and a neighboring Aqua Texas well instead of drilling an observation well for the required test.
- Due to availability issues, Camp Young Judaea has asked for an extension to complete the test.

##### **Motion:**

Linda Kaye Rogers: To give an extra 30 days, beyond November 1, to complete the Well Performance test to amend operating permit.  
Doc Jones: Seconded.

##### **Discussion:**

John Worrall:

- Objected to the motion because it was his understanding the Board never granted a variance to Camp Young Judaea, but rather gave them the opportunity to get the test done "as soon as possible." Therefore, the motion to grant an extension would be invalid because it would be for an extension for a variance that was never actually granted.

Linda Kaye Rogers:

- Stated the concern was that Camp Young Judaea would not be able to amend their permit once Rule 15 possibly came into effect November 1<sup>st</sup>.

Greg Ellis:

- Rule 15 has not been adopted yet.
- The board may change the wording in 15.1.2.4 to say "...may not file an application for an amendment after the effective date."
- There is also the possibility that applications, once submitted, must be processed using the rules effective upon the date the application was turned in.

**Motion Withdrawn** by Linda Kaye Rogers

**Public Comment(s):** None

**Item #2 – Propose amendments to Rule 2.1 (definitions) and Rule 10.1.3 Penalty Schedule, and proposed changes to draft Rule 15: Jacobs Well Groundwater Management Zone, authorizing publication for 20-Day public comment period and calling a public hearing**

**Board and Staff:**

Linda Kaye Rogers:

- Each proposed rule will be discussed separately.
- A definition for “unforeseen circumstances” was added to Rule 2.1 (definitions).

**Motion:**

Linda Kaye Rogers: To authorize the publication of proposed Rule 2.1 for 20-Day public comment period and discussion at a public hearing.

Doc Jones: Seconded.

Vote: 3-0 In Favor (Linda Kaye Rogers, Doc Jones, & John Worrall); motion passes.

**Board and Staff:**

Linda Kaye Rogers:

- Discussed the proposed changes to Rule 10.1.3, Penalty Schedule.

John Worrall:

- Discussed concerns regarding the interconnectedness of proposed changes for Rule 10.1.3 to the proposed changes to Rule 13 and the proposed Rule 15.

Greg Ellis:

- Informed the Board if the proposed changes to Rule 13 pass, the "Monthly Baseline Production Amount" will apply District wide. If the proposed changes to Rule 13 do not pass, the baseline will only apply within the proposed Jacob's Well Groundwater Management Zone (JWGMZ).
- Cautioned Board on the implications of "unforeseen circumstances" within the language of 10.1.3

**Motion:**

Doc Jones: To authorize the publication of proposed Rule 10.1.3 for 20-Day public comment period and discussion at a public hearing.

John Worrall: Seconded.

Vote: 3-0 In Favor (Linda Kaye Rogers, Doc Jones, & John Worrall); motion passes.

**Board and Staff:**

Linda Kaye Rogers:

- The proposed Rule 15, the Jacob's Well Groundwater Management Zone (JWGMZ), has been out for the 20-Day public comment period. A significant change was made, so it must be put into another 20-Day public comment period.

John Worrall:

- Suggests Rule 15 should only apply to Tier 3 permitted (non-exempt) wells.

Greg Ellis:

- The Board must prepare different options of the proposed Rule 15 for 20-Day public comment in order to discuss different options at the public hearing October 30th.
- Proposed to publish Rule 15 with no changes, then Rule 15 with 2 options:
  - Option A: Rule 15.1.2.4 will apply to Tier 2 & Tier 3 permitted (non-exempt) wells only.
  - Option B: Rule 15.1.2.4 will apply to Tier 3 permitted (non-exempt) wells only.
  - Both options will change 15.1.3 to apply to Tier 2 & Tier 3 permitted (non-exempt) wells only.

**Motion:**

Doc Jones: To publish proposed Rule 15, with all of the changes discussed in this meeting, for 20-Day public comment and discussion at a public hearing.

John Worrall: Seconded.

Vote: 3-0 In Favor (Linda Kaye Rogers, Doc Jones, & John Worrall); motion passes

**Public Comment(s):** None

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**Motion to Adjourn:**

Doc Jones: Made the motion.  
John Worrall: Seconded.

Vote: 3-0 In Favor (Linda Kaye Rogers, Doc Jones, & John Worrall); motion passes

7:55 p.m. Adjourn

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Approved: Linda Kaye Rogers, President, 11-18-, 2019  
Linda Kaye Rogers

Approved: John Worrall, Secretary/Treasurer, 11-18, 2019  
John Worrall