NOTICE OF OPEN MEETING AND PUBLIC HEARING

Notice is given that a Regular Meeting and Public Hearing before the Board of Directors of the Barton Springs/Edwards Aquifer Conservation District will be held at the District office, located at 1124 Regal Row, Austin, Texas, on Thursday, August 22, 2019, commencing at 6:00 p.m. for the following purposes, which may be taken in any order at the discretion of the Board.

Note: The Board of Directors of the Barton Springs/Edwards Aquifer Conservation District reserves the right to meet in 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 Sections §551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development). 418.183 (Homeland Security). No final action or decision will be made in Executive Session.

1. Call to Order.

2. Citizen Communications (Public Comments of a General Nature).

3. Routine Business

   a. Consent Agenda. (Note: These items may be considered and approved as one motion. Directors or citizens may request any consent item be removed from the consent agenda, for consideration and possible approval as a separate item of Regular Business on this agenda.)

      1. Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, and Specified Expenditures greater than $5,000. Not for public review

      2. Approval of minutes of the Board's July 25, 2019 Regular Meeting, July 29, 2019 Public Hearing and August 1, 2019 Special Called Meeting. Not for public review at this time


   b. General Manager's Report. (Note: Topics discussed in the General Manager's Report are intended for general administrative and operational information-transfer purposes. The Directors will not take any action unless the topic is specifically listed elsewhere in this agenda for consideration. A Director may request an individual topic that is presented only under this agenda item be placed on the posted agenda of some future meeting for Board discussion and possible action.)

      Topics

      1. Personnel matters.

      2. Aquifer conditions and status of drought indicators.
3. Upcoming public events of possible interest.
4. Review of Status Report Update – at directors’ discretion.  Pg. 31
5. Update on projects and activities of individual teams.
6. Update on Board Committee activity.
7. Update on development activities over aquifer recharge and contributing zones.
8. Update on the State Office of Administrative Hearings proceedings for the Electro Purification LLC permit applications.


The Board will hold a public hearing on the proposed FY 2020 Annual Budget and amended FY 2020 Fee Schedule.

5. Discussion and Possible Action.

a. Discussion and possible action to adopt the amended FY 2020 fee schedule.  Pg. 41

b. Discussion and possible action related to renewal of annual Production Permits for FY 2020 contingent on compliance with District rules and renewal requirements.  Pg. 48

c. Discussion and possible action related to approving an Interlocal Funding Agreement and Memorandum of Understanding with Travis County for conducting investigations related to Groundwater Studies in Southwestern Travis County.  NBU

d. Discussion and possible action to adopt the proposed FY 2020 Annual Budget.  NBU

e. Discussion and possible action related to certain budget policies and guidelines.  NBU

f. Discussion and possible action related to the proposed draft rules presented to groundwater conservation districts to govern oil and gas pipelines in their jurisdictions.  NBU

6. Directors’ Reports.

Directors may report on their involvement in activities and dialogue that are of likely interest to the Board, in one or more of the following topical areas:
• Meetings and conferences attended or that will be attended;
• Board committee updates;
• Conversations with public officials, permittees, stakeholders, and other constituents;
• Commendations; and
• Issues or problems of concern.

7. Adjournment.

Please note: This agenda and available related documentation, if any, have been posted on the District website, www.bsacdl.org. If you have a special interest in a particular item on this agenda and would like any additional documentation that may be developed for Board consideration, please let staff know at least 24 hours in advance of the Board Meeting so that we can have those copies made for you.
Item 1

Call to Order
Item 2

Citizen Communications
Item 3

Routine Business

a. Consent Agenda

(Note: These items may be considered and approved as one motion. Directors or citizens may request any consent item be removed from the consent agenda, for consideration and possible approval as a separate item of Regular Business on this agenda.)

1. Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, and Specified Expenditures greater than $5,000.


MEMORANDUM

Date: 7/1/2019

From: Robin Gary


I would like to ask permission to attend the 131st Annual Meeting of the Geological Society of America held from September 22-25 in Phoenix, Arizona. I submitted (Brian Hunt and Lane Cockrell as co-authors) an abstract to present in the following session:

Regional Groundwater Availability and Sustainability Studies: Advances in Methods and Approaches
Jesse E. Dickinson, Melissa D. Masbruch, Donald S. Sweetkind, GSA Hydrogeology Division
This session encourages discussion on new advances, methods, and approaches by hydrologists, geologists, and numerical modelers for quantifying regional groundwater availability and sustainability in diverse regional settings.

GSA attracts several of the well-known karst scientists and provides a forum for data and information exchange on groundwater science and modelling efforts. The District has a long-standing tradition of presenting at GSA and has benefitted from building professional relationships built and reinforced at this professional symposium.

Registration includes full access to more than 200 topical sessions, a variety of symposia, a robust exhibit hall, and many more career building opportunities. This kind of collaborative environment is invaluable in generating ideas and pushing projects forward.

Anticipated costs for attending the Annual Meeting are listed below:
- Conference/Workshop Registration (early): $430
- Hotel (~$200/night x 3): $600
- Per Diem ($56/day): $196
- Travel: $300

Total estimated cost: $1,526
Abstract #339852

ESTIMATING THE NUMBER OF TRINITY AQUIFER EXEMPT WELLS IN A RECENTLY ANNEXED GROUNDWATER CONSERVATION DISTRICT TERRITORY

GARY, Robin1, HUNT, Brian B.2 and COCKRELL, Lane2, (1)Barton Springs/Edwards Aquifer Cons. Dist, 1124 Regal Row, Austin, TX 78748; Barton Springs/Edwards Aquifer Conservation District, 1124 Regal Row, Austin, TX 78748, (2)Barton Springs/Edwards Aquifer Conservation District, 1124 Regal Row, Austin, TX 78748

In 2015, the Barton Springs/Edwards Aquifer Conservation District (District) annexed the eastern portion of Hays County coincident with the Edwards Aquifer Authority boundary to extend groundwater protection and management to the previously unregulated Trinity and other non-Edwards aquifers. To estimate Trinity Aquifer pumpage, first the number of Trinity Aquifer wells needed to be identified. High-volume users (e.g., public supply and irrigation) are now permitted and metered, however, incomplete data exists for small-volume, exempt domestic wells. The Texas Water Development Board’s Submitted Well Driller Reports (SWDR) database stores information on wells drilled since 2003, but field visits have documented a substantial number of exempt wells drilled prior to 2003 in the annexed territory. To inventory historic and recently drilled exempt wells, District staff used the SWDR database, geologic data, modeled aquifer surfaces, water utility service area boundaries, and appraisal district data to identify the number of groundwater-dependent parcels that are likely to rely on the Trinity Aquifer.

Surface elevation and total depth were compiled for SWDR wells. A modeled surface representing the base of the Edwards formation was created using elevations derived from geophysical logs, core samples and drill cuttings, geologic outcrops, and driller-log descriptions. The difference in elevation between the modeled surface and the bottom of each borehole was calculated, and wells with a total depth below the modeled surface were assumed to be completed in the Trinity Aquifer. Those Trinity wells were plotted on a geologic map to define an area where wells are primarily sourced in the Trinity Aquifer. The unique Hays County Appraisal District parcels with residential improvements outside a water utility service area and within the defined Trinity Aquifer source area were counted. Residential improvements require a water source, and with no water utility service available within the area where the Trinity Aquifer is the primary source, parcels were assumed to have an exempt Trinity well. Compared to estimates based on the SWDR data alone, the number of improved parcels identified as relying primarily on Trinity wells is believed to be a better estimate of the actual number of Trinity wells in the annexed area.

Meeting:
GSA Annual Meeting in Phoenix, Arizona, USA - 2019
Session Type:
Topical Sessions
Primary Selection:
T139. Regional Groundwater Availability and Sustainability Studies: Advances in Methods and Approaches
Presenting Author
Robin Gary
Email: rhgary@bseacd.org
Barton Springs/Edwards Aquifer Cons. Dist
Item 3

Routine Business

b. General Manager’s Report. (Note: Topics discussed in the General Manager’s Report are intended for general administrative and operational information-transfer purposes. The Directors will not take any action unless the topic is specifically listed elsewhere in this agenda.)

Topics

1. Personnel matters.
2. Aquifer conditions and status of drought indicators.
3. Upcoming public events of possible interest.
5. Update on projects and activities of individual teams.
6. Update on Board Committee activity.
7. Update on development activities over aquifer recharge and contributing zones.
8. Update on the State Office of Administrative Hearings proceedings for the Electro Purification LLC permit applications.
STATUS REPORT UPDATE
FOR THE AUGUST 22, 2019 BOARD MEETING

Summary of Significant Activities - Prepared by District Team Leaders

GENERAL MANAGEMENT TEAM

Staff: ARM
August 15, 2019

Meetings, Training, Presentations, and Conferences

Meetings: Two Board Meetings and one Public Hearing * Region K quarterly meeting * GMA 10 GCDs discussion on Trinity DFC * Meetings with Officials: Juli Hennings, SWT CGCD Director and Lon Shell, Hays County Commissioner * Meetings with Permittees: City of Austin * Presentations: None * Conferences: TAGD Summit August 20-22 * Teleconference calls: Travis County on the continuation of the BSEACD/Travis County ILA * The Standard - Retirement Plan Administrator.

Ongoing Special Projects, Committees, and Workgroups

Balancing FY2019 Budget * Preparing FY2020 Budget * Budget Committee (3 times) * Discussions with Kirk Holland on template for HCP Annual Report *

Routine Activities and Day-to-Day Operations

Provided general oversight of staff activities and oversight of day-to-day operations * Approved administrative documents * Prepared agendas and backup for July 11, 25, August 22 Board meetings * Prepared GM report and assigned tasks * Held two Planning team meetings * Served as liaison between Board and staff * Meetings with Board President * Consultation with Attorney on EP LLC, 2019 Legislation, Needmore hearing and July 11 and 25 meeting agendas.
REGULATORY COMPLIANCE TEAM

Staff: VE, KBE, and ES
August 15, 2019

DFC Planning
The RC team is actively collaborating in planning discussions with Alicia, the Aquifer Science Team, neighboring GCDs, GMA 10 representative, and TWDB staff. We are working on preparing a timeline and planning strategy for our immediate and long-term goals related to DFC revisions and DFC monitoring compliance. Discussions will continue as we prepare to develop presentations, bring information to the Board and engage additional stakeholders.

Electro Purification Production Permit
Staff completed the pre-filed testimony. District attorney submitted it along with Aquifer Science testimony on June 12.

Needmore Water LLC Conversion to a Regular Permit
The District approved the permit as recommended on 7/29/19.

SH 45 SW/ Mopac Intersections Roadway Projects
Staff conducted a post inspection at SH 45 on 8/13/19, to verify all permanent storm water controls and water quality ponds are in working order and to discuss long-term maintenance. There are still some areas that need to be stabilized and revegetated and staff will be providing recommendations for remediating some of the conditions of the water quality ponds.

Mopac Intersection work is still underway. Staff continues to perform periodic site inspections and Aquifer Science continues to provide guidance on mitigating karst features.

Database Development Intera Contract
Intera and staff have primarily been working with District staff on the most complex portions of the project relating to well registration, permitting and production reporting. Intera is in the process of finalizing well data, web mapping, and field data; all which will require other team’s input. The development process has been very iterative to ensure that the system meets the needs of the District. We meet each week to review development progress, review input, provide feedback, and prioritize efforts for the following week. Below we have estimated the percent completion of each module, though it is important to note that many of the modules are interdependent.

Modules and Estimated Percent Complete
• Management and Administration – 50%
• Web Mapping – 80%
• Well Data – 80%
• Well Registration, Permitting and Production Reporting – 80%
• Permit Compliance – 80%
• Field Data and Services – 60%
• Custom Queries, Reports and Export Tools – 20%

This will be one of the top priorities through the summer.
Other Project Efforts/ Planning Discussions

- Internal coordination on preparation and planning for Annual Reports including Management Plan Annual Report & USFWS HCP Annual Report. (General Management Team/Regulatory Compliance Team)

Permits

- Individual Production Permits – staff has two applications in review for landowners who are interested in drilling individual wells. The uses include commercial and irrigation.

- Exempt/ Limited Production Permits – 5 permit applications are currently in review. Staff has been scheduling and conducting post – inspections.

Drought Compliance – May 1st is the water conservation period where voluntary 10% curtailments are in effect.
AQUIFER SCIENCE TEAM
Staff: BAS, BH, and JC
August 15, 2019

Central Hays County Groundwater Evaluation - Well and Hydrogeology Characterization
Aquifer Science staff are continuing to work on enhancing the monitor well networks in the EP and Needmore areas and are continuing to collect water-level and water-quality data from wells in these areas.

Alternative Water Supplies (ASR and Desalination)
Ruby Ranch has completed Cycle 4 testing of injection of Edwards water into their Trinity well. The extraction phase of the test began on July 2. Extraction testing will continue until the fall. Buda is expected to start drilling a Trinity well in the fall of 2019 for their ASR project.

Drought and Water-Level Monitoring
With very little rainfall over the past two months, there are only 2 cfs of flow in Onion Creek at the upstream edge of the recharge zone. On 8/15/19, the Lovelady well had a level of 536.5 ft msl which is about one foot lower than the level on July 14 when Lovelady reached its third highest level in the past 27 years. Barton Springs is flowing at 104 cfs.

Presentations, Conferences, Reports, and Publications
Aquifer Science staff have finished three manuscripts that will be chapters in a Geological Society of America (GSA) Memoir on the Edwards Aquifer, which will be published in the fall of 2019. One chapter has already been published online as an open document and copies have been given to the Board. Two abstracts have been submitted for the 16th Sinkhole Conference that will be held in San Juan, PR in April 2020.

Travis County ILA - Hydrogeologic Atlas of Western Travis County
District staff have continued to collect hydrogeologic data in Western Travis County such as water levels and geophysical logging. A monthly status report was prepared in early August 2019.
Teacher Wish List Program
Outreach began to local teachers and educational partners about the Teacher Wish List Program. This is the second year of this program which equips educators within the District with free water science teaching materials to help augment their science curriculum. Educators who apply are entered to receive these teaching materials for use in their classroom, each of these materials help students to investigate groundwater resources, water quality, and conservation habits. Selected educators will receive these teaching tools at no cost, so long as they share the impact on their students and programs.

AISD District-Wide Professional Learning
Staff represented District teaching programs and initiatives alongside lead presenters from City of Austin Watershed staff to demo virtual and augmented reality learning tools. About 50 middle and high school level STEM teachers attended the learning sessions from throughout AISD.

Travis County ILA - Hydrogeologic Atlas of Western Travis County
Staff have wrapped up field data collection and have transitioned to data compilation and documentation. While it's an ambitious goal, staff estimates that a draft of the Western Travis County Hydrogeologic Atlas will be ready by the deliverable deadline set forth in the Travis County ILA—August 31, 2019. The Atlas will be modelled after the Hill Country Trinity Atlas and will summarize data collected and analyzed during the project.

Well Owner Feedback Survey
Over half of the Well Water Checkup participants provided feedback through an online survey designed to help inform the groundwater user education. There was a lot of interest in aquifer status and water levels, well operation and maintenance tips, and drought hearty landscaping tips. They identified the need to educate their neighbors about irrigation and high water use on groundwater supply. And the preferred method for receiving information was through the monthly eNews and on the District website. Staff are continuing to include identified information through the eNews editions.

Other meetings and activities:
- **Explorer’s Guide Meeting with SBCA:** The District is supporting the SBCA effort to update the Hill Country Oasis publication into an Explorer’s Guide to the Hill Country. The guide will be an abbreviated print piece with supporting online content.
- **Needmore Public Hearing:** Austin Monitor, Community Impact, and Hays Free Press had reporters there. There were 66 people that signed in by the start of the meeting.
- **Updated Interactive Monitoring Sites map:** The Monitoring Sites webmap was updated to provide links to online data available for key wells, stream gauges, lake levels, and weather stations. It can be accessed here: [https://bseacd.org/aquifer-science/aquifer-data/](https://bseacd.org/aquifer-science/aquifer-data/)
- **eNews:** The July eNews edition included articles on Teacher Wish List Program, LPP Meter Readings, State Auditor Results, Routine Hydrocarbon Sampling, EP Permit Notice, and Needmore Hearing Update. The eNews was opened 1,336 times.
Internet Traffic Report - Page views and visits to the District Website

From July 6 to August 14, the District website had 3,928 total page views by 3,057 unique sessions. Top sites in order of number of views were the Home Page (827), Needmore Public Hearing spotlight (215), Maps (152), Staff (148), and Teaching Activities and Resources (141). The District Facebook page now has 839 likes. The most popular FB posts were Teacher Wishlist Materials (238), Recharge in Little Bear Creek (168), and Fix Broken Sprinkler Heads (114).
Accounts Receivable

Initial FY 2020 billings were mailed out on August 15 and 16 (due on September 5th and late on September 16th). This includes annual permittees cycle billing, 1st quarter cycle billing, September monthly cycle billing, annual permit renewal fees, and annual transport fees.

Annual Permit Renewals

Annual renewal of permits approved by the Board so that water production fees, transport fees, water use fees, and annual permit fees billings can be processed.

Permit certificates have been processed and are ready to be mailed out to permittees.


Budgets

The proposed budget version 0-5 will be presented to the full Board at the August 22, 2019 Board Meeting.

Conservation Credit, and Overpumpage Analysis – Annual Assessment

In process.

End-of-fiscal-year processes

In preparation of records retention, and the annual financial audit.

Financial Reporting – Website

Transparency Star-related. Most current, available financial reports are to be posted. Balance Sheet, Profit and Loss Statements, and Check Registers through June 2019 have been posted on the District website.

Southwest Travis County ILA Project

Tracking expenses and in-kind services through August 31st. Current spreadsheets contain up-to-date labor and expenses.
Standard Annual Compliance Testing – for Retirement Plan / Trust Accounting

Annual compliance process for The Standard - our third-party pension plan administrator. Required actions occur in August through September that include final payroll submission, and compliance testing data validation. This report is required by pension law, specifically Government Code 802.

The Administration Team typically has repetitive monthly tasks e.g. monthly bank reconciliations, daily phone answering, monthly adjusting journal entries, contract/grant/and project tracking, monthly meter reading reporting; etc. These types of tasks are not listed here because they are so repetitive. Administration status reports are generally much smaller than the other teams as we list only the extra-ordinary tasks.
Item 4

Public Hearing

The Board will hold a public hearing on the proposed FY 2020 Annual Budget and amended FY 2020 Fee Schedule.
Item 5

Board Discussions and Possible Actions

a. Discussion and possible action to adopt the amended FY 2020 fee schedule.
Barton Springs/Edwards Aquifer Conservation District
Fiscal Year 2020
Amended Fee Schedule

Effective September 1, 2019.
Board-approved July 11 and August 22, 2019.

I. PERMIT FEES AND PRODUCTION FEES

A. Drilling and Production Application Fees (See Table 1)

$400250.00 Exempt Application Fee – assessed for the drilling (new well or replacement well) or modification of an exempt well. These wells are exempt from having to obtain an authorization or permit but must comply with the application requirement and District Rule 5. Exempt Wells include: Scientific Monitor Wells, Remediation Wells, Injection Wells, Closed Loop Geothermal Wells, Dewatering Wells, and Oil and Gas Drilling and Exploration Wells. For Monitoring Wells and Closed Loops Geothermal Wells, multiple wells that are similar in well design, construction, location, and purpose will be assessed an additional $10 fee for each monitoring well.

$400300.00 General Permit Application Fee – assessed for the drilling (new well or replacement well), modification, or production of all new limited production permit (LPP), monitor, and test wells subject to the general permits by rule outlined in District Rule 3-1.20. This fee includes construction inspections conducted by District staff (a non-refundable, one-time fee assessment).

- For monitoring wells, multiple wells that are similar in well design, construction, location, and purpose will be assessed an additional $10 fee for each monitoring well.
- For test wells requiring additional aquifer pump tests, an additional $50 fee will be assessed.
- For aquifer tests performed to support application requests, a fee will be assessed based upon an hourly rate of $7560.00 per hour for the amount of staff time needed in excess of 80 hours to support these tests. The applicant will be invoiced for this fee within 30 days upon the completion of the test.

Production Permit Application Fee - assessed to all new Production Permits for existing or new nonexempt wells not covered by Rule 3-1.20 - general permits by rule (a non-refundable fee assessment). Permit applications will be assessed an application fee based on the following scale:

- $ 500 - Production volume requests less than 2,000,000 gallons per year
- $ 750 - Tier 1 production volume requests > than 2,000,000 to 12,000,000 gallons per year
- $ 1000 - Tier 2 production volume requests > than 12,000,000 to 200,000,000 gallons per year
- $ 3,000 - Tier 3(a) production volume requests > than 200,000,000 to 500,000,000 gallons per year
- $5,000 Tier 3(b) production volume request > than 500,000,000 to 1,000,000,000 gallons per year
$500.00 Transport Permit Application Fee – assessed to all new Transport Permit applications for existing or new nonexempt wells (a non-refundable fee assessment). This is in addition to production permit application fee, if applicable.

$625.00 Drilling/Modification Application Fee – assessed for the drilling (new well or replacement well) or modification of all nonexempt wells. This fee includes construction inspections conducted by District staff. This fee does not apply to general permits by rule outlined in District Rule 3-1.20.

$125.00 Well Plugging, Capping, or Recompletion – assessed for application and site review of proposed abandonment procedures, field inspections, and registration on abandonment of all wells (a non-refundable fee assessment).

B. Permit Amendment Applications (see District Rules for clarification)

Minor Amendments
- $300.00 Production Permit Increase - minor amendments to increase pumpage authorized by individual permits (a non-refundable fee assessment).
- $200 Substantial Alteration - minor amendments to substantially alter a well (a non-refundable fee assessment).
- $50.00 All other minor amendments - (a non-refundable fee assessment).

Major Amendments
- $750.00 Production Permit Increase - major amendment to increase pumpage authorized by individual permits (a non-refundable fee assessment).
- $625.00 Well Modification - major amendment to alter the physical or mechanical characteristics that increase capacity of an existing well (a non-refundable fee assessment).

C. Production Fees

$0.17 per 1,000 gallons for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a Historical Permit or a Conditional Permit not authorized by material amendment.

$0.17 per 1,000 gallons for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a Temporary Production Permit.

$0.44 per 1,000 gallons for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a new Class A, B, or C Conditional Permit or a Class A, B, or C Conditional Permit authorized by material amendment.

$0.17 per 1,000 gallons for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a new Class D (ASR) Conditional Permit or a Class D Conditional Permit authorized by material amendment.

$0.08 per 1,000 gallons for annual permitted or authorized pumpage for water to be withdrawn from a well or an aggregate of wells in the Saline Edwards Management Zone.
$1.00 per acre-foot for Agricultural Wells for annual permitted pumpage for water to be withdrawn from a well or aggregate of wells (an acre-foot is 325,851 gallons).

Production Fees are assessed annually based on the current permitted pumpage volume of certain nonexempt wells. Permits are issued annually for nonexempt wells and are explicit as to the volume of water permitted to be withdrawn from a well or aggregate of wells over a specific time period.

D. Transport Fees

$0.31 per 1,000 gallons - assessed annually to all permittees who are transporting water out of the District. Transport fees are based on the volume authorized to be transported outside the District boundaries, in addition to the production fee associated with the production of that water (a non-refundable fee assessment).

E. Annual Permit Fees

$50.00 Annual Permit Fee - assessed to all permittees for renewing annual permits (a non-refundable fee assessment).

F. Excess Pumpage Fee

Permittees who exceed their annual permitted pumpage shall be assessed an excess pumpage fee for groundwater withdrawn in excess of the permitted volume in accordance with the following schedule:

An excess of 500,000 gallons or less: $0.17 per 1,000 gallons for a Historical Permit, a Conditional Permit not authorized by material amendment, or a Temporary Production Permit.

$0.44 per 1,000 gallons for new Conditional Permits and Conditional Permits authorized by material amendment.

An excess of more than 500,000 gallons:

An excess of 500,001 – 1,000,000 gallons of permitted pumpage - $5.00 per 1,000 gallons plus the applicable production fee*

An excess of 1,000,001 – 2,000,000 gallons of permitted pumpage - $7.00 per 1,000 gallons plus the applicable production fee*

An excess of more than 2,000,000 gallons of permitted pumpage - $10.00 per 1,000 gallons plus the applicable production fee*

* Applicable production fee means the higher rate associated with any authorized pumpage.

Upon recommendation of the General Manager, the Board of Directors may reduce, waive or otherwise adjust the application of the Excess Pumpage Fee for good cause shown by the permittee that the excess pumpage was the result of circumstances beyond the control of the permittee or necessary to protect the health, safety, or welfare of the public.
G. Regulatory/Drought Management Fees

During periods of District-declared drought starting after two full months of a drought period, a drought management fee will be imposed on permittees permitted for more than 2,000,000 gallons annually (excludes all uses under general permits). This regulatory fee will be paid annually in arrears as a condition of permit renewals at the beginning of each fiscal year. The fee will be assessed per full month of declared drought, with a credit of that same fee amount per month applied for each month that the permittee does not exceed its monthly mandated restriction in the prevailing UDCP. Fees will be assessed in accordance with the following schedule:

For production zone casing with outside diameters nominally 5.0 inches or less: *
$100.00/month

For production zone casing with outside nominally between 5.0 inches and 10.0 inches: *
$250.00/month

For production zone casing with outside diameters nominally greater than 10.0 inches: *
$500.00/month

II. OTHER FEES

Meter Verification / Inspection Fee - $50.00 to $10075.00
Assessed only when a permitted user fails inspection after being advised that meters must be installed or calibrated, or when a permittee fails to submit the required meter readings and District personnel must visit the well site or take the meter readings. May be assessed as many times as permitted user fails to comply with Board Orders or District Rules to come into compliance. The fee will increase to $10075.00 on the third instance to occur within a 12-month period in which a $50 fee was previously assessed two instances prior (a non-refundable fee assessment).

Special Fees
A Special Fee is required for certain tasks involving extraordinary staff time to perform extensive technical/ review, fieldwork, and/or inspections. This fee may be assessed for a variety of tasks and may be assessed as a one-time fee, on a periodic recurring basis, or cumulatively for multiple tasks depending on the tasks warranting the fee. Such tasks include but are not limited to the following:

<table>
<thead>
<tr>
<th>Tasks Warranting a Special Fee</th>
<th>Assessment of Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Staff technical review of Permit applications involving alternative well designs, well development procedures, or well plugging/capping procedures including alternative Test Well designs in which a formal aquifer test will be conducted to support a future Production Permit request.</td>
<td>$500 fee shall be assessed one time, and will be due 30 days upon the determination of administrative completeness of the application</td>
</tr>
<tr>
<td>Review of Permit applications requiring extensive external technical consulting services (e.g. contract review, well construction, engineering plans and specifications, hydrogeological modeling).</td>
<td>$5,000 fee shall be due within 30 days upon the determination that external technical consulting services are needed. <em>(Fee may be assessed in addition to other applicable Special Fees.)</em></td>
</tr>
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<td>---</td>
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</tr>
<tr>
<td>Review of Permits with special provisions requiring ongoing, annual or periodic internal technical review or compliance evaluations.</td>
<td>A fee up to $1,000 shall be recurring, assessed annually upon permit renewal based upon the nature and duration of the special permit provisions that are in effect.</td>
</tr>
<tr>
<td>Special inspections or investigations, or requests from local government or private entities.</td>
<td>A fee up to $1,000 shall be assessed one time as determined by the General Manager.</td>
</tr>
</tbody>
</table>

**Potential for Unreasonable Impact Fee**
The District will assess a supplemental fee to address staff time needed to review a permit application found to have a potential for unreasonable impact(s). Per District Rules, this finding initiates additional application requirements, internal technical review, development of permit compliance measures, and/or development of special provisions. The fee will be based upon a staff time rate of $75.00 per hour for the amount of time needed for the additional review determined by the General Manager’s preliminary finding. This fee will be due at two times: half within 30 days upon the completion of the General Manager’s preliminary finding, and half within 30 days upon administrative completeness.

**Returned Check Fee - $35.00**
The District will assess the person writing the returned check a $35.00 fee for each check returned by the District depository due to insufficient funds, account closed, signature missing, or any other problem causing such a return. This fee will be charged each time a check is returned. If bank charges to the District’s account exceed $35.00, the District shall assess the higher of the two amounts (a non-refundable fee assessment).

**Accounting Fee - $50.00 per hour**
Anyone requesting that the District conduct any accounting, other than the routine accounting normally done by the District, shall be assessed an accounting fee of $50.00 per hour of District staff time spent on the accounting. Accounting fees will not be assessed if District generated errors are found in the Permittee’s account.

**Variance Request Fees - $100.00**
An applicant may, by meeting eligibility requirements of Section 3-1.25 or Section 3-7.10 and by written petition to the Board, request a variance from the requirements of District Rule 3-1 or District Rule 5, except Sections 3-1.20, 3-1.22, 3-1.23, and 3-1.24, or District Rule 3-7, respectively.

**Legal Notice Fees**
An applicant will pay for publishing any legal notices in accordance with the District rules.
III. FEE REFUNDS

The General Manager or a specifically designated representative may approve a refund of any fee for which no District service has been provided at the time of the request for refund is submitted. Requests for refunds must be submitted in writing to the District office and can be mailed, faxed, hand-delivered, or sent by e-mail. Fee payers who feel they have been unfairly denied a refund may request that the matter be reviewed by the Board.

Table 1. Summary of Application Fees

<table>
<thead>
<tr>
<th>Exempt Wells – Permit Actions</th>
<th>Application Fee</th>
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<tbody>
<tr>
<td>Register Existing Well/ Change of Ownership</td>
<td>$0</td>
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<tr>
<td>Drill New Exempt Well/ Well Modification</td>
<td>$400</td>
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<table>
<thead>
<tr>
<th>Nonexempt Wells – Permit Actions</th>
<th>Application Fee</th>
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<tbody>
<tr>
<td>GP - Drill New Well (LPP) Limited Production Permit</td>
<td>$4300</td>
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<tr>
<td>GP - Drill New Test Well (includes one pump test)</td>
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<tr>
<td>GP - Conduct Pump Test</td>
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<tr>
<td>GP - Drill New Monitor Well</td>
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<tr>
<td>GP – Aquifer Tests</td>
<td>TBD upon completion of the test.</td>
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<tr>
<td>Individual Drilling Authorization – Drill New Well / Well Modification</td>
<td>$625</td>
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<tr>
<td>Individual Production Permit – to produce from a well</td>
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<tr>
<td>Transport Permit – to transport out of District</td>
<td>$500</td>
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<tr>
<td>Production Volume Increase (Minor Amendment)</td>
<td>$300</td>
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<tr>
<td>Production Volume Increase (Major Amendment)</td>
<td>$750</td>
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<tr>
<td>Plug, Cap, Recomplete Abandoned Wells</td>
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<tr>
<td>Change of Ownership of Permitted Well</td>
<td>$50</td>
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Special Fees                                       | $500-$5000

Potential for Unreasonable Impact(s) Fee           | TBD upon GM preliminary findings
Item 5

Board Discussions and Possible Actions

b. Discussion and possible action related to renewal of annual Production Permits for FY 2020 contingent on compliance with District rules and renewal requirements.
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<th>Name of Location</th>
<th>17 cent rate</th>
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<th>Annual Fee</th>
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Permit Certificates for the following list will be held from mailout, and will not be considered Board-approved until receipt of completed documentation is received.

- Cook Walden/Forest Oaks
- Extra Space Properties
- First Christian Church
- McCoy Corporation
- Mission Cristiana Marana
- Oak Forest Water Supply
- Onion Creek Kennels
- St John's Presbyterian Church
- Strive Success (7-11)
- Village of San Leanna
- Whittington
- Wimberley Glassworks

$1,694,223.83

$5,550
Item 5

Board Discussions and Possible Actions

c. Discussion and possible action related to approving an Interlocal Funding Agreement and Memorandum of Understanding with Travis County for conducting investigations related to Groundwater Studies in Southwestern Travis County.
Item 5

Board Discussions and Possible Actions

d. Discussion and possible action related to adopt the proposed FY 2020 Annual Budget.
Item 5

Board Discussions and Possible Actions

e. Discussion and possible action on related to certain budget policies and guidelines.
Item 5

Board Discussions and Possible Actions

f. Discussion and possible action related to the proposed draft rules presented to groundwater conservation districts to govern oil and gas pipelines in their jurisdictions.
Item 6

Director’s Reports

Directors’ Reports.

Directors may report on their involvement in activities and dialogue that are of likely interest to the Board, in one or more of the following topical areas:

- Meetings and conferences attended or that will be attended;
- Committee formation and updates;
- Conversations with public officials, permittees, stakeholders, and other constituents;
- Commendations; and
- Issues or problems of concern.
Item 7

Adjournment