

### NOTICE OF MEETING and PUBLIC HEARING of the BARTON SPRINGS EDWARDS AQUIFER CONSERVATION DISTRICT BOARD OF DIRECTORS

Thursday, December 12, 2024 5:00 PM IN-PERSON

Notice is given that a **Regular Meeting and Public Hearing** of the Board of Directors (Board) of the Barton Springs/Edwards Aquifer Conservation District will be held on **Thursday, December 12, 2024** commencing at **5:00 p.m.** at **the District office, located at 1124 Regal Row, Austin, Texas.** 

This meeting will be audio recorded and the recording will be available on the District's website after the meeting.

Public Comments at the Board Meeting – Please complete a comment card prior to the start of the meeting. Each registered person will be recognized and identified by the Presiding Officer or staff moderating the communications when it is their turn to speak. **Public comment is limited to 3 minutes per person.** 

#### **AGENDA**

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. Discussion and possible action related to finalizing the November 5, 2024 General Election and qualifying Director(s) for office including, but not limited to, approval of Director bonds.
- **4. 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.)
  - a. Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, Specified Expenditures greater than \$5,000.
  - b. Approval of minutes of the Board's November 7, 2024, Regular Meeting and Public Hearing.

- c. Approval of amendments to Agreement Related to Funding Water Saving Devices entered with the Ruby Ranch Water Supply Corporation.
- d. Approval of the Engagement Agreement with Bickerstaff Heath Delgado Acosta LLP.
- e. Approval of a nine-month task order with the AAG for bookkeeping and HR services.

#### 5. General Manager's Report.

- a. Review of key team activities/projects.
  - i. Final staff coaching session with AAG
  - ii. RFQ for TAS model support
  - iii. Neighborhood Well Checkups
  - iv. Well-impact analysis results (preliminary)
- b. Aquifer status update.
- c. Upcoming events of possible interest.
- Public Hearing on Individual Production Permit application by Driftwood Water Conservation,
   LLC. for 8 million gallons per year from the Middle Trinity Aquifer for commercial water use.
   The new well is located at 8940 FM 150 W, Driftwood, Texas (30°03'00.1" N 97°58'59.5" W)
- 7. Discussion and Possible Action.
  - a. Discussion and possible action authorizing GM to declare the next stage of drought.
  - b. Discussion and possible action on an Individual Production Permit application by Driftwood Water Conservation, LLC for 8 million gallons per year from the Middle Trinity Aquifer for commercial water use. The new well is located at 8940 FM 150 W, Driftwood, Texas (30°03′00.1″ N 97°58′59.5″ W).
  - c. Discussion and possible action related to the performance and compliance of District permittees with their User Drought Contingency Plan curtailments.
  - d. Discussion and possible action related to the receipt and approval of the FY 24 Annual Financial Audit report provided by the District's auditor/CPA.
  - e. Discussion and possible action on Aqua Texas Bliss Spillar, Lower Trinity Notice of Alleged Violation and proposed Agreed Order for early resolution of enforcement action related to failure to reduce pumping during District declared drought.
  - f. Discussion and possible action on FY 2024 Annual Report including Appendix B.
  - g. Discussion and possible action on Board Officer positions.
- 8. HR and GM Quarterly Reports: FY 25 1<sup>st</sup> quarter (September thru November)

The Board will conduct a closed meeting to discuss the HR & GM Quarterly Reports and may discuss one or more of the following: "the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal" of the General Manager as permitted by Section 551.074 of the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

#### 9. Director 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.

#### 10. Adjournment.

**Please note:** This agenda and available related documentation, if any, have been posted on the District website, <a href="www.bseacd.org">www.bseacd.org</a>. 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. The Barton Springs/Edwards Aquifer 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 512-282-8441 at least 24 hours in advance if accommodation is needed.

Call to Order

# **Citizen Communications**

Discussion and possible action related to finalizing the November 5, 2024 General Election and qualifying Director(s) for office including, but not limited to, approval of Director bonds.

### Consent Agenda

- a. Approval of Financial Reports under the Public Funds Investment Act, Directors' Compensation Claims, Specified Expenditures greater than \$5,000.
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# General Manager's Report Discussion and Possible Action Topics

### **Topics**

- a. Review of key team activities/projects.
  - i. Final staff coaching session with AAG
  - ii. RFQ for TAS model support
  - iii. Neighborhood Well Checkups
  - iv. Well-impact analysis results (preliminary)
- b. Aquifer status update.
- c. Upcoming events of possible interest.

### **Summary of Team Activities in December 2024**

#### **Aquifer Science Team**

#### November activities

- Sierra West aquifer test
- Needmore evaluation memo
- Neighborhood site visits
- BSEACD & COA ILA check-in meeting
- TAS Phase II model re-gridding
- TSY coordination and planning.
- Abandoned well risk assessment: Completed research and model selection
- District drought analysis: Exploratory analysis of Barton Springs discharge data and water level data for Lovelady, Buda, and San Leanna monitoring wells

#### On Deck:

- Barton Springs manual flow measurements
- Barton Springs Westbay WQ measurements
- COA & USGS sampling cooperation
- TAS modeling Phase II cont.
- Annual HCP preparations
- Abandoned well risk assessment: Indicator selection and statistical correlation analysis; evaluate assessment scoring schemes
- District drought analysis: District history infographic

#### **Administration Team**

- Annual permit fees and production fees went out to all permittees in our new QuickBooks.
- Policies continue to be evaluated and improved upon.

#### **Regulatory Compliance Team**

#### **November Activities:**

- Staff continued to process new applications and assist permittees with drought compliance; staff changed Stage II Alarm signage to Stage III Critical signage throughout the territory.
- Staff continued to work on ensuring compliance with all Agreed Orders; will continue working through recently initiated enforcement proceedings with Aqua Texas Bliss Spillar (Lower Trinity).
- Staff working with other teams to complete draft of the District's HCP annual report.
- Staff continuing to work with LRE on completion of the database development.
- Staff continues to work with counsel on recommended aquifer tier guideline changes drafted by AS, RC, and GM teams before bringing them before the Board for discussion.

#### On Deck:

• Staff will attend MAC committee meeting for HCP annual report discussion.

#### **Communications and Outreach Team**

#### **November Activities:**

- Hosted Neighborhood Well Visits for 11 well owners in River Mountain Ranch neighborhood with assistance from Jacob, Justin, and Erin.
- Educated 200 5<sup>th</sup> students at Buda Arbor Day; event was organized by the City of Buda Parks and Recreation Department.
- Educated 30 afterschool students in Creedmoor as requested by Creedmoor Maha WSC.

#### On Deck:

- Organizing and promoting the Kent Butler Scholarships for 2025.
- Field day with Austin Water Wildland Conservation to learn more about native species in the recharge zone and how community members can get involved.
- Preparing additional Well Owner Welcome Kits for Jacob to give out after well inspections and to have in office as needed for community members.
- Finalize speaker for Hot Science Cool Talks in partnership with University of Texas.

## Status Report Update December 12, 2024 Board Meeting

### **Summary of Significant Activities – Prepared by Staff Leads**

### **Upcoming Dates of Interest**

- National Groundwater Association, Groundwater Week December 10-12, Las Vegas,
   NV
- Texas Water Development Board Water for Texas Conference January 27-29, Austin, TX

#### DROUGHT MANAGEMENT

#### **Drought Status and Water-Level Monitoring (Justin)**

The District declared Stage III Critical Drought on October 3. This is a result of the <u>Lovelady</u> monitor well's 10-day groundwater level reaching below the District's Stage III threshold of 462.7 feet mean sea level (ft-msl) on Oct. 1.

November, typically our seventh wettest month with an average rainfall of 2.8 inches, has brought 2.1 inches of precipitation to the Hill Country—a notable contrast to the unusually warm and dry October. From January through November, the region has received an average of 29.6 inches of rainfall, falling 4 inches short of the typical annual average for this period.

As of November 5, the 10-day average flow at Barton Springs is 15.5 cubic feet per second (cfs). Recent pool maintenance and spillway operations have affected pool levels, potentially impacting the accuracy of the USGS real-time gauge. To ensure accuracy, manual measurements have been conducted, with the most recent on November 4 confirming a flow of 15.5 cfs. While this aligns with the USGS reading, it hovers near the Stage 4 Exceptional Drought threshold of 14 cfs. The next measurement is scheduled for mid-December.

As of November 5, the 10-day average water level at the Lovelady monitor well was recorded at 459.1 feet above mean sea level (ft-msl), placing it within the District's Stage 3 threshold and approximately two feet above the Stage 4 Exceptional Drought threshold.

The Upper and Middle Trinity Aquifers continue to experience a steady decline in water levels.

Jacob's Well Spring (JWS) reported minimal flow (below 0.50 cfs) in early November but has remained mostly at 0.00 cfs since. Meanwhile, the Blanco River gauge at Wimberley recorded a storm peak of just over 70 cfs in early November, stabilizing at levels between 6 and 8 cfs.

#### **DISTRICT PROJECTS**

#### **GMA Joint Planning**

#### GMA 10 Coordination (Tim, Bri)

The next GMA 10 meeting is scheduled for December 9 to review and discuss District management plans. The District will present the unique feature of our management plan – the Habitat Conservation Plan. We will discuss how this led to the development of our abandoned well risk analysis, with the anticipation of creating an abandoned well assistance program. All meetings are hosted by the Edwards Aquifer Authority in San Antonio.

#### **Trinity Aquifer Sustainable Yield Study & Planning**

#### Policy Concepts and Advisory Workgroup Planning (Tim, Jeff)

LRE Water has all but finished the well-impact analysis (WIA) project and a results discussion/meeting is scheduled for November 5<sup>th</sup>.

#### Technical Evaluations (Jeff)

Aquifer Science staff continue to collect data on the geology and hydrogeology related to the Trinity Aquifers. We are continuing to collect and evaluate water level data from our network of Trinity monitoring wells. Telemetry equipment was installed in the newly drilled Garrison dedicated monitoring well, and real-time water level and water quality data is now available on the District website.

In November aquifer science staff oversaw and assisted with collection of data during the Sierra West Aquifer Test in the vicinity of the Rolling Oaks neighborhood. Staff will independently evaluate this data to determine if there is any potential for unreasonable impacts from the new production well. Aquifer science staff has also been working closely with the GM to oversee completion of the Well Impact Analysis being performed by LRE.

#### Habitat Conservation Plan (Staff)

- FY 2024 HCP Report: Staff have commenced preparations for meetings, presentations and the delivery of a final report to the Fish and Wildlife Service, scheduled for late February 2025.
- ➤ Planning for Technical Tasks: In Fall 2024 Aquifer Science staff will collaborate with COA and USGS staff on a water chemistry and isotope study of the Edwards Aquifer which involves collecting groundwater samples from the new Barton Springs Multiport Well. The study will improve our understanding of the localized Barton Springs flow system and guide potential strategies to protect the endangered salamanders.
- ➤ In August the new Garrison Park dedicated monitoring well was instrumented with a telemetered water quality monitoring system which will provide real-time measurements of pH, Dissolved Oxygen, and Conductivity. This system will provide a valuable dataset for understanding how key water quality parameters deeper in the Edwards Aquifer vary over time in response to changing aquifer conditions. While similar datasets exist at the spring outlets, this will be the first time this type of data has been

collected deeper in the aquifer. These data will be an important addition to our HCP-related data collection efforts.

#### Database Management System – LRE Water (Jacob, Tim)

The project is a little behind schedule but not in a worrisome way as there has been good progress in some aspects of the work. Staff met with LRE Water on 11/20 to review the progress of the database. A searchable image gallery has been deployed with a similar gallery for documents coming soon. The public facing map will be ready to be used after some internal discussion on how to integrate this feature into the website. The ability to track permit amendments and conversions is being developed while also transferring over ownership history and administrative records from the old system. Incorporating water quality and water level data is also currently being developed. Staff and LRE Water also began discussions on developing a field app to be used with the database.

#### **District Drought Temporal Analysis -- (Bri)**

In this project, District drought triggers will be analyzed against several drought indicators to assess the spatial and temporal scale of drought conditions within District territory. Multiple statistical analyses will be conducted to gain greater insight into indicators actively contributing to drought conditions. Analysis will begin by evaluating the exploratory statistics of the dataset to determine which variables follow a normal distribution and which are skewed. Assuming a normal distribution for each variable, parametric statistics will be used to analyze the dataset. A correlation matrix will be created using Pearson's r to determine relationships between each variable. The null hypothesis will be tested using the coefficient of determination – a test that indicates significance of the results. Assuming no collinearity is detected, a multiple regression test will be conducted to identify the impact of each drought indicator on drought conditions. An ANOVA test and t-test will be used to indicate the significance of the entire statistical model and of each individual variable in the model.

The project is currently in the data collection and organization phase.

#### Abandoned Well Vulnerability Assessment -- (Bri)

As part of the Habitat Conservation Plan (HCP), the District has committed to establishing a reserve fund specifically designated for supporting an abandoned well program. Abandoned wells pose a significant risk of groundwater contamination. The primary objective of this project is to develop an index for assessing abandoned well vulnerability, identifying the most critical factors to consider in the District's efforts to protect our aquifer systems. This index will serve as a tool for prioritizing well plugging activities, including the identification of abandoned well owners most in need of financial assistance.

Initial indicators have been delineated based on relevance to the District and surrounding community. Data is being collected for each indicator, and indicator parameters still need to be discussed and determined. Following the completion of the index, a correlation matrix will be created using Pearson's r to determine relationships between each variable. The null hypothesis will be tested using the coefficient of determination – a test that indicates significance of the results. Assuming no collinearity is detected, an analytic hierarchy process (AHP) analysis and Fuzzy analysis will be conducted to determine each indicator's hierarchy and weight. A hazard map, vulnerability map, and importance map will be created in a spatial analysis that applies the created index. These maps will be overlain to create a total risk map that can be used to identify priority wells.

#### **ILA Commitments (Staff)**

The District has an ILA with COA to coordinate studies for the respective HCPs such as scientific feasibility studies and monitoring evaluations; to collaborate on the planning of future Kent Butler Summits; and to exchange technical information regularly on an annual basis. An annual technical meeting is held between the District and COA in December each year to discuss each organization's activities related to their respective HCPs. The next meeting will be held in December 2024.

#### Region K Planning Activities (Tim)

A Region K planning meeting took place on October 16th. The Consultants are working towards finalizing water management strategies. There is an unmet need in Hays Co. that presently cannot be solved given the scarcity of groundwater and unavailability of surface water.

A new Unique Stream Segments Committee was formed and a Chair designated. It is anticipate that this committee will only need to meet once.

Chapters 1 and 2 of the new Region K Plan are available for review and public comment.

Major water provider designation was updated and now includes only two WUGs in Region K: City of Austin and the LCRA.

The next meeting is scheduled for December 6, 2024 followed by February 12, 2025.

#### **New Maps, Publications, or Reports**

A list of recent publications, including our new 2023 Drought Synoptic Study report, can be found at: <a href="https://bseacd.org/scientific-reports/">https://bseacd.org/scientific-reports/</a>

# RULEMAKING, PERMITTING, AND ENFORCEMENT (Tim, Erin, Jacob, District Counsel, Rules and Enforcement Committee)

#### **Rulemaking and Enforcement**

The Rules and Enforcement Committee recommendations related to drought enforcement to the Board were discussed at the November 7 meeting and the Board voted to adopt these changes. Updated Rules and Bylaws along with the updated Enforcement Plan are now on the website.

#### Drought (Erin)

- Will continue working with permittees to ensure compliance per their Agreed Orders.
- Will continue monthly pumpage analysis to determine all permittee's compliance status of drought curtailments.
- Will continue to assist permittees in ensuring they successfully comply with their UDCPs and Stage III drought curtailments for November.

#### **Enforcement and Compliance Matters (Erin)**

Compliance/Enforcement			
Permittee or Entity Name	Aquifer	Use Type	Notes
Aqua Texas – Bear Creek Park	Edwards	PWS	Agreed Order Executed.
Aqua Texas – Bliss Spillar (Edwards)	Edwards	PWS	Agreed Order Executed.
Aqua Texas – Bliss Spillar (Lower Trinity)	Lower Trinity	PWS	Enforcement process started.
Creedmoor-MAHA	Edwards	PWS	Agreed Order Executed.
Monarch Utilities, Inc.	Edwards	PWS	Agreed Order Executed.
Tindol Restaurant Group, LLC	Middle Trinity	Commercial	Agreed Order Executed.
Aqua Texas – Sierra West	Middle Trinity	PWS	Agreed Order Executed.
Seiders, Roy	Middle Trinity	Irrigation	Agreed Order Executed.
Ruby Ranch Water Supply Corporation	Edwards	PWS	Agreed Order Executed; working to fulfill the final technical requirements.

#### Permitting Activity (Erin, Jacob)

Upcoming					
Precinct	Application Type	Aquifer	Applicant Name	Use Type	Volume
					Request (GPY)
1 - Cradit	Plugging (2)	Edwards	Liberty Civil	Abandoned	0 - Plugging
			Construction		
2-	Production	Edwards	TBD -	Commercial	TBD
Stansberry	(Conditional Class A)		Consultant is		
			Atlas Design		

2 –	WDA/Production	Middle	Bryan Boyd is	Commercial – Medical	TBD
Stansberry		Trinity	consultant	Clinic	
1 – Cradit	Exempt/Replacement	Middle	Covey, Michael	Domestic	7 GPM
		Trinity			
1 - Cradit	unknown	unknown	Chagnon, Pax	Domestic	TBD
			and Ashley		
2-	Production	Edwards	Grove Place	Commercial	TBD
Stansberry	(Conditional Class C)				
In Review					
Precinct	Application Type	Aquifer	<b>Applicant Name</b>	Use Type	Volume
					Request (GPY)
5 – Puig-	Combo	Edwards	Prominence	Irrigation	TBD
Williams	Drill/Production		Midtown, LP		
1 - Cradit	LPP	Upper Trinity	Chris and Linsey	Domestic	250,000
			Delmark		
1 – Cradit	Combo	Middle	Far South	Industrial	1,999,999
	Drill/Production	Trinity	Mining, LLC		
Recently App	roved and/or Admin Co	mplete			
Precinct	<b>Application Type</b>	Aquifer	<b>Applicant Name</b>	Use Type	Volume
					Request (GPY)
1 - Cradit	Plugging	<b>Upper Trinity</b>	Pena, Estrella	Domestic/Replacement	0 - Plugging
1 - Cradit	LPP	Upper Trinity	Pena, Estrella	Domestic	500,000
1 - Cradit	Production	Middle	Driftwood Water	Commercial	7,931,000
		Trinity	Conservation		
			LLC (Whiskey		
			Ridge)		
2 - Stansberry	Plugging	Edwards	24 Belly	Plugging	0 - Plugging
•			Properties		
4 – Williams	Exempt	Edwards	Eddings, Colin	Domestic	7 GPM

### **AQUIFER STUDIES**

(Jeff, Justin, and Tim)

#### **Permitting Hydrogeologic Studies:**

AS staff continues to work with Regulatory Compliance on permitting issues as they arise, including provided geologic interpretation of geophysical logs prior to final well completion to ensure that new wells are completed accurately within the target water-bearing interval. In November 2024, AS staff coordinated with consultants on an aquifer test performed on a newly drilled test well in the Sierra West Neighborhood, and will perform an independent evaluation of the test data.

In November 2024 AS staff completed an evaluation of monitoring well data in the vicinity of the Needmore permit. This evaluation was triggered when the Amos test well water level dropped below compliance level 1 in August 2024. A technical memo was completed by the GM and AS staff and submitted to the permittee for review.

#### Groundwater Studies: Dye Tracing, Water Quality, Aquifer Characterizations

- AS staff assisted staff from the USGS and CoA WPD in developing a proposal for sampling the new Barton Springs multiport well for different water quality parameters. The project will be jointly funded by the USGS and City of Austin, with an in-kind contribution of staff time from BSEACD AS staff for field work. Sampling will begin in the fall.
- Texas Water Development Board (TWDB) sampling collecting water level, water quality and chemistry from select wells with funding provided by TWDB.
- Magellan Pipeline annual sampling (TPH & BTEX)
- Aquifer Test plans evaluating submitted plans, designing monitor well networks, and data collection for analysis

#### **Field Activities:**

- Cooperating with USGS and City of Austin staff to confirm accurate real-time gauge reporting at Barton Springs and Lovelady. Conducting bi-weekly to monthly field measurements.
- Cooperating with USGS staff to confirm accurate real-time gauge reporting at Jacob's Well and the Blanco River at Wimberley.
- Calibrating telemetry monitoring equipment at the Needmore index well (Amos) and reviewing pumping and water-level data as drought worsens.
- Antioch- Continuing to maintain the system and to collect data on flow into the vault (when there is
  flow). A recent visit to Antioch Cave to assess operating components and electronics indicated the
  need to recondition most electrical systems.
- Well monitoring- Because of drought, staff are increasing the amount of time maintaining equipment in numerous monitor wells and downloading and interpreting data; and occasionally checking on wells that have been reported as "dry".

### **Trinity Aquifer Modeling Development:**

Aquifer science staff are actively working to advance Phase II of development of the Trinity Aquifer Sustainability model. On November 4 an RFQ was issued for to find a consultant to work with aquifer science staff for completion of Phase II of TAS development. TAS Phase II is planned to begin in early 2025.

#### **COMMUNICATIONS AND OUTREACH**

(Shay)

This also includes information for October since content was not included in last month's status report.

#### **Drought Communications**

- October Drought Update
- Links to drought-related social media posts
  - https://www.facebook.com/share/p/5zwSen1xS7M9uSes/
  - https://www.facebook.com/share/p/m4jyNZX1YLk7CD1a/
  - https://www.facebook.com/share/p/15JZxKArNn/
  - https://www.facebook.com/share/p/19FUy8P28o/
  - o https://www.facebook.com/share/p/15MFio3e3r/
  - o https://www.facebook.com/share/p/14nw9TbMcX/
  - https://www.facebook.com/share/p/19i8GkXMaN/
  - o https://www.facebook.com/share/p/17k7jVbiVv/

#### Articles/News Segments in which the District was Mentioned

- Stage 3 Drought for Barton Springs-Edwards Aquifer Conservation District Spectrum News (unavailable online)
- 10/9/24 Barton Springs-Edwards Aquifer Conservation District declines into Stage III Drought - <u>Wimberley View</u>
- 10/9/24 Barton Springs-Edwards Aquifer Conservation District Now Under Stage III Restrictions – Hays Free Press
- 11/18/24 Lack of Rainfall having major impact on Barton Springs, CBS Austin

#### Outreach

**Barton Springs University** 

 Barton Springs University Day took place on October 22. Justin and Jacob did a hands-on activity with participants focused on total dissolved solids (TDS) and the current drought status of the District and Jeff presented on the hydrogeology of the Edwards Aquifer along with groundwater levels. Approximately 300 people were in attendance and 60 heard directly from District staff.

#### **Neighborhood Well Visits**

- The District booked 11 well owners for Neighborhood Well Visits in the River Mountain Ranch neighborhood just east of Woodcreek. These visits took place on November 12, 13, and 20 and lasted around 30 minutes each.
- Shay, Justin, Jacob, and Erin visited these sites, measured the wells, tested the water, collected a water sample, and provided well owners with a "welcome kit" full of useful information about well maintenance and the District.
- This community was chosen because:

- It is in the Shared Territory. Many well owners in this area still aren't familiar with the District, so in-person outreach events are helpful to build connections in the community.
- It has Trinity wells. Visiting the wells in this area will provide additional data points and information on the Trinity Aquifer.
- Many of these wells were drilled prior to 2015 when the District added the Shared Territory, and we haven't had the opportunity to visit many of these wells. Visiting this neighborhood allowed us to meet and engage with the well owners and collect data on the existing wells in the area.
- "Well Owner Welcome Kits" were created with resources to inform the well owners about well maintenance, the District, drought stages, and more.

#### Youth Education

#### Ridgetop Elementary

Shay has built a collaborative partnership with City of Austin (COA) Watershed's Earth School program. To learn more about what they teach students, she attended and assisted with some of their water programming on October 11 at Ridgetop Elementary. Shay plans to work with COA's <u>Earth School</u> to identify schools in the District's territory who would benefit from their water conservation curriculum.

#### • Buda Arbor Day

O Blake Neffendorf at City of Buda invited the District to participate in their Arbor Day event from 9-12pm on November 8, at Green Meadows Park in Buda. Shay presented to nearly 200 5<sup>th</sup> grade students, educating them about local groundwater resources, how their homes and Barton Springs salamanders rely on it, drought, and water conservation. The programming developed for this event can be replicated and used for other 4<sup>th</sup>-6<sup>th</sup> grade students in the District.

#### • Creedmoor Elementary

- Matt Pickle at Creedmoor Maha reached out and asked BSEACD to do an educational program at Creedmoor Elementary's after-school program.
- Shay presented using the same programming she did for Buda students earlier that day.
- Shay worked with the Colorado River Alliance and coordinated their <u>Mobile River</u> to come to the school. This is a trailer that has interactive games, videos, and more to educate students about water resources and conservation. Creedmoor students explored the Mobile River for the remainder of the afterschool program.

### **Digital Communications Data**

Social Media Data for November 2024					
Platform	November Reach	% MOM Growth: Nov vs. Oct	November Followers	% MOM Growth: Nov vs. Oct	
Facebook	3,412	142%	1,980	0%	
Instagram	2,363	-70%	1,413	0%	
Twitter	585	14%	826	-4%	
LinkedIn	1,729	43%	371	3%	

Email	# Sent	# Opened	Open	# Clicks	Click
			Rate %		Rate %
September/October	2367	972	41%	91	9%
<u>Newsletter</u>					
October Drought	2334	1143	49%	73	6%
<u>Update</u>					

#### **ADMINISTRATION**

(Tim, Hannah, and Tina Cooper/AAG)

The District's chart of accounts has been successfully reorganized and monthly reports for the Board reflect that accomplishment. Work is ongoing to make increased use of certain QuickBooks functions for improved tracking of different funds that do not exist in separate physical accounts.

Work with the District's new auditor, P. Andrew Hall, LLC has gotten underway for the FY 24 audit. Considerable progress is expected in November.

The Administration Team typically has repetitive monthly tasks e.g. monthly bank reconciliations, monthly adjusting journal entries, accounts payable, payroll, contract/grant/project tracking, office maintenance and repairs, budget monitoring, bi-weekly payroll journal updates, directors' compensation, pre-paids, DMFs, posting public meetings, preparing meeting backups, etc. These types of tasks are not listed in this report because they are repetitive. Administration status reports are generally more summarized than the other teams, as we list our extra-ordinary tasks outside of our routine tasks, while supporting all other teams.

# **Public Hearing**

Public Hearing on Individual Production Permit application by Driftwood Water Conservation, LLC. for 8 million gallons per year from the Middle Trinity Aquifer for commercial water use. The new well is located at 8940 FM 150 W, Driftwood, Texas (30°03′00.1" N 97°58′59.5" W)

## Board Discussion and Possible Action

a. Discussion and possible action authorizing GM to declare the next stage of drought.

### Board Discussion and Possible Action

b. Discussion and possible action on an Individual Production Permit application by Driftwood Water Conservation, LLC for 8 million gallons per year from the Middle Trinity Aquifer for commercial water use. The new well is located at 8940 FM 150 W, Driftwood, Texas (30°03'00.1" N 97°58'59.5" W).

#### **Application Summary and Staff Recommendations**

#### **DESCRIPTION OF APPLICATION**

Applicant: Driftwood Water Conservation, LLC (Whiskey Ridge)

Type of Application: Production Permit in the Middle Trinity Management Zone

Request: Approval of a new Historical Middle Trinity Production Permit to

withdraw up to 8,000,000 gallons/year for the purpose of providing a water supply for a commercial development that will include a bar/lounge, restaurant, 28-room boutique hotel, coffee shop, and package store. The well will also provide water for domestic needs of a single-family home. The Production Permit, if approved, would be subject to the rules related to pumpage from wells completed in the

Middle Trinity management zone.

#### **REASON FOR REQUEST**

Driftwood Water Conservation, LLC's commercial development consists of approximately 21 acres. The development includes a bar/lounge, restaurant, coffee shop, 28-room boutique hotel, package store, and a single-family home. Their current water source for the home is supplied by the well associated with the application as it is currently categorized as an exempt domestic use will. Other commercial water needs are being supplied by a second Middle Trinity well permitted by BSEACD to supply water to the Mad Rooster liquor store and no other water sources are available. The Mad Rooster well will remain permitted as a back up and fire make up well as needed.

Current plans for the property are to have a storage capacity of around 250,000 gallons from storage tanks already installed onsite that will collect rainwater to be used along with RO reject water in minimal irrigation of landscapes and cattle grazing fields.

#### WELL LOCATION

The Driftwood Water Conservation well is located in Hays County at 8940 FM 150 W in Driftwood (Attachment A). The well is located on the 21-acre campus property near the back of the property (30.050036° N,-97.986486° W).

#### WATER DEMAND AND PERMIT VOLUME CALCULATIONS

The total calculated commercial demand for the entire development and single-family home is 7,931,450 gallons/year (Attachment B). The demand volume was calculated based on the most current daily demand estimates for the types of establishments associated with the development. These demand estimates come from various District approved sources including the American Waterworks Association, Texas Water Development Board, and Texas Commission of Environmental Quality. The applicant's consultant also pulled data for the restaurant from an already existing restaurant establishment that is also run by the Cox family

which are similar to numbers seen in other restaurants permitted by the District including the Hays City Store.

The projected demand estimates specified also include water necessary for reverse osmosis treatment that will be utilized to address water quality issues. Also included in the estimates are

#### USER CONSERVATION PLAN (UCP)/USER DROUGHT CONTINGENCY PLAN (UDCP)

The applicant submitted a complete UCP and UDCP on 05/15/2024. The plan contains the required elements in accordance with applicable District Rule 3-6.3 and is consistent with District guidelines.

Current conservation plans for the property include utilizing a 250,000-gallon storage tank capacity for rainwater collection. No groundwater will be utilized to irrigate the single grass area in the back of the development, only RO reject water and rainwater will be used. The property will also utilize rainwater and RO reject water to irrigate the entirety of the development's landscapes, but the entire property, including the fields used for cattle grazing, has been replanted with native grasses and plants that will benefit natural pollinators. Also, the 100,000-gallon fire tank onsite will be filled with rainwater.

#### AQUIFER TEST AND HYDROGEOLOGICAL REPORT

The pump test for the hydrogeological report required pursuant to District Rule 3-1.4.D was conducted over June 29 – July 3 2024. The pump test was conducted in accordance with the District's *Guidelines for Hydrogeologic Reports and Aquifer Testing (dated May 2016)*.

For the aquifer test the well was pumped at an average pumping rate of approximately 7 gpm over the duration of around 201 hrs. Aquifer Science staff reviewed the hydrogeologic report and aquifer test data submitted in support of this production permit request. The volume requested falls within the Tier 1 (abbreviated) category of report and test requirements.

Aquifer Science determined that the report submitted satisfies the standards and requirements outlined in the District's Guidelines for Hydrogeologic Reports and Aquifer Testing. Accordingly, the report and test data provided baseline information on aquifer parameters, water quality, and extent of potential well interference. Staff's assessment of the report and aquifer test indicate very unlikely to no potential for unreasonable impacts associated with this well and pumping volume.

#### **APPLICATION REVIEW**

- Staff has reviewed the application and has determined that the application has satisfied all the requirements pursuant to District Rule 3-1.4.A and that the required documentation and payment of fees have been satisfied.
- Staff has determined that the applicant has sufficiently addressed the criteria and considerations for Board action in accordance with District Rule 3-1.6(A).

• Staff has confirmed that the applicant filed proper notice and the required 28-day public comment period has expired in accordance with District Rule 3-1.4.B. (Attachment C).

### **STAFF RECOMMENDATIONS**

Staff recommends **approval** of the above-referenced Middle Trinity Production Permit for a total annual volume not to exceed 8,000,000 gallons/year.

# Appendix A Volume Calculation



# Appendix B Volume Calculation

TABLE 1

DRIFTWOOD WATER CONSERVATION, LLC
PROJECTED MAXIMUM DAILY WATER DEMANDS
AT PROJECT BUILDOUT.

TYPE OF BUSINESS	NO. OF PERSONS	, WATER USE PER PERSON (GALLONS)	PROJECTED MAXIMUM DAILY DEMAND
Whiskey Ridge Restaurant			(GPD)
Number of Anticipated Staff	25	10	250
Number of Bar Seats	68	10	680
Number of Dining Seats	270	20	5400
Bar/Lounge			
Number of Anticipated Staff	8	15	120
Number of Seats	150	10	1500
Package Store			
Number of Anticipated Staff	2	10	20
Customer and Visitor Use Estimate		100	100
Coffee Shop			
Number of Anticipated Staff	4	15	60
Customer and Visitor Use Estimate		200	200
Boutique Hotel (28 One Bedroom)			
Number of Anticipated Staff	3	15	45
Number of Beds	28	80	2240
Residential (One SF Home)	1	250	250
SUBTOTAL PROJECTED DOMESTIC			10,865
WATER DEMAND			
PROJECTED REVERSE OSMOSIS			10,865
REJECT WATER DEMAND			
PROJECTED TOTAL WATER DEMAND			21,730

dgra Donald G. Rauschuber & Associates, Inc.
Consultants • Water Engineering • Municipal Engineering



### Attachment C Proof of Public Notice



#### **Public Notices**

Originally published at statesman.com on 10/27/2024

Driftwood Water Conservation, LLC, has filed a production permit application on May 15, 2024, with the Barton Springs/Edwards Aquifer Conservation District (District) for a new Historical Trinity Production Permit to withdraw an annual permitted volume of approximately 7,931,450 gallons per year of groundwater from a previously exempt domestic use well within the Middle Trinity aquifer management zone. Driftwood Water Conservation, LLC, will operate the well for commercial use to supply a small commercial development that includes a bar/lounge, a restaurant, a coffee shop, 24-room boutique hotel, and package store. The well will also supply water to a single home to meet domestic needs. The volume of pumpage requested was commensurate with an estimate of reasonable demand for the intended use and upon approval, would be required to comply with the provisions of a Historical Trinity Production Permit.

The well is located at 8940 FM 150, Driftwood, TX. Publication of this notice begins a 28-day public response period for which comments, written formal protests and requests for a public hearing will be accepted by the District. Parties interested in formally participating in a hearing on a contested application should refer to District Rule 4-9.13. For further information, please contact the District's Regulatory Compliance Team, 1124 Regal Row, Austin, Texas 78748, (512) 282-8441, bseacd@bseacd.org. You may also contact the applicant, Driftwood Conservation at [insert contact information].

10/27/24 10704217

### Board Discussion and Possible Action

c. Discussion and possible action related to the performance and compliance of District permittees with their User Drought Contingency Plan curtailments.

### Board Discussion and Possible Action

d. Discussion and possible action related to the receipt and approval of the FY 24 Annual Financial Audit report provided by the District's auditor/CPA.

### **Board Discussion and Possible Action**

e. Discussion and possible action on Aqua Texas Bliss Spillar, Lower Trinity Notice of Alleged Violation and proposed Agreed Order for early resolution of enforcement action related to failure to reduce pumping during District declared drought.

## Board Discussion and Possible Action

f. Discussion and possible action on FY 2024 Annual Report including Appendix B.

# Board Discussion and Possible Action

g. Discussion and possible action on Board Officer positions.

HR and GM Quarterly Reports: FY 25 1st quarter (September thru November)

# **Director 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
- Issues or problems of concern

# Adjournment



# **DRAFT**

# **ANNUAL REPORT** FISCAL YEAR 2024

(To be Board-approved on December 12, 2024)

## **BOARD OF DIRECTORS**

# August 31, 2024

Blayne Stansberry, President	Precinct 2	November 2014 - November 2026
Dan Pickens, Vice President	Precinct 1	November 2020 - November 2024
Christy Williams, Secretary	Precinct 4	November 2020 - November 2024
Lily Lucas, Director	Precinct 3	November 2021 - November 2024
Vanessa Puig-Williams, Director	Precinct 5	November 2022 - November 2026

## **DISTRICT STAFF**

## August 31, 2024

**General Management Group** 

Timothy Loftus, Ph.D. General Manager

**Administration Group** 

Hannah Riggs Office Manager

**Aquifer Science Group** 

Jeff Watson, P.G. Staff Hydrogeologist

Justin Camp Senior Hydrogeologist Technician

**Communications and Outreach Group** 

Shay Hlavaty Communications and Outreach Manager

**Regulatory Compliance Group** 

Erin Swanson Regulatory Compliance Manager

Jacob Newton Compliance Specialist

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#### 1.0 BACKGROUND

The Barton Springs-Edwards Aquifer Conservation District (District) Bylaws require the District Board President or the District General Manager to report on the status of the District and its programs annually to the Board and to the Texas Commission on Environmental Quality (TCEQ). This document is the Annual Report for Fiscal Year 2024, covering the period from September 1, 2023 to August 31, 2024.

According to District Bylaw 4-6, this report shall include:

- The status of the aquifer and the District's programs,
- A financial report to include the report of the annual audit and the security of any District investments,
- A review and evaluation of professional services rendered to the District,
- A status report of any capital projects of the District, and
- The evaluation of the District's long-range plans pursuant to §36.107 (now §36.1071) of the Texas Water Code (TWC).

This introductory section provides an overview of the District, and summarizes the mission and vision of the District and its Board-established critical success factors. Other major report sections that follow include a summary of the active programs in FY 2024; a recap of other specific information required by statute, including an assessment of performance in terms of objectives and performance standards identified in the prevailing Management Plan (MP); and a financial summary. The annual audit report conducted by an independent audit firm is included in its entirety as Appendix A. The Board's assessment of progress toward the MP's objectives by performance standards and the basis for that assessment are included as Appendix B.

#### 1.1 General Information About the District

The District was created in 1987 by the 70<sup>th</sup> Texas Legislature, under Senate Bill 988. Its statutory authorities include Chapter 52 (later revised to Chapter 36) of the TWC, applicable to all groundwater conservation districts (GCDs) in the state, and the District's enabling legislation, now codified as Chapter 8802, Special District Local Laws Code (SDLLC). The District's legislative mandate is to conserve, protect, and enhance the groundwater resources located within the District boundaries. The District has the power and authority to undertake various studies, assess fees on groundwater pumpage and transport, and to implement structural facilities and non-structural programs to achieve its statutory mandate. The District has rulemaking authority to implement its policies and procedures and to help ensure the management of groundwater resources. The District is not a taxing authority. Its only sources of income are groundwater production fees, including a water use fee supplement paid by the City of Austin (CoA); administrative processing fees; and occasional grants from various local, state, and federal programs for special projects.

Upon creation in 1987, the District's jurisdictional area encompassed approximately 255 square miles and was generally defined to include all the area within the Barton Springs segment of the Edwards Aquifer with an extended area to the east to incorporate the service areas of the Creedmoor-Maha Water Supply Corporation (WSC), Goforth Special Utility District (SUD), and Monarch Utilities. In this area, designated as the "Exclusive Territory," the District has authority over all groundwater resources. In 2015, the 84<sup>th</sup> Texas Legislature House Bill 3405 expanded the District's jurisdictional area to include the portion of Hays County located within the boundaries of the Edwards Aquifer Authority (EAA) excluding the overlapping area in the Plum Creek Conservation District (see Figure 1). The newly annexed area designated as "Shared Territory," excludes the Edwards Aquifer and includes all other aquifers, including the underlying Upper Trinity, Middle Trinity, and Lower Trinity aquifers (i.e., Trinity Aquifer). The District serves southern Travis County, central

and eastern Hays County, and portions of northwestern Caldwell County. The District's jurisdictional area including the Shared Territory encompasses approximately 420 square miles and includes both urban and rural areas.

Water from the Barton Springs segment of the Edwards Aquifer serves as the primary water source for public water supply, industrial, and commercial purposes in the District, and is a major source of high-quality base flow to the Colorado River via discharge through the Barton Springs complex. The Barton Springs complex provides the only known habitat for the listed endangered Barton Springs and Austin blind salamanders under the federal Endangered Species Act (ESA), requiring all activities that would or could adversely affect the species to represent optimal conservation efforts. The Trinity Aquifer, underlying the Edwards, is an important primary water resource in some parts of the District and is increasingly being developed as an alternative water supply to the oversubscribed Edwards Aquifer in both the Exclusive and Shared Territories. Some wells in the District also produce water from the Taylor and Austin Chalk formations as well as various alluvial deposits along river and stream banks.

A five-member Board of Directors (Board) governs the District. The Directors are elected in even-numbered years to staggered four-year terms from the five single-member precincts that comprise the District. As a result of legislation in 2011 and subsequent Board action in late FY 2011, director elections were moved from the May local elections date to the November general elections date.

In accordance with District Bylaws, the Board elects its officers for one-year terms in January of each year. At the time of this report, this has not yet taken place. The elected officers in January 2024 were Blayne Stansberry, President; Dan Pickens, Vice President; and Christy Williams, Secretary. As a local political subdivision of the State of Texas, all meetings of the Board are conducted in accordance with the Open Meetings Act, and the District's business is subject to the Texas Public Information Act.

#### 1.2 District Mission and Vision Statements

The District Board has assessed and articulated not only the mission of the District but also its vision and overarching strategic purpose.

The mission of the District is largely mandated by and adapted from its enabling legislation and statutes:

"The Barton Springs-Edwards Aquifer Conservation District, as the responsible public agency and authority, is committed to conserving, protecting, recharging, and preventing waste of groundwater and to preserving all aquifers within the District."

The vision of the District provides a succinct statement of the ultimate, continuing goal of the District, describing the standard by which it will execute its mission:

"The Barton Springs-Edwards Aquifer Conservation District will excel in its operations and administration so that it is considered the model and standard for other groundwater districts."

The overarching strategic purpose articulates more action-oriented direction consistent with the mission and vision:

"We will manage the District aquifers to optimize the sustainable uses of groundwater in satisfying community interests."

#### 1.3 District Critical Success Factors

The District has established a set of continuing "critical success factors" that flow from and are generally consistent with the goals and objectives of the MP. These critical success factors include:

- Providing sound science to support and form the basis of policy and tactical decisions made by the
  District that affect water supply users and endangered species habitats;
- Being highly efficient, accurate, and fair in administering staff activities related to all District programs;
- Developing and instituting an equitable and consistently administered regulatory program that is required to serve our mission;
- Becoming a respected and effective part of the state and local political landscape for water resource management and its stakeholder communities;
- Serving our permittees, stakeholders, and the public at large as a readily accessible source of first resort for reliable information about local water, groundwater, aquifer science, water use and conservation; and
- Providing the programmatic and resource basis for innovative, cost-effective solutions to augment the sustainable quantity of water in the District and to protect the quality of District waters required for various existing uses.

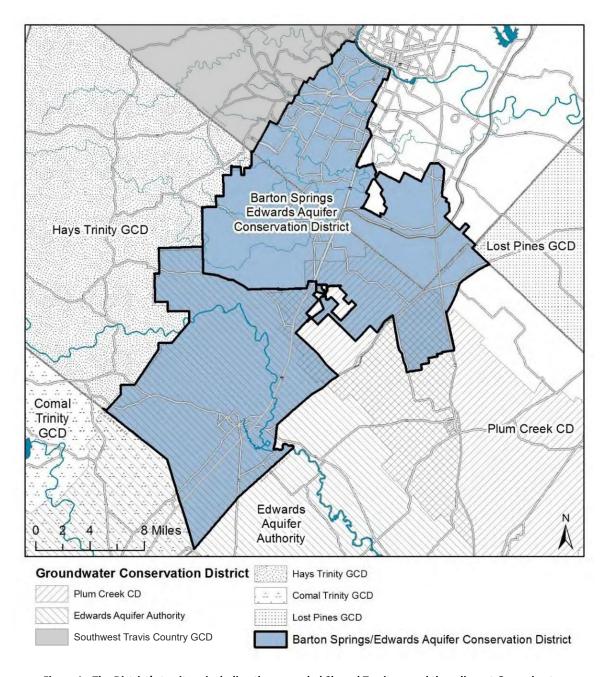


Figure 1 - The District's territory including the expanded Shared Territory and the adjacent Groundwater Conservation Districts and their respective jurisdiction over aquifers.

# 2.0 DISTRICT PROGRAM AREAS AND GROUP HIGHLIGHTS FOR FY 2024

The District constitutes one collaborative team of seven staff members, including the General Manager, and a five-member, elected Board of Directors. Staff have various duties that are organized in practice by the following functional groups: General Management, Administrative, Regulatory Compliance, Aquifer Science, and Communications and Outreach. Each staff member reports to the General Manager including one staff member whose frontline supervisor is the Regulatory Compliance Manager. This structure, in terms of understanding and practical approach, is designed to foster collaboration and minimize or avoid siloing. Additionally, the District is supported by a part-time, on-site consultant who provides on-demand Human Resource services and also performs bookkeeping and payroll duties.

The GM meets with each group on a biweekly basis. Additionally, two all-staff meetings are conducted each month; one prior to and another following each Board meeting to ensure preparation and debriefing respectively. These discussions are complemented by ad-hoc doorway meetings and other conversations that take place as needs arise. The District strives for and has achieved with each other a high-level of trust, communication, and productivity in service to each other and our collective mission. This section of the report summarizes the operational teams that existed throughout FY 2024, and provides some highlights and notable achievements for each. Appendix B contains more information and details on the work undertaken by these teams in support of the various goals, objectives, and performance standards identified in the applicable 2022 District MP.

## 2.1 General Management Group

Fiscal Year 2024 began with Dr. Timothy T. Loftus continuing as the District's GM. The GM also serves as the District's Chief Operating Officer and is responsible for the day-to-day business of the District. In addition to managing a staff of seven people and a part-time consultant who performs bookkeeping, payroll, and on-demand Human Resource services, the GM is an *ex-officio* member of all the other teams. The key areas of functional responsibilities for the GM include ensuring staff performance and development, programmatic planning and execution, stakeholder relationship development and cultivation, and financial administration of the District. The GM:

- Ensures that the policies and direction of the Board are implemented effectively, appropriately, and efficiently;
- Provides leadership both inside and outside the District organization in accomplishing the mission, vision, and goals of the District; and
- Serves as an advocate for the staff with the Board, and an advocate for the Board with the staff.

#### In FY 2024, some highlights for the office of the GM:

Cybersecurity Policy – HB 3834 passed amending the Government Code to require the establishment
of state verified cybersecurity training programs. The District established internal policy guidance on
the requirements for board and staff cybersecurity training. Each year the District must verify and
report the employee completion of the training, and periodically audit to ensure compliance. The
Administration Group keeps certification records and receipt of submission to the Texas Department
of

Information Resources (DIR). In the summer of 2024, staff completed the training. The training certificates are maintained by the Administration Group.

**Legislative Session** – During FY 2024, the Texas Legislature was not in session, but conversations were had as necessary.

Regional and Joint Planning —The GM continued to serve as the Coordinator of the Joint-Planning process. Meetings were held in October 2023, January, and April 2024. During the year, an Interlocal Agreement was executed between the six participating GCDs for the purpose of engaging with Collier Consulting as this planning round's consultant. The Plum Creek Conservation District serves as the Administrative Coordinator for GMA 10 and manages the financial arrangement with the consultant whose scope-of-work was agreed to by all six participating GCDs.

**Trinity Sustainable Yield Study and Planning -** In FY 2024, The District launched a well-impact analysis study utilizing the consulting services of LRE Water. Numerous discussions also took place about the next phase of in-house modeling. To that effect, a new master service agreement was executed with William R. Hutchison, Ph.D., P.E., P.G. in May to support the next phase of staff modeling efforts. A Trinity Sustainable Yield Committee was formed and met throughout the fiscal year to discuss ideas and needs as they relate to the District's mission.

- New Hires Ms. Hannah Riggs was hired on January 2, 2024, as the new Administrative Coordinator.
   Ms. Riggs duties were revised and updated to reflect evolving circumstances, and she was promoted to a newly created position, Office Manager, in June.
- Litigation The District was not involved in any litigation matters during FY 2024.

# 2.1.1 Board and Staff Training, and Open Meetings Act:

There were no Open Meetings Act violations in FY 2024.

The GM and staff engaged in a number of workshops and assessments under the general umbrella of team building. These exercises were facilitated by the Austin Alliance Group. The GM also participated in Leadership Training provided by the Austin Alliance Group and during FY 24.

## 2.2 Administration Group

Hannah Riggs, Office Manager, Tina Cooper, consultant from Austin Alliance Group, and Dr. Timothy Loftus, General Manager, are the group members for administrative programs support.

The Administration Group is responsible for banking, accounting, timekeeping and payroll administration, records retention and management, facilities and vehicle fleet management, personnel and human resources administration, benefits administration, contracts administration, director compensation and reimbursement administration, state/federal grant administration, and monthly meter readings.

#### In FY 2024, some highlights for the Administration Group included:

- Board and staff maintained their financial resources in a manner that maximizes liquidity while
  maintaining the greatest return on District fund balances by investing in securities or investment
  pools that operate in low risk investments and are backed by the state and/or federal
  government.
- Contracted for and participated in the independent annual financial audit, including the provision
  of all financial records, and preparation of the Management Discussion and Analysis. Year-end
  reports are submitted to the TCEQ and the State Pension Review Board (PRB), as required by law.
- Submitted a Request for Quotation (RFQ) for a new auditor and successfully secured an auditor for Fiscal Year 2024.
- Developed and monitored the District annual budgets. In FY 2024, there were two versions. The
  initial budget was brought before the Board in a public hearing held on June 11, 2024 where it
  was approved. The Board approved a budget revision on August 8, 2024.
- Administrative staff is responsible for proper maintenance, management, retention, and disposition of all District records; inventory of District property (asset management); and capital depreciation. Administration preserved and protected all public documents in accordance with state and federal laws, the adopted District Records Retention Schedule, and with the Texas State Library regulations; and maintained the District's reference material library.
- Implemented Gusto as our new time tracking software and transitioned to QuickBooks Online, the latest version of QuickBooks.
- Ensure the elections process is conducted and documented in accordance with applicable requirements and timelines.
- Ongoing maintenance and updates are being conducted for the Employee Policy Manual.

## 2.3 Aquifer Science Group

The Aquifer Science Group is involved in various internally- and externally-funded groundwater research and assessment programs. The group consists of Jeff Watson, P.G., Senior Hydrogeologist and Justin Camp, Senior Hydrogeologic Technician; and from time-to-time other staff members, including interns.

To protect and manage the groundwater resources of the District's aquifers, the District continued an active research program that is designed to better understand the hydrogeology and hydrodynamics of aquifers in the District, and to advise the Board on policy-related decisions.

In FY 2024, the Aquifer Science Group worked on many projects, developed new technical reports and memos, presented technical talks, published technical papers, and attended technical conferences including:

- Justin Camp and Jeff Watson conducted a potentiometric water level study in September 2023 and published study findings in a BSEACD Report of Investigations. The study provides a key dataset of Trinity water levels during drought which is currently being used in the District's modeling efforts and Well Impact Analysis project.
- Justin Camp and Jeff Watson collaborated in a multi-agency initiative, involving COA, USGS and Univ. of
  Texas, to gather an extensive dataset aimed at optimizing manual measurements downstream of
  Barton Springs on December 14, 2023. Justin Camp and Jeff Watson participated as members of the
  Technical Workgroup for the MoPac South Project. The project kickoff meeting occurred on May 8,
  2024.
- Jeff Watson and Justin Camp led a project to drill two new Edwards monitoring wells in collaboration with City of Austin staff. One of the new wells is a multiport well just south of Barton Springs which will allow for comprehensive water level and water quality monitoring of the Barton Springs complex.
- Jeff Watson and Justin Camp attended the Texas Alliance of Groundwater Districts (TAGD) Groundwater Summit (August 20-23, 2024).
- Jeff Watson participated in a technical advisory committee for establishment of a new groundwater management zone in HTGCD called the Regional Recharge Zone.
- Jeff Watson led planning and project kick-off of Phase II of the Trinity Aquifer Sustainability Model (TAS), a numerical model developed to advance the District's Trinity Sustainable Yield policymaking efforts.
- Jeff Watson attended an online training session for PYTHON coding for groundwater modeling in December 2023.
- Jeff Watson attended the 2023 EDTalks Lecture series hosted by EAA on September 22, 2023. The lecture series covered the impacts of climate change on central Texas water resources.
- Jeff Watson attended the Texas Water Resource Network 2023 Fall meeting on December 8, 2023.
- Jeff Watson attended the TWDB Southern Trinity GAM Technical Stakeholder Committee meeting on August 16, 2024.

Presented technical information and studies to the public and students:

- Jeff Watson presented at Barton Springs University on September 19, 2023
- Jeff Watson was interviewed by local news stations regarding the declaration of District drought on January 22, 2024.
- Jeff Watson gave an interview to FOX7 on February 2 on drilling of the new Barton Springs Multiport Well.
- Justin Camp gave a presentation summarizing BSEACD's role in aquifer research and conservation to LASA students on February 2, 2024.
- Jeff Watson gave a presentation on careers in environmental sciences to University of Texas Environmental Science students on March 5, 2024.
- Justin Camp and Shay Hlavaty discussed GCDs and Central Texas aquifer science with the 1776 podcast on March 21, 2024.
- Justin Camp set up an informational booth presenting a miniature dynamic aquifer model and discussing Central Texas hydrogeology at The Woodcreek, TX Arbor Day on March 27, 2024.
- Jeff Watson co-led a field trip for the University of Texas Karst Hydrogeology Class on May 16, 2024.

#### In FY 2024, other highlights for the Aquifer Science Group included:

- Provided technical guidance and leadership in the Trinity Sustainable Yield Project, including assisting
  with issuing RFQs for consulting support, technical oversight of ongoing consulting projects, and
  providing technical advising to the Trinity Sustainable Yield subcommittee.
- Maintained a monitor well network of about 50 wells with instruments that collect hourly data. The
  District's HOBO weather station at the District office also collects hourly data and reports to an online
  dashboard accessible on the District website.
- The District routinely measures water levels in the eight multiport monitor wells that are completed in the Edwards and Trinity Aquifers.
- Determined and documented drought status, ensuring the District's monthly drought updates were accurately maintained and current..
- Maintained the Antioch Cave Recharge Enhancement Project as required by the District's Management Plan and HCP permit.
- Implemented an annual sampling program in cooperation with Magellan Pipeline Company related to the operation of the Longhorn Pipeline that transports crude oil through the District. On June 29, 2023, staff sampled about six springs and well sites for hydrocarbon contaminants as a screening test for BTEX and TPH.
- Provided technical evaluation of aquifer test plans and submitted hydrogeologic reports for nonexempt permit applications, evaluating proposed projects for their potential for unreasonable impacts.
- Collected water-quality data (major ions and isotopes) from 18 sample locations in cooperation with the TWDB.

- Held the annual meeting between CoA and District staff to discuss the status of their respective Habitat Conservation Plan (HCP) projects (December 12, 2023).
- District staff hosted the annual HCP Management Advisory Committee (MAC) meeting on to discuss the accomplishments of the District's HCP projects (February 7, 2024).

## **Published Papers and District Documents:**

• Watson, J. A. and J. Camp, 2024, September 2023 Potentiometric Study of the Middle Trinity Aquifer, Central Texas, BSEACD Report of Investigations 2024-0220, February 2024.

## 2.4 Communications and Outreach Group

The Communications and Outreach department engages and informs well owners, permittees, stakeholders, and the general public about the District, aquifers in our territory, drought stages, and the importance of water conservation. The group focuses communications on increasing awareness of the District's work, drought conditions, triggers, and status, water restrictions and conservation tips, ongoing aquifer research, and the state of the aquifers.

In FY 2024, highlights for the Communications and Outreach Group included:

- **Website Revamp** A redesigned website for the District went live in February of 2024. Updates included improving the user experience, simplifying the back-end of the website for staff, and updating the brand, imagery, and voice of the organization. The website had not had a major update in over ten years. Here you can view the <u>before</u> and <u>after</u>.
- Social Media Growth

   — Through improved content strategy and regular collaboration with other water-focused organizations, the District's social media followers grew across all platforms (as seen below). Staff developed partnerships with other social media accounts, like Hike Austin, to expand reach. Additional tactics used include posting shorter videos, using high-quality and local photography, improved usage of hashtags, tagging partners when relevant, and including links to pages and articles on the District website.

Social Media Growth Across Fiscal Year 2023-2024						
Platform	Followers 8/23	Followers 8/24	Follower Growth	% Growth YOY		
Facebook	1636	1958	332	20%		
Instagram	327	1100	773	236%		
Twitter	749	858	109	15%		
LinkedIn	121	332	211	174%		

• Newsletters and Drought Update Emails Redesign – The mass email strategy was overhauled in FY 2024. A new cadence for emails was implemented with newsletters being sent on a bi-monthly basis and Drought Updates being sent on the off months. Changes to the mass emails include consistent branding, new streamlined layout, restrategized and simplified content for audiences, and original high-quality photography captured by staff. Growth of open rates, click rates, and subscribers are included below:

Newsletter Data: FY 2022/2023 vs. FY 2023/2024						
Year	Avg Open Rate %	Avg. Click Rate %	Newsletter Subscribers			
FY 2022/ 2023	36%	5%	2324			
FY 2023/ 2024	43%	8%	2360			

- **Kent Butler Scholarship** After the scholarship was cancelled in 2023, the District brought it back for 2024. In partnership with the Edwards Aquifer Research and Data Center, the District provided \$6,000 to fund six students (ages 9-14) to attend their five-day, overnight Aquatic Science Adventure Camp. Students submitted a one-page write up about what they hoped to learn at camp along with related artwork. Staff shared this opportunity with all the school districts in our territory including Wimberley, Austin, San Marcos, Hays, Eanes, and Del Valle. We received 32 applications of all ages. aArtwork was displayed in the office and shared on social media.
- Podcasts The District was featured on two podcasts this fiscal year. The <u>Format Podcast</u> hosted
  Justin Camp and Shay Hlavaty and included an in-depth conversation about local geology and
  hydrogeology, the status of the ongoing drought, and importance of water conservation. <u>Geo Trek</u>
  hosted Shay and discussed the differences between hydrological and meteorological drought, the
  District's current drought status, and challenges in communicating to audiences about drought.
- Outreach The District hosted and/or participated in eight outreach events this year and engaged
  with over 550 community members. Below are the names and summaries of the events
  Communications and Outreach was involved in.
  - 9/19/23 Barton Springs University Educated 60 students and community members through a hands-on presentation about total dissolved solids, the District's work, and the ongoing drought. Staff also presented on the geology of the Edwards Aquifer.
  - o 11/15/23 Well Water Checkup Partnered with Joel Pigg at the Texas Well Owner Network to host a Well Water Checkup at the office. Well owners picked up testing kits from the office and returned them. Staff then took them to Wimberley for TWON to test them. The District had 10 well owners who participated.
  - o 1/30/24 Presentation at Liberal Arts and Science Academy (LASA) Director Williams invited staff to present to high school students at LASA. Tim Loftus introduced the District and provided an overview of our work. Justin Camp presented on the hydrogeology of the area, the work that a hydrogeologist does, and the impacts of the ongoing drought on the aquifers. Shay Hlavaty supported the coordination and promotion of the event, creation of the presentation, and items to giveaway to students. It's estimated that 175 students attended.
  - 4/2/24 Groundwater Symposium The District collaborated with Texas State University to host an event all about groundwater, aquifer management, and conservation. 250 people registered for the event and 175 attended. Speakers included the general managers from Edwards Aquifer Authority, the District, and Hays Trinity Groundwater Conservation District along with additional professionals. 15 water-related organizations exhibited at the event to engage attendees in their work and water conservation.
  - 5/16/24 Managing Groundwater in a Changing Climate Staff hosted an event for permittees and government officials in Buda. 20 attendees joined and heard about climate predictions for Central Texas from the Texas State Climatologist, Dr. Nielsen Gammon. Staff discussed the state of the aquifers, the work of our regulatory compliance group, and communications tools to inform end-users. Marisa Bruno from Hill Country Alliance also discussed additional available water conservation resources including harvesting rainwater and AC condensate.

- o 6/6/24 Lady Bird Johnson Wildflower Center Nature Nights Shay Hlavaty was invited by City of Austin Water Wildlands Conservation team to lead guests through caves on National Caves and Karst Day. While in the cave, Shay educated participants about how caves serve as recharge sites for aquifers, how the water at the Center flowed to Barton Springs, and the importance of continuously conserving water and preventing contamination. Shay spoke with 50+ participants and 300 people joined the event in total.
- 6/19-21/24 Groundwater to the Gulf The District joined the Colorado River Alliance and their dozens of partners to provide water education resources to educators from across Texas. Almost 40 teachers attended, and the District led a portion about drought triggers and an activity using oranges to measure Barton Springs discharge.
- 7/10/24 Well Water Checkup The District hosted another Well Water Checkup in partnership with the Texas Well Owner Network (TWON). 25 well owners dropped off samples to be tested and four attended a presentation led by Joel Pigg with TWON.
- Press Releases- The following press releases were shared with over 30 media contacts regarding
  drought conditions and aquifer science projects. This resulted in the District being featured in
  dozens of news articles and segments. These articles were also shared across District social media
  outlets for additional exposure.
  - o 7/21/23 District Foresees Unprecedented Transition to Stage IV Exceptional Drought
  - o 12/15/23 <u>District Declares Stage IV Drought</u>
  - o 3/28/24 Barton Springs Multiport Well
- District News Articles The District maintains a blog known as "District News" on the website. It
  includes Drought Updates, important notices regarding board meetings and public comment, and
  original District content about the history of the District, ongoing aquifer research, resources for
  well owners and permittees, drought communications, and more. These articles were also included
  in monthly newsletters and posted on District social media platforms. The articles written in FY
  2024 are listed below.
  - o 9/27/23 Middle Trinity Synoptic
  - o 11/28/23 Lovelady Monitor Well: Past and Present
  - 11/28/23 5 Water Saving Tips for the Holidays
  - o 1/26/24 Preparing for Winter Weather
  - o 6/3/24 Well Water Checkup
  - o 6/20/24 Travis County is Out of Drought. Why Isn't the District?
  - o 8/5/24 Data Collection at the Barton Springs Multiport Monitoring Well
  - 8/5/24 Well Water Testing: Why it Matters

## 2.5 Regulatory Compliance Group

The Regulatory Compliance Group consists of one Regulatory Compliance Managers and one Regulatory Compliance Specialist who are responsible for a wide range of District responsibilities including drought management, pumpage tracking/compliance assessment, rulemaking, rule and well construction standard interpretation, permitting, enforcement, well inspections, well pluggings, and drilling oversight. Erin Swanson serves as the Regulatory Compliance Manager; with Jacob Newton, Regulatory Compliance Specialist, completing the group. Regulatory Compliance Group members have also actively attended and participated in community outreach and regional development and planning groups, and served as District liaisons to local municipalities, political subdivisions, permittees, and licensed drillers and pump installers in the area.

#### In FY 2024, some highlights of the Regulatory Compliance Group included:

- <u>Development Activities Over Recharge & Contributing Zones</u> The District continues to monitor for proposed Texas Pollutant Discharge Elimination System (TPDES) permits in the contributing and recharge zones of the Barton Springs segment of the Edwards Aquifer. The District continues to track legislation regarding wastewater discharges in the Edwards Aquifer Contributing Zone.
- EP Applications In July 2017, EP submitted a Production Permit application, a Hydrogeologic Report, and seven Well Modification applications. Staff reviewed the applications and all supporting documents, and requested additional information from the applicant. Through a comprehensive review, the District determined that the proposed production had the potential to cause unreasonable impacts to existing wells. In February 2018, the District provided EP with notice of the GM's Preliminary Finding on the Production Permit application. The applicant was granted a 90-day extension to the application review period to provide additional application requirements and/or options such as a Compliance Monitoring Plan and Mitigation Plan. After extensive review of the additional submitted plans, the District determined the application administratively complete and issued a GM's Statement of Position (draft permit) on May 21, 2018. On June 18, 2018, staff held a public information session on the draft permit for EP at the Wimberley Community Center. During the 20-day comment period, the District received 12 requests for a contested case hearing and 312 comment letters on the application. In July 2018, the Board referred the permit application to State Office of Administrative Hearings (SOAH) to conduct the contested case hearing. A SOAH preliminary hearing was held on September 17, 2018 to determine standing.

The original dates for the hearing on the merits of the application were scheduled for late spring 2019. After an attempted mediation in March 2019, stakeholder discussions, and additional staff research, staff continued to move forward with improvements and revisions to the 2018 draft permit and issued a May 2019 Revised Draft Permit. The hearing on the merits was then rescheduled for September 19-27, 2019.

On September 25, 2019, the Protestants filed a Motion for Summary Disposition that asked the Administrative Law Judges (ALJs) to dismiss EP's application on the basis that (1) the phase-in of production volumes should not be permitted without notice and an opportunity for a hearing, and (2) the application is not supported by reasonable non-speculative demand. EP requested and the ALJs granted a schedule abatement because the properties for which EP seeks a production permit are subject to a condemnation proceeding by the Permian Highway Pipeline (PHP). In August of 2020, EP and Kinder Morgan finalized the terms and conditions for a settlement, and the abatement ended. SOAH issued a new schedule for hearing and EP filed a supplemental prefiled testimony. The hearing on the merits was scheduled for April 2021.

On February 4, 2021, EP filed for a nonsuit, dismissal, and remand in SOAH Docket No. 457-18-4589. This sent EP's application back to the District and canceled the SOAH proceedings. On March 9, 2021, staff returned EP's application back to EP due to the District considering EP's withdrawal from SOAH as a withdrawal of the application. On March 11, 2021, EP declared that the application was not withdrawn and that the application was waiting for a Board hearing.

EP voluntarily dissolved their Domestic Limited Liability Company (LLC) on October 25, 2021; therefore, the production permit application is no longer active. However, staff began working with the current landowners (Bridges and Odell) and the Texas Department of Licensing (TDLR) to finalize well modifications for the seven wells associated with the project beginning in FY 2022. These modifications were completed in FY 2023.

- <u>DFC Planning</u> Staff actively collaborated in planning discussions with the other five GCDs that make up GMA 10. Members of GMA 10 are working with Collier Consulting during the current round of planning. Administrative matters – an Interlocal Agreement between the six GCDs and a contract with the consultant - and discussions of the factors required to be addressed, dominated the year. The GCDS are waiting on a new Southern Trinity GAM to be released to advance DFC-related discussions.
- <u>Trinity Sustainable Yield</u> Phase 2 of the in-house modeling effort got underway with the retention of a new consultant to assist with model review and guidance going forward. A new well-impact analysis project was launched and will provide key information as it relates to Trinity wells and aquifer levels. Early exploration of a Lower Trinity Aquifer study was conducted with proposal secured from two consultants, both of whom work under MSAs with the District. The Trinity Sustainable Yield Committee met more regularly to provide guidance to staff.
- Habitat Conservation Plan On December 12, 2023, staff held the annual HCP ILA meeting with the CoA.
   The District and the CoA agreed to collaborate and coordinate on routine and planned communication and activities including flow/aquifer level measurements and monitoring, and regional issues.
  - Regulatory Compliance staff assisted in drafting the first U.S. Fish and Wildlife Service (USFWS) HCP Annual Report. Staff also held the third annual Management Advisory Committee (MAC) meeting since the issuance of the HCP on February 7th to provide an overview of the annual report and to solicit feedback. The FY 23 annual report was submitted to USFWS on February 26, 2024.
- Management Plan The District's 5-year Management Plan (MP), covering the period 2022 to 2027, was amended in FY 24 and approved by the TWDB on August 15, 2024. Staff continued to work towards achieving the MP goals. Progress with the MP during FY 23 was presented to the Board of Directors in December 2024.
- <u>Database Development and Upgrade</u> In November of 2022, staff entered into a contract with LRE to develop a database. LRE and staff worked extensively and collaboratively throughout FY 2023 and the majority of the modules including a wells, permits, and a map were complete by the end of the fiscal year. Phase 1 of the project was completed in April of 2024. Phase 2 of the project began in May of 2024. In this phase, staff is working with LRE Water to design the user interface, transfer historic administrative records from the old database, and incorporate water quality and water level data. LRE Water is also developing a field services app that will support data collection, field notes, and document uploads. LRE Water will also work with BSEACD staff on setting up permittees with their own user accounts and finish implementing the online registration functionality. Phase 2 is expected to be completed in December of 2024.

- <u>External Communication and Coordination</u> Work groups and projects involving staff participation included:
  - o Edwards Aquifer recharge and contributing zone development activity coordination
  - o Regular meetings of the Regional Water Quality Protection Plan workgroup
  - TDLR Well Construction Standards
  - TAGD Legislative Subcommittees
  - TWCA Groundwater Subcommittee
  - o GMA 10
  - BRATWURST Technical Committee
- Implementation and Compliance of Existing Rules Staff reviews permit compliance of each permittee,
  and monitors existing wells for compliance with the Rules, and Well Construction Standards. Through
  required meter readings reports, performing regular inspections of wells, and reviewing pumpage
  compliance at regular intervals, staff is able to ensure that permitted wells and well systems are
  operated as intended. Staff also maintains an open dialogue with permittees when compliance matters
  arise, and facilitate solutions through pre-enforcement discussions.
  - o <u>Inspections and Investigations</u> During FY 2024, staff conducted a number of inspections relating to the processing of permit applications. Staff completed a total of three inspections related to special investigations, twelve permittee site inspections, and well permit applications. Staff collected 25 water quality samples during routine permit inspections or from new well construction inspections. There were three formal enforcement actions initiated in FY 2024. All of these actions were for non-compliance of meeting monthly drought target volumes.

Barton Springs Pool Plume Event – An event occurred between December 18 - 20, 2018, where three separate, discrete, and visible discharges of turbidity from Barton Springs into Barton Springs Pool were observed. CoA staff worked with District staff to identify the likely source of turbidity as sediment produced from the drilling of boreholes for a geothermal system in the Barton Hills area about ¾ of mile (4,000 ft) SSW from Barton Springs. Once the source was identified, the CoA and the District worked together to develop additional drilling protocols within proximity to Barton Springs to minimize future turbidity plumes related to drilling activities.

In FY 2024, staff continued coordination with CoA staff to ensure drilling protocols developed in FY 2019 for the Risk Management Zone were followed to minimize future turbidity plumes related to drilling activities.

A summary of the inspections, investigations, and site visits conducted in FY 2024 is provided below.

Inspections/ Investigations/ Visits	FY 2022	FY 2023	FY 2024
Exempt Well Inspections	0	2	3
Limited Production Permit Inspections	3	4	7
Individual Production Permit Inspections	2	0	1
Test Well Inspections	0	0	0
Plugging Inspections	1	1	1
Special Investigation Inspections	1	1	3
Other Permittee Meetings/Visits *	6	20	14
*Multiple meetings were held with some permittees.			
TOTAL	13	28	25

Meter Reporting - Monthly meter readings were collected from all individual permittees each month with the large majority reported in a timely manner. Permittees failing to submit timely reports were provided with notices of the District's intent to collect meter readings. Most delinquent permittees were generally responsive once the notice was received. Meter readings not received after the notice was provided were collected, and a fee was assessed, in accordance with the Rules.

The annual meter reading requirement for all Limited Production Permits (LPPs) were due in September 2024. Email correspondence and notifications were provided to the nonexempt domestic users in an effort to ensure compliance; however, approximately 25% did not timely submit a meter reading.

- User Drought Contingency Plans, and User Conservation Plans (UDCPs and UCPs) In FY 2019, staff worked with interns to update 136 permit records in order to incorporate updated drought planning documents into their records. According to the District MP, all permittees must update their UDCP and UCP plans at least every five years. Therefore, since all UDCPs were updated in FY 2019, in FY 2023 began working to update these templates and will work with permittees in FY 2024 to get these UDCPs updated.
- Right Sizing and Alternative Sources After notice and an opportunity for a hearing, the Board may renew a permit with a reduced amount of the authorized production if the authorized withdrawal volume is no longer commensurate with reasonable non-speculative demand, or actual production from a well is substantially less than the authorized permit amount for multiple years without any rationale that reasonably relates to efforts to utilize alternative water supplies, conserve, or improve water use efficiency. Staff typically conducts an overpumpage analysis every few years and conducted the analysis in FY 2019, therefore staff did not conduct an overpumpage analysis in FY 2024.

The District has been actively encouraging alternative source projects to reduce the dependency on the aquifers during drought. Staff has collaborated with water suppliers on ASR projects in providing regulatory and technical guidance. The Ruby Ranch ASR project was approved and has been in operation since the summer of FY 2021 and the City of Buda project was approved in the summer of FY 2024.

- O Drought Compliance The District implements a drought management program that requires mandatory monthly pumpage curtailments during District-declared drought stages. The District began FY 2024 in Stage III Critical drought. The District declared Stage IIV Exceptional Drought on December 14, 2023 and remained in this stage until February 8, 2024 when the District declared Stage II Critical Drought once again. The District declared Stage II Alarm Drought on March 1, 2024 and the District remained in this stage until the end of FY 2024. The District has implemented all drought-related rules and curtailments in accordance with the District's enforcement plan and drought management protocols. Drought enforcement measures were assessed for Stage III Critical Drought from the beginning of FY 2023 through-December 2023 with Stage IIV Exceptional enforcement measures being assessed for January and February of 2024, Stage III Critical measures again assessed in March of 2024 and Stage II Alarm measures assessed for the remainder of FY 2023. Monthly drought compliance reports for all individual permittees were provided to the Board each month of FY 2024 during District-declared drought, and those reports can be found on the drought management website pages.
- Well Registration Staff processed and reviewed all well registrations, permit renewals, and applications for permits, permit amendments, and authorizations in accordance with the Rules, Well Construction Standards, and other District guidelines in accordance with specified procedural timeframes. All newly drilled or modified exempt and nonexempt wells were automatically registered at the time of application and were in compliance with District Rules, including Well Construction Standards.
  - During FY 2024, the District continued with an online registration system to receive well registration applications from well owners. The online registration system was implemented in June 2015 in response to recent annexation efforts associated with the passage of HB 3405. Staff received and processed one registration forms in FY 2024.
- O Application Reviews To ensure that all firm-yield production permits are evaluated with consideration given to the District's demand-based and non-speculative permitting standards, staff completed comprehensive administrative and technical reviews of permit application requests. A summary of the number and type of applications processed and approved for authorizations, permits, and permit amendments including approved use types and commensurate permit volumes for production permits and amendments, is provided below.

A summary of the new wells drilled in FY 2024 is provided in the table below.

New Wells Drilled	FY 22	FY 23	FY 24
New Exempt Wells	5	6	4
Limited Production Permits (Nonexempt Domestic Wells)	8	10	9
Individual Wells	1	0	0
Test Wells	0	0	0
Replacement Wells	0	0	0
TOTAL	14	16	16

A summary of the <u>processed permit applications</u> in FY 2024 is provided in the table below.

Processed Permit Applications	FY22	FY23	FY24
Minor Amendment	5	1	0
Major Amendments	0	0	0
New Exempt Well	11	8	4
Limited Production Permit (Nonexempt Domestic Wells)	10	19	7
Individual Production Permit	4	1	3
Individual Well Drilling Authorizations or Well Modification	0	0	4
Test Well	0	0	2
Well Plugging	9	5	3
Replacement Well	0	1	0
TOTAL	39	35	23

A summary of the <u>individual production permits</u> processed in FY 2024 is provided in the table below.

Annual Volume (gpy)	Production Permits Processed	Permit Type	Use Type	Aquifer
788,400	Jarica Investments, LLC	Historic Trinity	Commercial	Middle Trinity
1,645,000	Oak Haven Preserve	Historic Trinity	Commercial	Middle Trinity
73,000	PQ Holdings, LLC	Class A Conditional Edwards	Commercial	Edwards

## 2.5.1 Permit Summary:

A summary of the <u>active individual production permits</u> to date in FY 2024 is provided in the table below.

Active Individual Permits	FY 22	FY 23	FY 24
Conditional A Edwards	26	27	27
Conditional B Edwards	3	3	3
Conditional C Edwards	5	5	5
Conditional D Edwards	1	1	1
Historical Edwards	73	73	73
Historical Trinity	34	34	37
Historical Chalk or Alluvial	2	2	2
Transport Permits	2	2	2
Total	143	147	149

A summary of the active general permits to date in FY 2024 is provided in the table below.

Active General Permits	FY 22	FY 23	FY 24
Limited Production Permits (LPP)	183	194	203
Test Permits	0	0	0
Monitoring Permits	0	0	0
Total	183	194	203

## 2.5.2 Production Summary and Exempt Estimates:

Staff monitors annual withdrawals from all nonexempt wells through required monthly or annual meter reports to ensure that groundwater is used as efficiently as possible for beneficial use. A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each Management Zone is provided below.

A summary of the <u>permitted production volumes for each Management Zone</u> is provided below.

FY 2023 Permitted Pumpage by Management Zone				
Edwards MZs	Gallons	cfs	acre-feet	
Historical (Individual)	2,309,082,596	9.79	7,086	
Historical (LPP)	2,500,000	0.011	8	
Total Historical	2,311,582,596	9.80	7,094	
Conditional (Individual)	370,835,008	1.57	1,138	
Conditional (LPP)	65,500,000	0.28	201	
Total Conditional	436,335,008	1.85	1,339	
Total Edwards	2,747,917,604	11.65	8,433	
Trinity MZs	Gallons	cfs	acre-feet	
Historical (Individual)	620,506,117	2.63	1,904	
Historical (LPP)	33,500,000	0.14	103	
Total Trinity	654,006,117	2.77	2,007	
Other Aquifers MZs	Gallons	cfs	acre-feet	
Historical (Individual)	2,500,000 gal	0.011	8	
Historical (LPP)	0	0	0	
Total Other Aquifers	2,500,000	0.01	8	
Total Permitted	3,404,423,721	14.43	10,448	

A summary of the <u>actual versus permitted production volumes</u> for each Management Zone is also provided below.

FY 2024 Production from Individual Permittees				
Production Zone	Actual Production	Permitted Individual Production		
Edwards	1,541,407,018	2,679,917,604		
Trinity	241,368,460	621,294,517		
Austin Chalk or Alluvial	2,400	2,500,000		
Total (Gallons)	1,782,777,878	3,303,712,121		
	(5471.09 ac ft)	(10,138.60 ac ft)		

FY 2024 Production from Limited Production Permits				
Production Zone	Actual Production*	Permitted Limited		
		Production		
Edwards	14,221,928	68,000,000		
Trinity	7,006,391	33,500,000		
Austin Chalk or Alluvial	0	0		
Total (Gallons)	21,215,127	101,500,000		
	(65.11 ac ft)	(311.49 ac ft)		

<sup>\*</sup>Actual production is a volume estimate calculation described in the findings and conclusions of the BSEACD Staff Report 2010. Average Annual exempt well production is approximately 104,573 gpy

A summary and description of the <u>estimated exempt well production volumes</u> for the Edwards and Trinity Management Zones is also provided below.

Edwards Aquifer –
Estimated Exempt Wells Production

Average Annual Volume per Exempt Well (gpy)	104,573
Total Est Volume of Exempt Well Production (gpy) *	106,141,595
Est # of wells	1015
cfs	0.45
% of Permitted Edwards Production	3.86%
% of Actual Edwards Production	6.00%
Permitted Edwards Production(apv)	2,747,917,604

<sup>\*2010</sup> BSEACD Staff Report – Avg Exempt Well Use=104,573 gpy

Trinity Aquifer –
Estimated Exempt Wells Production

	TOUGCHOIT
Average Annual Volume per	104 572
Exempt Well (gpy)	104,573
Total Est Volume of Exempt Well	
Production (gpy) *	121,304,680
(6) 77	
Est # of wells	1160
cfs	0.51
% of Permitted Trinity Production	18.52%
% of Actual Trinity Production	32.81%
Permitted Trinity Production (gpy)	654,794,517

<sup>\*2010</sup> BSEACD Staff Report – Avg Exempt Well Use=104,573 gpy

#### **Edwards Aquifer Exempt Use Estimates**

The most current estimate for Edwards exempt well production is described in a 2010 District report (Banda et al., 2010). The methodology findings are fully described and involve using GIS to count the total number of potential exempt water wells within the District, and determine how to add them to existing databases of wells. A volume of annual estimated production from exempt wells was based upon water-use profiles and metered data. The 2010 report findings conclude that the estimated production volumes for Edwards Exempt wells was 104,050,000 gal (0.44 cfs) and the estimated number of exempt wells was 995. This volume was approximately equal to 5% of the permitted volume at that time and was thought to be a proportion that could be applied going forward. However, considering that the current estimate of exempt Edwards wells is about 1015, the number, and therefore volumetric use of exempt Edwards is relatively constant, and substantiates the use of the 0.45 cfs.

#### **Trinity Aquifer Exempt Use Estimates**

Very few exempt Trinity wells existed in the District prior to the HB 3405 annexation. After annexation of a large portion of Hays County, the total number of exempt Trinity wells within the District was largely unknown due to the complexity of geology, aquifer completion, and lack of available information. In 2019, staff developed a method to help estimate the number of exempt wells completed in the Trinity Aquifer in the District that focused on the annexation area. The results of the methodology are briefly described in the District Staff Report 2019 (Gary et al., 2019). The methodology estimates the number of exempt Trinity wells using GIS, and considers existing well completions, water service areas, geology, and County Appraisal District information. Considering meter data and average annual household use, the estimated production volumes for Trinity Exempt wells is about 1160 wells, the number, and therefore volumetric use is approximately 120,260,000 gal (0.51 cfs).

#### 3.0 REQUIRED DATA AND INFORMATION

The District Bylaws and MP require a number of specific items to be included in the Annual Report. This information is included in the following subsections of the Annual Report.

## 3.1 Aquifer Status

Fiscal Year 2024 (which began on September 1, 2023) started with the Austin/Hill Country area in a "Critical Drought" status due to an abnormally hot June, the hottest July on record, and persistently hot, dry conditions throughout August. The Austin region recorded forty-five consecutive days with temperatures at or above 100°F, surpassing the previous record of 27 days set in 2011. Total rainfall for the June-September period was 5.3 inches, a deficit of 6.5 inches compared to the historical average, further intensifying drought severity. October 2023 marked the one-year anniversary of the District's declaration of "Critical Drought" status. Typically, the second-wettest month, with an average rainfall of 4.1 inches, October delivered an average of six inches across the District, providing some recharge and keeping Lovelady water levels and Barton Springs flow just above "Exceptional Drought" status.

Below-average rainfall continued in November, and by early December 2023, the water level at the Lovelady monitor well had dropped below its "Exceptional Drought" threshold. Consequently, on December 14, 2023, the District Board declared Stage IV "Exceptional Drought"—the first such declaration in the District's 36-year history. As 2023 concluded, it was recorded as the hottest year on record. And with only April, June, and October yielding above-average rainfall, it was also the region's 34th driest year on record.

The calendar year 2024 began with the fifth-highest January rainfall on record, totaling 6.6 inches. This precipitation significantly increased flow in the Blanco River and regional creeks, benefiting Barton Springs flow and Lovelady water levels. District monitoring wells and flow gauges for both the Edwards and Trinity aquifers recorded rising water levels. On February 8, in response to these gains, the District's drought status was revised from "Exceptional Drought" back to "Critical Drought."

From January to March, cumulative rainfall totaled 10.2 inches—2.7 inches above the historical average—characterizing the winter as "wetter than normal," partly due to ongoing El Niño conditions (officially declared by NOAA on June 8, 2023). This early precipitation also raised Lovelady water levels above the threshold for the District to declare "Alarm Drought" on March 1, 2024.

Between April and June 2024, total recorded rainfall was 10.2 inches, just 0.8 inches below the historical average. April received 3.0 inches of rainfall, surpassing its historical average by over half an inch. May and June, typically the first and third wettest months in Central Texas, saw near-average rainfall with slight deficits of 0.3 inches and 1.1 inches, respectively. Despite these minor shortfalls in May and June, the cumulative rainfall was sufficient to sustain aquifer levels and spring flow above "Critical Drought" thresholds, promoting regional groundwater recharge.

Following a year of El Niño dominance, conditions transitioned to a neutral ENSO climate pattern—neither El Niño nor la Niña—during the summer, suggesting average summer rainfall. In July, typically the driest month in the region with an average of 2.1 inches, rainfall reached 5.3 inches, marking it as only the third month to exceed historical averages. Although this above-average rainfall in July did not substantially elevate aquifer levels at Lovelady or flow rates at Barton Springs, it helped stabilize and slow the typical seasonal decline.

During August and September, above-average temperatures combined with below-average rainfall—only 2.4 and 2.0 inches, respectively—resulted in decreasing water levels and spring flows across the District. This pattern intensified the effects of late-summer precipitation deficits. Due to low flows at Barton Springs and complications with the USGS real-time flow gauge, including the installation of boards in downstream pool spillways by City of Austin staff to raise pool levels and recent maintenance on the USGS stilling well, the District is utilizing bi-weekly manual measurements to establish a 10-day average for spring flow to help accurately track Barton Springs drought triggers/conditions.

October, typically the second wettest month with an average rainfall of 4.1 inches, recorded minimal precipitation, amounting to only 0.02 inches. This lack of rainfall contributed to further declines in aquifer levels and spring flows. On October 1, water levels at the Lovelady monitoring well fell below the Critical Drought" threshold, prompting the District to declare a state of "Critical Drought" on October 3.

To summarize, the Austin/Hill Country area has received an average of 27.6 inches of rainfall so far in 2024 (through October 31), which is 3.2 inches below the annual average. This marks an improvement from the 8-inch deficit in 2023 and 14 inches in 2022. However, as November approaches, the region will enter its 29th consecutive month of drought. Forecasts with neutral ENSO conditions suggest that rainfall for the rest of 2024 could bring totals closer to the annual average, though a below-average winter and spring are expected for 2025 with La Niña likely to develop by late fall. Conservation remains essential to help Central Texas navigate this ongoing drought period.

#### 3.2 Grant Programs

During FY 2024, the District secured a \$73,700 grant from the CoA's Barton Springs Salamander Conservation Fund. Thee funds were applied to the new Zilker Park well near the Barton Springs pool whereby a newly installed, standard monitoring well was enhanced to be a multiport well with the installation of Westbay Instruments technology. The Zilker Park well along with another new well installed in Garrison Park were both paid for by OneOK, formerly Magellan Partners, per an updated Letter Agreement that Magellan entered into with the District. To supplement an existing ILA with the CoA, a new Memorandum of Understanding was created to address project details and add to the ongoing partnership between the CoA and the District.

## 3.3 Professional Services

The District expended \$192,783 for professional services in FY 2024. This amount included legal fees of \$53,670 for general counsel support provided by Bickerstaff, Heath, Delgado & Acosta LLP of Austin.

Additional professional services for FY 2024 also reported in the above amount include the District's third-party retirement plan administrator, The Standard, for \$33,515.

The District retained Montemayor Britton Bender PC for the FY 24 audit. The fee paid for these professional services was \$14,950.

The second year of a two-year engagement with SledgeLaw Group for legislative consulting services incurred a cost of \$12,000.

The District's new database project continued to employ LRE Water and cost \$70,079 in FY 24. This expense followed an initial investment during FY 23 in the amount of \$81,000. During FY 24, the database became fully functional and Phase 2 with numerous enhancements got underway.

Lastly, the District paid the Plum Creek Conservation District (PCCD) \$8,569.00 for being the administrative coordinator for GMA 10. As a reminder, the District is one of six GCDs that participate in the GMA 10 joint planning effort. GMA 10 is working with Collier Consulting in this current fourth round of planning. The six GCDs entered into an Interlocal Agreement with the PCCD who manages the financial arrangement that GMA 10 has agreed to with the consultant.

These professional services do not include the contracted labor that comprises programmatic support to various group initiatives and that is budgeted as part of the individual group budgets.

# 3.4 Capital Projects

There was one capital outlay over \$5,000 in FY 2024. The District replaced its 2009 Subaru Forester with a 2025 Subaru Forester for a cost of \$39,512 including trade-in.

## 3.5 Financial Report

As authorized in the District Bylaws, the Board utilizes the Texas Treasury Safekeeping Trust Company (commonly referred to as "TexPool") as a depository for its funds not required by its current operations. There are several built-in controls and safeguards in the TexPool account mechanisms. The District has established and maintains funds in three TexPool accounts to further minimize risk and to partition funds designated for certain potential uses. To facilitate payments and timely deposits, the District also maintains both checking and payroll accounts with Truist, which are FDIC-insured. Monies are moved electronically between these Truist accounts and the TexPool accounts, generally keeping funds not required by current operations in TexPool, and therefore the cash balances in the operating bank accounts as small as prudently feasible. The District has no additional monetary investments other than its cash fund accounts.

End-of-the-year cash and account balances and an independent assessment of financial controls will be found in the Annual Audit Report, included as Appendix A, upon completion of the financial audit.

# 3.6 Evaluation of District's Long-Range Plan Pursuant To §36.1071

# 3.6.1 Background

TWC §36.1071 requires all GCDs to establish and maintain a long-range comprehensive plan for groundwater management in the District. This long-range plan is a five-year plan called the District Management Plan (MP). The MP must be reviewed, revised as necessary, readopted, and reapproved at least once every five years. The current plan was adopted by Board resolution in October of 2022, approved by the TWDB in December 2022, amended by Board resolution in August 2023, and approved by the TWDB in August 2024. Pursuant to the code provisions, all GCDs are required to assess progress quantitatively toward the objectives in their prevailing MP at least annually. This assessment is summarized in the following Section 3.6.2 and elaborated on in Appendix B of this Annual Report.

# **3.6.2** Board Evaluation of Goals, Objectives, and Progress Assessment

Section 2.0 of this report highlights some activities for each of the operational teams. A more comprehensive and detailed listing of the activities of the District is included in Appendix B, which was prepared by staff to assist the Board's evaluation of the progress made in FY 2024 toward the goals, objectives, and performance standards identified in the prevailing District MP.

On December 12, 2024, the Board reviewed the information in Appendix B, discussed its conformance with the plan objectives and their subsidiary performance standards, and then took action to evaluate progress made by the District toward these strategic objectives, as specified in the metrics for each of the objectives. Following a proper motion and second, and discussion in a properly noticed Open Meeting, the Board unanimously approved the progress toward each and all objectives in FY 2024 as being satisfactory. The basis for that decision-making is included in this Annual Report as Appendix B.

# FY 2024

# **DRAFT Appendix B**

Assessment of Progress Toward Management Plan Goals and Objectives

To be Board-approved in December 2024

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#### GOAL 1

### PROVIDING THE MOST EFFICIENT USE OF GROUNDWATER

31 TAC 356.52(A)(1)(A)/TWC §36.1071(A)(1)

**Objective 1-1.** Provide and maintain on an ongoing basis a sound statutory, regulatory, financial, and policy framework for continued District operations and programmatic needs.

#### Performance Standards

A. Develop, implement, and revise, as necessary, the District Management Plan (MP) in accordance with state law and requirements. Each year the Board will evaluate progress towards satisfying the District goals. A summary of the Board evaluation and any updates or revisions to the MP will be provided in the Annual Report.

In FY 2024, the District amended MP by Board Resolution in August 2023. The amended plan was approved by the Texas Water Development Board (TWDB) on August 15, 2024. Updates reflected a new GAM run/report by the TWDB.

In order to achieve the goals, management objectives, and performance standards adopted in the MP, on December 14, 2023, the District's Board of Directors (Board) evaluated progress made, and approved the District's FY 2023 Annual Report and Appendix B (Assessment of Progress toward Management Plan Goals and Objectives). Appendix A (the annual financial audit) was also presented at the December 14, 2023 Board Meeting.

B. Review and modify District Rules as warranted to provide and maintain a sound statutory basis for continued District operations, and to ensure consistency with both District authority and programmatic needs. A summary of any rule amendments adopted in the previous fiscal year will be included in the Annual Report.

During FY 2024, there were three consecutive public hearings held during which time the Board of Directors acted to amend, add, and/or repeal District Rules: October 12, November 9, and December 14, 2023.

**Objective 1-2.** Monitor aggregated use of various types of water wells in the District, as feasible and appropriate, to assess overall groundwater use and trends on a continuing basis.

#### Performance Standard

Monitor annual withdrawals from all nonexempt wells through required monthly or annual meter reports to ensure that groundwater is used as efficiently as possible for beneficial use. A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each Management Zone (MZ) and permit type will be provided in the Annual Report.

A summary of the actual versus permitted production volumes for each MZ is also provided below.

FY 2024 Production from Individual Permittees				
Production Zone	Actual Production Permitted Individual			
		Production		
Edwards	1,541,407,018	2,679,917,604		
Trinity	241,368,460	621,294,517		
Austin Chalk or Alluvial	2,400	2,500,000		
Total (Gallons)	1,782,777,878	3,303,712,121		
	(5471.09 ac ft)	(10,138.60 ac ft)		

FY 2024 Production from Limited Production Permits				
Production ZoneActual Production*Permitt		Permitted Limited		
		Production		
Edwards	14,221,928	68,000,000		
Trinity	7,006,391	33,500,000		
Austin Chalk or Alluvial	0	0		
Total (Gallons)	21,215,127	101,500,000		
	(65.11 ac ft)	(311.49 ac ft)		

<sup>\*</sup>Actual production is a volume estimate calculation described in the findings and conclusions of the BSEACD Staff Report 2010. Average Annual exempt well production is approximately 104,573 gpy

**Objective 1-3.** Evaluate quantitatively at least every five years the amount of groundwater withdrawn by exempt wells in the District to ensure an accurate accounting of total withdrawals in a water budget that includes both regulated and non-regulated withdrawals, so that appropriate groundwater management actions are taken.

#### Performance Standards

Provide an estimate of groundwater withdrawn by exempt wells in the District using Texas Department of Licensing and Regulation (TDLR) and TWDB databases, and District well records; and update the estimate every five years with the District's MP updates.

This is a joint effort between the Aquifer Science, Communications and Outreach, and Regulatory Compliance groups.

In the interim years between MP updates, the most current estimates of exempt well withdrawals will be included in a summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each MZ and permit type that will be provided in the annual report.

A summary table of the <u>estimated exempt well production volumes</u> for the Edwards and Trinity MZs is provided below.

#### Edwards Aquifer -

#### **Estimated Exempt Wells Production**

#### Trinity Aquifer -

#### **Estimated Exempt Wells Production**

Average Annual Volume per Exempt Well (gpy)	104,573	Average Annual Volume per Exempt Well (gpy)	104,573
Total Est Volume of Exempt Well Production (gpy) *	106,141,595	Total Est Volume of Exempt Well Production (gpy) *	121,304,680
Est # of wells	1015	Est # of wells	1160
cfs	0.45	cfs	0.51
% of Permitted Edwards			
Production	3.86%	% of Permitted Trinity Production	18.52%
% of Actual Edwards Production	6.00%	% of Actual Trinity Production	32.81%
Permitted Edwards Production(gpy)	2,747,917,604	Permitted Trinity Production (gpy)	654,794,517

<sup>\*2010</sup> BSEACD Staff Report – Avg Exempt Well Use=104,573 gpy

**Objective 1-4.** Develop and maintain programs that inform and educate citizens of all ages about groundwater and springflow-related matters, which affect both water supplies and salamander ecology.

#### **Performance Standards**

Publicize District drought trigger status (Barton Springs ten-day average discharge and Lovelady Monitor Well water level) in monthly eNews bulletins and continuously on the District website.

Provide summaries of associated outreach and education programs, events, workshops, and meetings in the monthly group activity reports in the publicly available Board backup.

#### **Groundwater to the Gulf**

This annual, three-day, field-based educational program led by the Colorado River Alliance took place on June 11-13, 2024. It provides educators with water conservation-focused activities and curricula to use in the classroom and for public outreach. It's a great opportunity for science teachers to obtain

<sup>\*2010</sup> BSEACD Staff Report – Avg Exempt Well Use=104,573 gpy

continuing education credits and for environmental educators to get hands-on activities and resources to use in outreach. Dozens of local water-related organizations assist with making this event a reality including Lower Colorado River Authority, City of Austin, Texas Parks and Wildlife, and more. The District led a session focused on springflow at Barton Springs. Staff discussed what the District is, what we do, and how our drought stages are determined. Participants then used oranges to measure springflow at Barking Springs. District staff also assisted with other educational segments and took photos that were used broadly amongst partners. Over 40 participants joined this years' Groundwater to the Gulf. This event was shared across the District's social media.

#### **Barton Springs University**

The District participated in Save Our Springs' Barton Springs University on September 19, 2023. Shay Hlavaty and Jacob Newton led a hands-on activity educating participants about conductivity of water and the Edwards and Trinity aquifers. They also provided an overview of the District, our work, and the current drought stage. Jeff Watson presented on the hydrogeology of the Edwards Aquifer. It's estimated that 300 students attended Barton Springs University with dozens learning directly from District staff. This event was shared across District social media, in the monthly newsletter, and in a board report.

Beneath the Surface: Exploring Central Texas Aquifers and Sustainable Management Practices Director Williams asked the District to present at one of Liberal Arts and Science Academy's (LASA) Lunchtime Lectures. Tim Loftus provided an overview of the groundwater conservation district's and what our District does. Justin Camp provided information on what a career in hydrogeology entails, what conservation districts do, the deep interconnection between local surface and groundwater sources, drought triggers, and water conservation. You can view the presentation slides <a href="here">here</a>. There were approximately 125 students in attendance.

#### **Barton Springs Multiport and Garrison Parks Monitor Well Communications**

The installation of the Barton Springs Multiport Monitor Well and the Garrison Park Monitor Well provided great opportunities to provide audiences information about groundwater and springflow, how we study and monitor these, and their impacts on water supplies and salamander ecology. Staff promoted communications about the drilling of the Zilker and Garrison parks monitoring wells before, during, and after the installation. Staff communicated directly with organizations such as Save Our Springs, Save Barton Creek Association, and the Zilker HOA months in advance to ensure relevant organizations and community members were aware of the upcoming project. This <u>press release</u> was shared with the media, on the District's website, and across social media outlets on January 11, 2024 and resulted in t following articles:

- Barton Springs-Edwards Aquifer Conservation District installing two monitoring wells at Garrison and Zilker parks – <u>Austin Monitor</u>, 1/12/24
- New Austin monitoring wells to study aquifers, effects on endangered salamanders <u>Community</u> Impact, 1/18/24
- New Wells in Austin to Monitor Oxygen Levels for Endangered Species <u>Austin Chronicle</u>, 1/26/24
- Drilling underway on new monitoring well at Zilker Park Fox 7, 2/2/24
- Barton Springs Multiport Well: Importance, progress, and next steps BSEACD, 3/29/24
- Data Collection at the Barton Springs Multiport Monitoring Well BSEACD, 8/5/24

#### **Format Podcast**

Justin Camp and Shay Hlavaty were interviewed for an episode of The Format Podcast, which has conversations with experts on a variety of topics to educate curious listeners. They discussed the formation of the geology of the Texas Hill Country, how the District regulates groundwater, the District's drought trigger methodology, and the importance of continuous conservation of water. The episode is available on all major podcast platforms and was promoted across all District social media platforms. A video of the conversation can be viewed <a href="here">here</a>.

#### Relevant Articles on the Website

- Middle Trinity Aguifer Synoptic, 9/27/23
- Lovelady Monitor Well Past and Present, 11/28/23

**Objective 1-5.** Ensure responsible and effective management of District finances such that the District has the near-term and long-term financial means to support its mission.

#### **Performance Standards**

Receive a clean financial audit each year. A copy of the auditor's report will be included in the Annual Report (as Appendix A).

The Board expects to receive and approve the FY 2024 Annual Financial Audit report provided by the District's financial auditor at its Board Meeting on December 12, 2024. It will be included in the Annual Report as Appendix A.

Timely develop and approve fiscal-year budgets and amendments.

A FY 23 budget amendment was approved on September 14, 2023. During FY 2024, there were two FY 25 budget versions brought before the Board of Directors. The preliminary budget was presented in a properly-noticed public hearing held on June 11, 2024 where it was approved. The Board approved a final FY 25 Budget 1 on August 8, 2024.

**Objective 1-6.** Provide efficient administrative support and infrastructure, such that District operations are executed reliably and accurately, meet staff and local stakeholder needs, and conform to District policies and with federal and state requirements.

#### Performance Standards

Maintain, retain, and control all District records in accordance with the Texas State Library and Archives Commission-approved District Records Retention Schedule to allow for safekeeping and efficient retrieval of any and all records, and annually audit records for effective management of use, maintenance, retention, preservation and disposal of the records' life cycle as required by the Local Government Code. A summary of records requests received under the Texas Public Information Act (PIA), any training provided to staff or directors, or any claims of violation of the PIA will be provided in the Annual Report under the General Management Group Highlights.

The Administration Group is responsible for proper maintenance, management, retention, and disposition of all District records; inventory of District property (asset management); and capital

depreciation. Administration preserved and protected all public documents in accordance with state and federal laws, the adopted District Records Retention Schedule, and with the Texas State Library regulations; and maintained the District's reference material library.

District records were maintained effectively, and there were no violations of the Public Information Act (PIA).

Two Texas PIA requests were handled with the support of specialized counsel provided by Bickerstaff Heath Delgado Acosta LLP and to the satisfaction of the requesting entity.

Develop, post, and distribute District Board agendas, meeting materials, and backup documentation in a timely and required manner; post select documents on the District website, and maintain official records, files, and minutes of Board meetings appropriately.

The Administration Group developed, posted, and distributed all materials and backup documentation for all 10 District Regular Meetings and one Special Called Meeting held in FY 2024. There were also seven Public Hearings. All meeting minutes were approved by the Board at a subsequent meeting. Administrative staff maintained the officials records of each meeting on the District's website and in the District's digital library.

**Objective 1-7.** Manage and coordinate electoral process for Board members.

#### Performance Standard

Ensure the elections process is conducted and documented in accordance with applicable requirements and timelines. Election documents will be maintained on file, and a summary of elections-related dates and activities will be provided in the Annual Report for years when elections occur.

The District holds elections no more often than every two years during even-numbered years, but during an odd-numbered fiscal year .

Three candidates filed for the November 5, 2024 (FY 25) election but were unopposed at the end of the filing deadline. The elections, therefore, were cancelled. Two candidates were running for reelection (precincts 3 and 4) and one candidate will be new (Precinct 1) since the incumbent chose not to run for reelection after one term.

# GOAL 2 CONTROLLING AND PREVENTING WASTE OF GROUNDWATER

31 TAC 356.52(A)(1)(B)/TWC §36.1071(A)(2))

**Objective 2-1.** Require all newly drilled exempt and nonexempt wells, and all plugged wells to be registered and to comply with applicable District Rules, including Well Construction Standards.

#### Performance Standard

A summary of the number and type of applications processed and approved for authorizations, permits, and permit amendments including approved use types and commensurate permit volumes for production permits and amendments will also be provided in the Annual Report.

To ensure that all firm-yield production permits are evaluated with consideration given to the District's demand-based and nonspeculative permitting standards, staff completed comprehensive administrative and technical reviews of permit application requests. A summary of the number and type of applications processed and approved for authorizations, permits, and permit amendments, including approved use types and commensurate permit volumes for production permits and amendments, is provided below.

A summary of the processed permitting applications in FY 2024 is provided in the table below.

Processed Permit Applications		FY23	FY24
Minor Amendment	5	1	0
Major Amendments	0	0	0
New Exempt Well	11	8	4
Limited Production Permit (Nonexempt Domestic Wells)	10	19	7
Individual Production Permit	4	1	3
Individual Well Drilling Authorizations or Well Modification	0	0	4
Test Well or Aquifer Test	0	0	2
Well Plugging	9	5	3
Replacement Well	0	1	0
TOTAL	39	35	23

A summary of the individual production permits processed in FY 2024 is provided in the table below.

Annual Volume (gpy)	Production Permits Processed	Permit Type	Use Type	Aquifer
788,400	Jarica Investments, LLC	Historic Trinity	Commercial	Middle Trinity
1,645,000	Oak Haven Preserve	Historic Trinity	Commercial	Middle Trinity
73,000	PQ Holdings, LLC	Class A Conditional Edwards	Commercial	Edwards

**Objective 2-2.** Ensure permitted wells and well systems are operated as intended by requiring reporting of periodic meter readings, making periodic inspections of wells, and reviewing pumpage compliance at regular intervals that are meaningful with respect to the existing aquifer conditions.

#### **Performance Standards**

Inspect all new wells for compliance with the Rules, and Well Construction Standards, and provide a summary of the number and type of inspections or investigations in the Annual Report.

During FY 2024, staff conducted a number of inspections relating to the processing of permit applications. Staff completed a total ofthree inspections related to special investigations, twelve site permittee inspections and well permit applications. Staff collected 25 water quality samples during routine permit inspections or from new well construction inspections. There were three formal enforcement actions initiated in FY 2024. All three of these actions were for non-compliance of meeting monthly drought target volumes.

Inspections/ Investigations/ Visits		FY	FY	
	2022	2023	2024	
Exempt Well Inspections	0	2	3	
Limited Production Permit Inspections	3	4	7	
Individual Production Permit Inspections	2	0	1	
Test Well Inspections	0	0	0	
Plugging Inspections	1	1	1	
Special Investigation Inspections	1	1	3	
Other Permittee Meetings/Visits *		20	14	
*Multiple meetings were held with some permittees.				
TOTAL	13	28	25	

Provide a summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each MZ and permit type in the Annual Report.

A summary of the actual versus permitted production volumes for each MZ is provided above in the Objective 1-2 Performance Standard update.

**Objective 2-3.** Provide leadership and technical assistance to government entities, organizations, and individuals affected by groundwater-utilizing land use activities, including support of or opposition to legislative initiatives or projects that are inconsistent with this objective.

#### **Performance Standards**

A. In even-numbered fiscal years, provide a summary of interim legislative activity and related District efforts in the Annual Report. In odd-numbered fiscal years, provide a legislative debrief to the Board on bills of interest to the District, and provide a summary in the Annual Report.

During FY 2024, the Texas State Legislature did meet.

B. Provide a summary of District activity related to other land use activities affecting groundwater in the Annual Report.

Development Activities Over Recharge and Contributing Zones:

No new development activities moved forward during the fiscal year.

The District continues to monitor as many proposed/new developments as possible and Texas Pollutant Discharge Elimination System (TPDES) permits in the contributing and recharge zones of the Barton Springs segment of the Edwards Aquifer. Furthermore, the District continues to track legislation regarding wastewater discharges in the Edwards Aquifer Contributing Zone.

**Objective 2-4.** Ensure all firm-yield production permits are evaluated with consideration given to the demand-based permitting standards including verification of beneficial use that is commensurate with reasonable non-speculative demand.

#### Performance Standard

A summary of the number and type of applications processed and approved for authorizations, permits, and permit amendments including approved use types and commensurate permit volumes for production permits and amendments will be provided in the Annual Report.

To ensure that all firm-yield production permits are evaluated with consideration given to the District's demand-based and nonspeculative permitting standards, staff completed comprehensive administrative and technical reviews of permit application requests. A summary of the number and type of applications processed and approved for authorizations, permits, and permit amendments including approved use types and commensurate permit volumes for production permits and amendments is provided below.

A summary of the <u>processed permitting applications</u> in FY 2024 is provided in the table below.

Processed Permit Applications		FY23	FY24
Minor Amendment	5	1	0
Major Amendments	0	0	0
New Exempt Well	11	8	4
Limited Production Permit (Nonexempt Domestic Wells)	10	19	7
Individual Production Permit	4	1	3
Individual Well Drilling Authorizations or Well Modification	0	0	4
Test Well or Aquifer Test	0	0	2
Well Plugging	9	5	3
Replacement Well	0	1	0
TOTAL	39	35	23

A summary of the <u>individual production permits</u> processed in FY 2024 is provided in the table below.

Annual Volume (gpy)	Production Permits Processed	Permit Type	Use Type	Aquifer
788,400	Jarica Investments, LLC	Historic Trinity	Commercial	Middle Trinity
1,645,000	Oak Haven Preserve	Historic Trinity	Commercial	Middle Trinity
73,000	PQ Holdings, LLC	Class A Conditional Edwards	Commercial	Edwards

### GOAL 3

# ADDRESSING CONJUNCTIVE SURFACE WATER MANAGEMENT ISSUES

31 TAC 356.52(A)(1)(D)/TWC §36.1071(A)(4)

**Objective 3-1.** Assess the physical and institutional availability of existing regional surface water and alternative groundwater supplies, and the feasibility of those sources as viable supplemental or substitute supplies for District groundwater users.

#### Performance Standard

A summary of District activity related to this objective will be provided in the Annual Report.

Identify available alternative water resources and supplies that may facilitate source substitution and reduce demand on the Edwards Aquifer while increasing regional water supplies; and evaluate feasibility by considering available/proposed infrastructure, financial factors, logistical/engineering factors, and potential secondary impacts (development density/intensity or recharge water quality).

Staff worked cooperatively with the Ruby Ranch Water Supply Corporation (RRWSC) and their consultants to monitor water quality, water levels and water chemistry sampling and meter accounting of injection and extraction phases of their aquifer storage and recovery (ASR) operation (the 4<sup>th</sup> in Texas). The District also worked cooperatively with the TCEQ Underground Injection Control (UIC) Permits Section to assist in permit provisions. RRWSC is currently authorized to inject 15,000,000 and recover 12,300,000 gallons over a one-year period. In FY 2020, RRWSC was given a Conditional D permit for Edwards groundwater to inject into the Trinity Aquifer. In FY 2021, RRWSC began their first Conditional D permitted ASR recovery in September 2020 and from June-August 2021, with a total of 3,117,700 gallons recovered from Trinity formations. Water-quality data collected by RRWSC was shared with the District and evaluated by Aquifer Science staff.

Lessons learned from the RRWSC ASR project were applied to the District's second, and larger ASR permit, which was issued to The City of Buda in FY 2024. Staff will continue to collect and evaluate hydrogeologic data to better understand how the Trinity Aquifer responds to permitted ASR operations over longer timeframes, and thus increase our understanding of the feasibility of ASR projects as a strategy to reduce demand on the Edwards Aquifer and increase regional supplies.

#### Ruby Ranch ASR Status Report

**Objective 3-2.** Encourage and assist District permittees to diversify their water supplies by assessing the feasibility of alternative water supplies and fostering arrangements with currently available alternative water suppliers.

#### Performance Standard

A summary of District activity related to this objective will be provided in the Annual Report.

Identify available alternative water resources and supplies that may facilitate source substitution and reduce demand on the Edwards Aquifer, while increasing regional water supplies; and evaluate feasibility

by considering available/proposed infrastructure, financial factors, logistical/engineering factors, and potential secondary impacts (development density/intensity or recharge water quality).

From FY 2021-2023 Staff worked with the City of Buda to facilitate development and testing of a Middle Trinity ASR test well. Aquifer science staff cooperated with staff and consultants with the City of Buda to collect comprehensive data during multiple ASR injection and recovery cycles. Data was evaluated to quantify aquifer impacts and ensure the feasibility of the project. In FY 2024, after completion of the multi-year pilot project, the City of Buda applied for and was granted an ASR permit by the District and the Buda ASR system is now operational. Staff will continue to collect and evaluate hydrogeologic data to better understand how the Trinity Aquifer responds to permitted ASR injection and withdrawal operations over longer timeframes, and thus increase our understanding of the feasibility of ASR projects as an alternate water supply strategy for District permittees.

In FY 2024 Aquifer Science group continued to collect and evaluate water level and water chemistry data collected from the Lower Trinity Aquifer, to assess the viability of the Lower Trinity Aquifer as an alternative supply for District Permittees. Currently the District maintains two Lower Trinity monitoring wells. One of these monitoring wells is the Bliss Spillar Lower Trinity production well, the District's second Lower Trinity non-exempt permit which was issued in FY 2023. Data collected from this well will provide valuable insight on how the Lower Trinity responds to production over time.

**Objective 3-3.** Demonstrate the importance of the relationship between surface water and groundwater, and the need for implementing prudent conjunctive use through educational programs with permittees and public outreach programs.

#### Performance Standards

Provide summaries of associated outreach and education programs, events, workshops, and meetings in the monthly group activity reports in the publicly-available Board backup.

#### **Groundwater Symposium**

The Groundwater Symposium took place on April 2, 2024 at Texas State University. This event was led by the District in collaboration with staff in the Geography and Environmental Studies Department and the Office of Sustainability at TXST. The purpose of this event was to bring university students and the general public together to learn about local aquifers and water conservation and meet professionals who manage groundwater resources regionally. Demands on the Edwards and Trinity aquifers continue to increase in the face of a growing population and drier climate. It's important for community members and future conservation professionals to understand how groundwater is managed, the challenges this resource faces, and how groundwater regulatory bodies are preparing for a changing climate. The Groundwater Symposium sold out of the 250 free tickets that were available. Approximately 175 participants attended the event. The Groundwater Symposium was shared broadly across the District's social media platforms and website and was promoted by participating partners. Speakers included:

- Dylan Baddour Texas Correspondent at InsideClimate News
- Dr. Mario Garza & Maria Rocha Elders from the Miakan-Garza Band of the Coahuiltecan People
- Dr. Robert Mace Executive Director of The Meadows Center for Water and the Environment
- Vanessa Puig-Williams Director, Texas Water Program at Environmental Defense Fund

- Dr. Tim Loftus General Manager at the Barton Springs-Edwards Aquifer Conservation District
- Charlie Flatten General Manager at the Hays Trinity Groundwater Conservation District
- Roland Ruiz General Manager at the Edwards Aquifer Authority

#### **GeoTrek Podcast**

Shay Hlavaty spoke on this podcast focused on hurricanes and natural disasters during the Texas Groundwater Summit. She discussed challenges she faces with communicating the hydrological drought when the area was out of meteorological drought at the time. She also emphasized that the District was still in Stage II Alarm Drought at the time, nearing Stage III Critical Drought, and that conservation of groundwater resources is always essential. This podcast was promoted on the District's social media outlets and can be accessed here.

#### **Nature Night**

Staff were invited by City of Austin Water Wildland Conservation to assist with one of Lady Bird Johnson Wildflower Center's Nature Nights. This took place on June 6, 2024, from 5-9pm and was open to the public with an emphasis on education for kids. Since the event took place on National Caves and Karst Day, it focused on caves and fossils and allowed participants to enter two caves on the Wildflower Center's property. Shay Hlavaty was stationed in one of the caves where she educated attendees about the District, groundwater, water conservation, how the caves serve as recharge sites for the Edwards Aquifer and that the water ends up at Barton Springs. Approximately 200 people attended this Nature Night. This event was shared across District's social media channels and in the newsletter. Additional information about it can be viewed here.

**Objective 3-4.** Actively participate in the regional water planning process to provide input into policies, planning elements, and activities that affect the aquifers managed by the District.

#### Performance Standard

Regularly attend regional water planning group meetings, and annually report on meetings attended.

In FY 2024, staff attended meetings of the Lower Colorado Regional Water Planning Group (Region K) and reported on any key updates at the Board Meetings. The GM and the alternate served as the Groundwater Management Area (GMA) 10 representatives through August 31, 2024 and continue to serve as liaisons. Region K Meetings attended are:

October 42, 2023 February 13, 2024 April 17, 2024 July 10, 2024

### GOAL 4

### ADDRESSING NATURAL RESOURCE ISSUES WHICH IMPACT THE USE AND AVAILABILITY OF GROUNDWATER, AND WHICH ARE IMPACTED BY THE USE OF GROUNDWATER

31 TAC 356.52 (A)(1)(E)/TWC §36.1071(A)(5)

**Objective 4-1.** Assess ambient conditions in District aquifers on a recurring basis by (1) sampling and collecting groundwater data from selected wells and springs monthly, (2) conducting scientific investigations as indicated by new data and models to better determine groundwater availability for the District aquifers, and (3) conducting studies as warranted to help increase understanding of the aquifers and, to the extent feasible, detect possible threats to water quality and evaluate their consequences.

#### **Performance Standards**

Review water-level and water-quality data that are maintained by the District and/or TWDB, or other agencies, on a regular basis.

Staff visits approximately 50 monitor wells quarterly, in addition to numerous other wells throughout the year, including eight multiport monitor wells. Data is collected and organized into individual spreadsheets and databases. Staff also regularly samples wells and springs for detailed geochemical analyses as a cooperator for the TWDB (8 sites in FY 2024). All data has been compiled in the TWDB database that is publicly available.

Improve existing analytical or numerical models or work with other organizations on analytical or numerical models that can be applied to the aquifers in the District.

Staff provided key technical support in the development of a conceptual model for the aquifers of the Blanco River watershed. That report (https://bseacd.org/uploads/Martin-et-al.-2019-BRAAT.pdf) was published at the end of FY 2019.

In FY 2024 staff attended technical advisory stakeholder meetings for the TWDB Southern Trinity Groundwater Availability Model, currently under construction and scheduled for completion in the middle of calendar year 2025. Staff continue to work with the TWDB to share data for model inputs and provide technical review of the model when solicited.

Aquifer Science staff began development of the Trinity Aquifer Sustainability Model (TAS) in FY 2020. The TAS (formerly referred to as the "In-house Model") domain covers parts of Travis, Hays, Blanco, and Comal counties. A steady-state version of the model was completed in late 2020. In FY 2021-2022, staff worked to transition the model from steady-state to transient state. Transient models are substantially more complex than steady-state and allow for simulation of the aquifer system under changing conditions such as prolonged drought and/or increases in localized or regional pumping. In FY 2023, the first phase of TAS modeling was completed, and a comprehensive report was published on the District website detailing model parameters and summarizing preliminary modeling results. This report can be found at the following link:

Trinity Aguifer Sustainability Model

In FY 2024, staff kicked of the second phase of TAS modeling, called "TAS Phase II". In TAS Phase II the model will be further improved and refined to provide a tool which can help provide technical answers for key policy questions emerging related to management of the Trinity Aquifers. Once completed, the TAS will provide a valuable tool which will allow policy makers and stakeholders to evaluate the potential impacts of management decisions on the Trinity Aquifer. In addition, development of the TAS has been a valuable training exercise for Aquifer Science staff, who are now better equipped to evaluate and interact with other groundwater models which are currently under development (the new TWDB Southern Trinity Groundwater Availability Model).

No significant changes in water-quality data were observed during FY 2024. Aquifer conditions began with a status of Critical Drought in September 2023 due to a previously very dry spring and summer. Below-average rainfall continued in November, and by early December 2023, the water level at the Lovelady monitor well had dropped below its "Exceptional Drought" threshold. Consequently, on December 14, 2023, the District Board declared Stage IV "Exceptional Drought"—the first such declaration in the District's 36-year history. A wetter-than-average winter caused water levels to rise, prompting the District to raise the drought status to "Critical Drought" on February 8, 2024. After further recharge, the status was elevated again to "Alarm Drought." However, by August, water levels and spring flow began to decline. The Lovelady well dropped below its Critical Drought threshold, leading the District to re-declare a "Critical Drought" on October 3, which remains in effect as of November 2024.

**Objective 4-2.** Evaluate site-specific hydrogeologic data from applicable production permits to assess potential impact of withdrawals to groundwater quantity and quality, public health and welfare, contribution to waste, and unreasonable well interference.

#### Performance Standard

This involves evaluations of certain production permit applications for the potential to cause unreasonable impacts as defined by District rule. To evaluate the potential for unreasonable impacts, staff will (1) perform a technical evaluation of the application, aquifer test, and hydrogeological report; (2) use best available science and analytical tools to estimate amount of drawdown from pumping and influence on other water resources; and (3) recommend proposed permit conditions to the Board for avoiding unreasonable impacts if warranted.

The Staff continues to collect and evaluate data in the southwestern portion of the District where the Trinity Aquifer is under the influence of significant non-exempt and exempt pumping. Continued monitoring of these and other locations will be critical for evaluating the Trinity Aquifer's response to pumping and drought within the District, and to what extent large pumping centers have the potential to cause unreasonable impacts. Staff continue to work with permit applicants and their consultants to plan and execute aquifer tests that meet the District's high standards for test design and data quality, and ensure that submitted hydrogeologic reports provide adequate data to perform evaluations for unreasonable impacts.

In FY 2024, a well impact analysis project was begun to evaluate all known exempt wells within the District for their susceptibility to unreasonable impacts. Once completed, the datasets and analyses produced by the well impact analysis will be valuable tools for evaluating future Trinity permits for the potential for unreasonable impacts. The well impact analysis project was subcontracted to LRE Water and final deliverables are expected by the end of calendar year 2025.

As indicated above, development of numerical models is underway to assist in the evaluations of potential unreasonable impacts from pumping from the large capacity wellfields and from other pumping and drought scenarios.

**Objective 4-3.** Implement separate MZs and, as warranted, different management strategies to address more effectively the groundwater management needs for the various aquifers in the District.

#### **Performance Standards**

Increase the understanding of District aquifers by assessing aquifer conditions, logging wells, and collecting water quality data. A summary of the number of water quality samples performed will be provided in the Annual Report.

To increase the understanding of District aquifers and water level conditions, staff collected groundwater data from selected wells and performs field assessments such as logging wells and collecting water quality samples.

- The Aquifer Science Group collected 14 samples from sample sites including wells and springs from the Edwards and Trinity Aquifers for major ions and isotopes.
- The Regulatory Compliance Group collected 11 water quality samples during routine permit inspections or from new well construction inspections.

A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each MZ and permit type is provided in the Annual Report.

To ensure that all firm-yield production permits are evaluated with consideration given to the District's demand-based and non-speculative permitting standards, staff completed comprehensive administrative and technical reviews of permit application requests. A summary of the number and type of applications processed and approved for authorizations, permits, and permit amendments including approved use types and commensurate permit volumes for production permits and amendments is provided below.

A summary of the processed permitting applications in FY 2024 is provided in the table below.

Processed Permit Applications	FY22	FY23	FY24
Minor Amendment	5	1	0
Major Amendments	0	0	0
New Exempt Well	11	8	4
Limited Production Permit (Nonexempt Domestic Wells)	10	19	7
Individual Production Permit	4	1	3
Individual Well Drilling Authorizations or Well Modification	0	0	4
Test Well or Aquifer Test	0	0	2
Well Plugging	9	5	3
Replacement Well	0	1	0
TOTAL	39	35	23

A summary of the individual production permits processed in FY 2024 is provided in the table below.

Annual Volume (gpy)	Production Permits Processed	Permit Type	Use Type	Aquifer
788,400	Jarica Investments, LLC	Historic Trinity	Commercial	Middle Trinity
1,645,000	Oak Haven Preserve	Historic Trinity	Commercial	Middle Trinity
73,000	PQ Holdings, LLC	Class A Conditional Edwards	Commercial	Edwards

**Objective 4-4.** Actively participate in the joint planning processes for the relevant aquifers in the District to establish and refine desired future conditions (DFCs) that protect the aquifers and the Covered Species of the District Habitat Conservation Plan (HCP).

#### Performance Standard

Attend at least 75% of the GMA (groundwater management area) meetings, and annually report on meetings attended, GMA decisions on DFCs, and other relevant GMA business.

Staff attended 100% of the GMA 10 meetings that were held in FY 2024: October 16, 2023, January 22 2024; April 15, 2024. The GMA discussions included the following topics:

- GMA 10 members finalized an Interlocal Agreement that designated the Plum Creek Conservation District as the Administrative Coordinator to engage in a contract with Collier Consulting.
- Working through the DFC planning schedule with the consultant.

**Objective 4-5.** Implement the measures of the Habitat Conservation Plan (HCP) and Incidental Take Permit (ITP) from the United States Fish and Wildlife Service (USFWS) for the Covered Species and covered activity to support the biological goals and objectives of the HCP.

#### Performance Standard

Prior to ITP permit issuance, a progress report summarizing activities related to the USFWS review of the ITP application will be provided in the Annual Report. Upon ITP issuance, the HCP annual report documenting the District's activities and compliance with ITP permit requirements will be incorporated into the Annual Report by reference.

The USFWS approved the District's HCP in July 2018, and published the Record of Decision and the final Environmental Impact Statement (EIS). On September 20, 2018, the USFWS issued a 20-year ITP. On April 11, 2019, the Board approved an Interlocal Agreement (ILA) between the District and the City of Austin (CoA) to collaborate and coordinate on routine and planned activities relative to each entity's respective HCP.

The District and the CoA meet annually to discuss their efforts, independent and joint, related to the HCP. The first annual meeting to discuss their respective HCP-related activities was held on December 10, 2019.

The second annual meeting was held via Zoom during the pandemic on December 16, 2020. The third meeting was held on December 6, 2021 and a fourth meeting was held on December 12, 2022. The fifth meeting was conducted on December 12, 2023.

On February 7, 2023, a meeting was held with the District HCP Management Advisory Committee (MAC) to discuss the District's HCP-related activities for FY 2023. On February 26, 2024, the fifth HCP/ITP Annual Report was submitted to the USFWS.

## GOAL 5 ADDRESSING DROUGHT CONDITIONS

31 TAC 356.52 (A)(1)(F)/TWC §36.1071(A)(6)

**Objective 5-1.** Adopt and keep updated a science-based drought trigger methodology, and frequently monitor drought stages on the basis of actual aquifer conditions, and declare drought conditions as determined by analyzing data from the District's defined drought triggers and from existing and such other new drought-declaration factors, especially the prevailing dissolved oxygen (DO) concentration trends at the spring outlets, as warranted.

#### **Performance Standards**

During periods of District-declared drought, prepare a drought chart at least monthly to report the stage of drought and the conditions that indicate that stage of drought. During periods of non-drought, prepare the drought charts at least once every three months.

Staff monitored the District's two drought trigger sites: flow measured at/near the Barton Springs Pool and water levels measured at the Lovelady monitor well; plus numerous other indicators of drought conditions relating to the Edwards Aquifer. The District contracts with the United States Geological Survey (USGS) for the Lovelady Well to maintain equipment, collect, and host as real-time data on their website. The CoA contracts with the USGS to maintain the data for Barton Springs.

Barton Springs flow monitoring during persistent drought conditions in FY 2024 presented measurement challenges. Multiple drought stage declarations (3) within an eleven-month period (December 2023 – October 2024) required several manual measurements to verify flow conditions. Pool maintenance activities, coupled with USGS gauge maintenance, introduced significant uncertainty in the USGS real-time gauge readings. To validate discharge measurements as spring flow approached newer drought thresholds, staff conducted manual flow measurements in collaboration with CoA and USGS. This supplemental data collection ensured optimal measurement accuracy for making drought decisions.

Staff frequently verified water-level values measured by the equipment at the Lovelady monitor well (which has recorded data since 1949) and verified discharge measurements made at Barton Springs. During periods of District-declared drought, and preceding potential drought, staff provided updated reports of aquifer conditions at each Board meeting. Data from Trinity monitor wells were also collected and evaluated at these times.

In 2018, staff evaluated the current drought trigger methodology as it relates to the Middle Trinity Aquifer. Results were published in a memo and found that the District's established Edwards Aquifer triggers are indeed representative of drought conditions, regardless of the aquifer. In FY 2024, staff continued to monitor Trinity Aquifer water-level drops in response to the ongoing drought and evaluate whether the established Edwards drought triggers are still representative of Trinity Aquifer conditions. To date, the established triggers appear to be adequate. Staff will continue to evaluate Trinity Aquifer water levels as drought conditions persist. If Trinity Aquifer behavior deviates significantly from the Edwards, a reevaluation of established drought triggers may be warranted.

A summary of the drought indicator conditions and any declared drought stages and duration will be provided in the Annual Report.

**Objective 5-2.** Implement a drought management program that step-wise curtails freshwater Edwards Aquifer use to at least 50% by volume of 2014 authorized aggregate monthly use during Extreme Drought, and that designs/uses other programs that provide an incentive for additional curtailments where possible. For all other aquifers, implement a drought management program that requires mandatory monthly pumpage curtailments during District-declared drought stages.

#### **Performance Standard**

During District-declared drought, enforce compliance with drought management rules to achieve overall monthly pumpage curtailments within 10% of the aggregate curtailment goal of the prevailing drought stage. A monthly drought compliance report for all individual permittees will be provided to the Board during District-declared drought, and a summary will be included in the Annual Report.

The District implements a drought management program that requires mandatory monthly pumpage curtailments during District-declared drought stages. The District began FY 2024 in Stage III Critical drought. The District declared Stage IIV Exceptional Drought on December 14, 2023 and remained in this stage until February 8, 2024 when the District declared Stage II Critical Drought once again. The District declared Stage II Alarm Drought on March 1, 2024 and the District remained in this stage until the end of FY 2024. The District has implemented all drought-related rules and curtailments in accordance with the District's enforcement plan and drought management protocols. Drought enforcement measures were assessed for Stage III Critical Drought from the beginning of FY 2023 through December 2023 with Stage IIV Exceptional enforcement measures being assessed for January and February of 2024, Stage III Critical measures again assessed in March of 2024 and Stage II Alarm measures assessed for the remainder of FY 2023. Monthly drought compliance reports for all individual permittees were provided to the Board each month of FY 2024 during District-declared drought, and those reports can be found on the drought management website pages.

**Objective 5-3.** Inform and educate permittees and other well owners about the significance of declared drought stages and the severity of drought and encourage practices and behaviors that reduce water use by a stage-appropriate amount.

#### Performance Standards

During District-declared drought, publicize declared drought stages and associated demand reduction targets in monthly eNews bulletins and continuously on the District website.

A summary of drought and water conservation related newsletter articles, press releases, and drought updates sent to Press, Permittees, Well Owners and eNews subscribers will be provided in the Annual Report.

#### **Newsletter and Drought Update Emails**

Throughout the fiscal year, newsletters were sent on a bi-monthly basis to the District's more than 2300 newsletter subscribers. Newsletters include drought information, aquifer research, and information on upcoming events. For additional exposure, newsletters were shared on the website as a slide on the home page and posted across all social media outlets.

Every month the District is in drought, we write a Drought Update article to keep audiences informed. Drought Updates include information on monthly rainfall, Barton Springs flow, Lovelady monitor well groundwater levels, Upper and Middle Trinity, and Highland Lakes along with water conservation tips. Drought Updates are included in the bi-monthly newsletter, and on the off months, the Drought Update is sent out as a standalone email. All of the Drought Updates were shared on the website in the District News portion of the homepage. Drought Updates were posted across all District social media channels.

FY 2024 Newsletters and Drought Updates can be viewed below:

- 10/2023 <u>September and October Newsletter</u>
- 11/2023 October Drought Update
- 12/2023 November and December Newsletter
- 01/2024 December Drought Update
- 02/2024 <u>January and February Newsletter</u>
- 03/2024 February Drought Update
- 04/2024 March and April Newsletter
- 05/2024 April Drought Update
- 06/2024 May and June Newsletter
- 07/2024 June Drought Update
- 08/2024 July and August Newsletter

#### **Relevant Articles on District Website**

In the District News portion of the website, articles were shared providing insight on the ongoing drought, the status of the aquifers, and ways to actively conserve water. Some of these articles are "Messages from the General Manager", which are shared quarterly and include drought insight from Tim Loftus. These articles were shared across the District's social media platforms and newsletters/Drought Updates.

- Message from the General Manager September 2023
- 5 Water-saving Tips for the Holidays, 11/28/23
- Message from the General Manger January 2024
- Preparing for Winter Weather, 1/26/24
- Message from the General Manager, May 2024
- Travis County is Out of Drought. Why isn't the District?, 6/20/24

#### **Drought Press Releases, Articles, and Emails**

Amongst the historic dry and hot conditions of 2023 and declaration of Stage IV Exceptional Drought, the District received extensive press coverage in FY 2024. Staff shared press releases with 25+ media contacts state-wide and fostered close working relationships specifically with staff at KXAN, FOX7, and InsideClimate News. Below you can view the drought-focused emails sent to permittees and newsletter subscribers, press releases shared with media contacts and on the District website, and the resulting news articles and segments that were published online and/or in print.

- Press Release: District Foresees Unprecedented Transition to Stage IV Exceptional Drought BSEACD, 7/21/23
- Before and after photos show dire conditions at popular swimming hole Jacob's Well KSAT, 8/2/23
- How much of the Colorado should we leave up to Elon Musk's discretion? <u>Austin Chronicle</u>, 8/11/23
- Barton Springs, Jacob's Well swimming hole faces danger from Texas drought <u>Austin-American</u>
   Statesman, 8/14/23

- Dry springs in Central Texas warn of water shortage ahead Inside Climate News and picked up by Texas Standard, Texas Tribune, 8/16/23
- Barton Springs-Edwards Aquifer update Fox 7, 8/24/23
- Kyle officials request water from San Marcos KVUE, 8/30/23
- Press Release: District Declares Stage IV Drought BSEACD, 12/15/23
- District Email: District Declares Stage IV Drought BSEACD, 12/15/23
- For first time ever, 'exceptional drought' declared by Barton Springs-Edwards Aquifer Conservation District - KXAN, 12/15/23
- Barton springs-Edwards Aquifer Conservation district declares Stage 4 exceptional drought Fox7, 12/15/23
- Barton Springs Edward Aquifer Conservation District declares Stage 4 Exceptional Drought –
   Community Impact, 12/15/23
- 'Exceptional drought' declared for first time by Austin-area aquifer district KVUE, 12/15/23

#### 2024

- Conservation district declares historic Stage IV Drought Hays Free Press, 1/3/24
- Texas Weather: Will forecasted rain put a dent in drought? Fox 7, 1/22/24
- Another hot dry summer may push water supplies in parts of Texas to the brink <u>Inside Climate</u>
   News/Texas Tribune, 1/22/4
- Rain fails to boost Lake Travis but will likely help aquifer levels KXAN, 1/22/4
- Will this week's rainfall make an impact on severe drought? KEYE, 1/22/24
- District Email: District Moves Up to Stage III Drought BSEACD, 2/13/24
- Bout with Drought Austin Chronicle, 2/16/24
- Barton Springs-Edwards Aquifer Conservation District enters Stage 2 drought restrictions –
   KVUE, 3/1/24
- Conservation district has good news on drought level Austin Monitor, 3/5/24
- District Email: Drought Update District Moves Up to Stage II Drought BSEACD, 3/28/24
- It's gonna be a long hot summer again Austin Chronicle, 5/24/24
- Is Austin going to run out of water? Austin Monthly, May 2024

#### Website

With the website's redesign in FY 2024, existing drought pages have been updated and revamped to make information more accessible for viewers. Drought information can be found in the following locations:

- <u>District homepage-</u> This page displays the drought trigger chart with up-to-date data for both Lovelady monitor well groundwater levels and Barton Springs flow. By clicking on the drought chart, viewers are directed to the Drought Status page where USGS gauges for each determinant can be seen.
- Navigation bar- The tab on the far right displays the current drought stage, making it apparent to viewers we're still in drought.
- Homepage slide- While in drought, one of the slides on the homepage states the District's current drought status and links to either a press release or relevant drought resources.
- Page updates- Content and layouts were updated on the <u>Drought Information and Resources</u> and <u>Drought Status</u> pages on the website to make it easier for viewers to navigate, locate, and share important information.

**Objective 5-4.** Assist and, where feasible, incentivize individual freshwater Edwards Aquifer historic-production permittees in developing drought planning strategies to comply with drought rules, including (1) pumping curtailments by drought stage to at least 50% of the 2014 authorized use during Extreme Drought, (2) "right-sizing" authorized use over the long term to reconcile actual water demands and permitted levels, and (3) as necessary and with appropriate conditions, source substitution with alternative supplies.

#### **Performance Standards**

Require an updated User Conservation Plan and User Drought Contingency Plan (UCP/UDCP) from Permittees within one year of each five-year MP Adoption.

In FY 2024, the Regulatory Compliance Group began working to update 150 permit records in order to incorporate updated drought planning documents into their records. According to the District MP, all permittees must update their UDCP and UCP plans at least every five years. Therefore, since all UDCPs were updated in FY 2019, staff is working to finalize these updates that began in FY2024.

Provide a summary of any activity related to permit right sizing or source substitution with alternative supplies that may reduce demand on the freshwater Edwards Aquifer in the Annual Report.

After notice and an opportunity for a hearing, the Board may renew a permit with a reduced amount of the authorized production if the authorized withdrawal volume is no longer commensurate with reasonable non- speculative demand, or actual production from a well is substantially less than the authorized permit amount for multiple years without any rationale that reasonably relates to efforts to utilize alternative water supplies, conserve, or improve water use efficiency. Staff typically conducts an overpumpage analysis every few years, and conducted the analysis in FY 2019, therefore staff did not conduct an overpumpage analysis in FY 2024.

The District has been actively encouraging alternative source projects to reduce the dependency on the aquifers during drought. Staff has collaborated with water suppliers on ASR projects in providing regulatory and technical guidance. The Ruby Ranch ASR project was approved and has been in operation since the summer of FY 2021 and the City of Buda ASR project was approved in the summer of FY 2024.

**Objective 5-5.** Implement a Conservation Permit that is held by the District and accumulates and preserves withdrawals from the freshwater Edwards Aquifer that were previously authorized with historic-use status and that is retired or otherwise additionally curtailed during severe drought, for use as ecological flow at Barton Springs during Extreme Drought and thereby increase springflow for a given set of hydrologic conditions.

#### Performance Standard

A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each Management Zone and permit type including the volume reserved in the freshwater Edwards Conservation Permit for ecological flows will be provided in the Annual Report.

A summary of the actual versus permitted production volumes for each MZ is provided in Objective 1-2. The amount of Historic Use groundwater (i.e., permitted fresh Edwards volume) that has been retired (i.e., held under the District's Conservation Permit) and placed into the Ecological Flow Reserve since 2009 is 82,305,124 gallons or 0.35 cfs. Ecological Flow Reserve is a protected volume and not subject to further permitting. Additionally, 1,200,000 gallons per year of Historical Trinity Aquifer permitted water has been retired; no Fresh Edwards/Conditional A permitted water has been retired.

### GOAL 6

# ADDRESSING CONSERVATION AND RAINWATER HARVESTING WHERE APPROPRIATE AND COST-EFFECTIVE

31TAC 356.52 (a)(1)(G)/TWC §36.1071(a)(7)

**Objective 6-1.** Develop and maintain programs that inform, educate, and support District permittees in their efforts to educate their end-user customers about water conservation and its benefits, and about drought-period temporary demand reduction measures.

#### Performance Standards

A summary of efforts to assist permittees in developing drought and conservation messaging strategies will be provided in the Annual Report.

Publicize declared drought stages and associated demand reduction targets monthly in eNews bulletins and continuously on the District website.

#### **Outreach Event for Permittees: Managing Groundwater in a Changing Climate**

The District hosted an event for permittees on May 16, 2024, at Buda City Hall. The purpose of this event was to provide in-depth information for permittees and government officials about the ongoing drought, District drought status and triggers, state of the aquifers, and available resources. It was also an opportunity for permittees to directly engage with District staff and ask questions inperson. The slide deck for the presentation can be viewed <a href="here">here</a>. The event had 20 attendees—two of which were city council members. The event page and additional details can be viewed <a href="here</a>. Below is a list of the speakers at the event along with video recordings of each of their presentations.

- <u>Chapter 1:</u> Introduction & Climate Outlook | Dr. Tim Loftus & Dr. John Neilsen-Gammon, Texas State Climatologist
- Chapter 2: Ongoing Drought Update for the Edwards and Trinity Aquifers | Jeff Watson
- <u>Chapter 3:</u> Water Allocations and Restrictions: Why we have them | Jacob Newton
- <u>Chapter 4:</u> Communications Toolkit | Shay Hlavaty
- <u>Chapter 5:</u> Solutions and Resources During "Drying" Times" | Marisa Bruno, Water Program Manager at Hill Country Alliance

Staff created a <u>communications toolkit</u> for permittees to use to inform their customers/end-users about the District, our relationship with their water supplier, where their water comes from, and the impact water conservation can have. This toolkit includes a series of templates that permittees can share as an email, social media post, newsletter insert, and/or mailed letter. The purpose of it is to increase end-users understanding of their groundwater resources and increased water conservation amongst the ongoing drought.

#### **Permittee Communications**

District staff actively worked with permittees throughout the fiscal year to keep them informed about the drought status and assist them with educating their end-users. Below are specific ways we contacted and/or worked with permittees over FY 2024.

#### Creedmoor Maha WSC

- District staff collaborated with Matthew Pickle at CMWSC to coordinate an outreach event to
  inform customers about the effects of Stage IV. The event was to take place on September 12,
  2023. The organizations worked together to create informational content, plan the event, and
  design bill inserts to recruit attendees. Since the District did not cross the Stage IV threshold,
  CMWSC decided to hold off on the event for the time being.
- Staff revisited the possibility of hosting a Stage IV outreach event on February 22, but it was cancelled because of the large amounts of rain the District received in late January, resulting in a move to Stage III Drought.

#### City of Austin/ Austin Water

- District staff reached out to Kevin Kluge, Water Conservation Manager with the City of Austin, on 8/7/23 before the city declared Stage 2 drought.
- Staff offered to host a joint event about water conservation and drought conditions, but no response has been received.

#### City of Buda

District staff attended the City of Buda's Quarterly Townhall Meeting on 9/21/23 at 6pm to share
the status of the aquifer, drought conditions, and ongoing District aquifer science work with
attendees.

#### Slaughter Creek Acres WSC

- Mike Dorsey, Board President at SCAWSC, asked District staff for additional information on the reasoning for permit reclassification.
- This document was sent to him so he could share it at their next board meeting.

#### **Aqua Texas**

Staff met with permittee to discuss informational communications campaign with end-users. The
communication materials discussed would explain what the District is, reasoning for curtailments,
and ways for customers to reduce water consumption. After several efforts to reach out, Aqua
Texas did not follow up to complete the project.

#### **Articles**

These articles are located in the District News portion of the website. They each provide insight into how permittees and their

- Preparing for Winter Weather
- Well Water Checkup
- Well Water Testing: Why it Matters

**Objective 6-2.** Encourage use of conservation-oriented rate structures by water utility permittees to discourage egregious water demand by individual end-users during declared drought.

#### Performance Standard

On an annual basis, the District will provide an informational resource or reference document to all public water supply permittees to serve as resources related to conservation best management strategies and conservation-oriented rate structures.

#### Webpage

A page was developed and added to the District website. It explains what a conservation-based rate structure is, why they're valuable, and includes several relevant resources for permittees. It can be viewed <a href="https://example.com/here">here</a> or under the "Aquifer Science and Conservation" tab on the website.

**Objective 6-3.** Develop and maintain programs that educate and inform District groundwater users and constituents of all ages about water conservation practices and the use of alternate water sources such as rainwater harvesting, gray water, and condensate reuse.

#### Performance Standard

Summarize water conservation related newsletter articles, press releases, and events in the Annual Report. Summary will describe the preparation and dissemination of materials shared with District groundwater users and area residents that inform them about water conservation and alternate water sources.

#### Outreach

The District prioritizes discussing drought stages and water conservation in every outreach event it participates in. All the FY 2024 outreach events have been described previously in this Annual Report. Below is a list of these events along with the goal and objective under which they are mentioned

- Groundwater to the Gulf, 1-4
- Barton Springs University, 1-4
- Beneath the Surface: Exploring Central Texas Aquifers and Sustainable Management Practices, 1 4
- Format Podcast, 1-4
- Groundwater Symposium, 3-3
- Geo Trek Podcast, 3-3
- Nature Night, 3-3

#### Webpage

A <u>water conservation page</u> was updated on the District's website and includes several tips and resources for viewers. This can be located under the "Drought" tab on the website.

#### **Newsletters and Drought Updates**

- Every newsletter includes a Drought Update, and each Drought Update includes a call for conservation amongst all community members in and outside of the District.
- Starting in the May 2023 Drought Update, drought tips were included each month to provide actions people could take to conserve water. These tips are also posted across social media outlets.
- See Objective 5-3 for a list of links to Drought Update and newsletter emails.

### GOAL 7 ADDRESSING RECHARGE ENHANCEMENT WHERE APPROPRIATE AND COST-EFFECTIVE

31TAC 356.52 (A)(1)(G)/TWC §36.1071(A)(7)

**Objective 7-1.** Improve recharge to the freshwater Edwards Aquifer by conducting studies and, as feasible and allowed by law, physically altering (cleaning, enlarging, protecting, diverting surface water) discrete recharge features that will lead to an increase in recharge and water in storage beyond what otherwise would exist naturally.

#### Performance Standard

Maintaining the functionality of the Antioch system will be the principal method for enhancing recharge to the freshwater Edwards Aquifer. Additional activities may be excavating sinkholes and caves within the District. A summary of all recharge improvement activities will be provided in the Annual Report.

Antioch Cave is a recharge feature on District property that is capable of contributing a significant amount of water to the Edwards Aquifer when Onion Creek is flowing. A vault constructed over the cave entrance, and automated valves allow for clean creek water to enter the cave, and contaminated stormwater to be kept out. This system was maintained by staff in FY 2024 so that the amount of clean creek water entering the cave was maximized. A regular reporting item has been added to the GM Report special topics list to provide a monthly oral update on these and other Aquifer Science activities, and satisfies this reporting requirement.

The operational equipment and hardware at Antioch Cave to improve the operation and performance of the BMP are fully functional and in good working order. In-situ equipment is collecting water-quality readings every 15 minutes and reporting to an organized database via telemetry.

**Objective 7-2.** Conduct technical investigations and, as feasible, assist water-supply providers in implementing engineered enhancements to regional supply strategies, including desalination, ASR, effluent reclamation and re-use, and recharge enhancement of surface water (including floodwater) to increase the options for water-supply substitution and reduce dependence on the Aquifer.

#### Performance Standard

Assess progress toward enhancing regional water supplies.

In FY 2024, the District worked with other entities in the area, such as the City of Buda and RRWSC, to evaluate the potential for the Trinity Aquifers as reservoirs for ASR facilities. See above section: Objective 3-2 for a summary of staff's work with Buda WSC on their ASR pilot testing program.

# GOAL 8 – ADDRESSING THE DESIRED FUTURE CONDITIONS OF THE GROUNDWATER RESOURCES

31TAC (A)(1)(H)/TWC §36.1071(A)(8)

**Objective 8-1. Freshwater Edwards Aquifer All-Conditions DFC**: Adopt rules that restrict, to the greatest extent practicable, the total amount of groundwater authorized to be withdrawn annually from the Aquifer to an amount that will not substantially accelerate the onset of drought conditions in the Aquifer; this is established as a running seven-year average springflow at Barton Springs of no less than 49.7 cfs during average recharge conditions.

#### **Performance Standards**

A. A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each MZ and permit type will be provided in the Annual Report.

A summary of the actual versus permitted production volumes for each MZ is provided in Objective 1-2.

B. Upon ITP issuance, the HCP annual report documenting the District's activities and compliance with ITP permit requirements will be incorporated into the Annual Report by reference.

The USFWS issued the District's ITP in September 2018. The District submitted its fifth annual report to USFWS on February 26, 2024.

C. Upon ITP issuance, compile a summary of aquifer data including: 1) the frequency and duration of District-declared drought, 2) levels of the Aquifer as measured by springflow and indicator wells (including temporal and spatial variations), and 3) total annual and daily discharge from Barton Springs will be provided in the Annual Report.

FY 2024 began with the District in Critical Stage III drought and remained that way until December 14, 2023 when the Board declared Exceptional Stage IV drought, effective January 1, 2024. The move to Stage IV was historic and resulted in the irrevocable conversion of 16 Class A permits to Class B. Stage IV lasted just one month as the drought situation improved and allowed a return to Critical Stage III the following month of February. The District moved to Alarm Stage II drought on March 1, 2024and ended the fiscal year in that same stage of drought on August 31, 2024.

Discharge at Barton Springs was 17.1 cfs on September 1, 2023 and 21.9 cfs on August 31, 2024; an increase in flow of 4.8 cfs. The depth to water level (feet below land surface) at the Lovelady monitoring well began the fiscal year at 195.06 feet and ended the fiscal year at 188.77, an increase (i.e., improvement) of 6.29 feet.

**Objective 8-2.** Freshwater Edwards Aquifer Extreme Drought DFC: Adopt rules that restrict, to the greatest extent practicable and as legally possible, the total amount of groundwater withdrawn monthly from the aquifer during Extreme Drought conditions in order to minimize take and avoid jeopardy of the Covered Species as a result of the Covered Activities, as established by the best science available. This is established as a limitation on actual withdrawals from the aquifer to a total of no more than 5.2 cfs on an

average annual (curtailed) basis during Extreme Drought, which will produce a minimum springflow of not less than 6.5 cfs during a recurrence of the drought of record (DOR).

#### **Performance Standards**

A. A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each MZ and permit type will be provided in the Annual Report.

A summary of the actual versus permitted production volumes for each MZ is provided above in Objective 1-2.

B. Upon ITP issuance, the HCP annual report documenting the District's activities and compliance with ITP permit requirements, will be incorporated into the Annual Report by reference.

The USFWS issued the District's ITP in September 2018. The District submitted its fifth annual report to USFWS on February 26, 2024.

C. Upon ITP issuance, compile a summary of aquifer data including: 1) the frequency and duration of District-declared drought, 2) levels of the Aquifer as measured by springflow and indicator wells (including temporal and spatial variations), and 3) total annual and daily discharge from Barton Springs will be provided in the Annual Report.

Please see Objective 8-1 above.

**Objective 8-3.** Implement appropriate rules and measures to ensure compliance with District-adopted DFCs for each relevant aguifer or aguifer subdivision in the District.

#### Performance Standard

Develop and implement a cost-effective method for evaluating and demonstrating compliance with the DFCs of the relevant aquifers in the District, in collaboration with other GCDs in the GMAs. Prior to method implementation, provide a summary of activities related to method development in the Annual Report. Once developed, provide a summary of data for each District-adopted DFC for each relevant aquifer indicating aquifer conditions relative to the DFC, and provide in the Annual Report.

For the Trinity Aquifer in GMA 10, to determine compliance with the Trinity Aquifer DFC, the data must show that the average regional well drawdown does not exceed 25 feet during average recharge conditions including exempt and nonexempt use. GMA 10 is without a means to monitor "average regional drawdown across the planning area. The District made progress in FY 2023 with an in-house numerical model that will help to inform drawdown (within the District) under a variety of conditions.

Phase 2 of the modeling effort got underway in FY 24 the work is ongoing with the aim of developing a more useful (to the District) DFC for the Middle Trinity Aquifer. Any change from the status quo will, of course, require agreement among the participating GCDs in GMA 10 and approval by the Texas Water Development Board.

As reported last year, the average daily springflow at Barton Springs over the time period of September 1, 2014 to August 31, 2021 was 77 cfs. For the fiscal year 2022 just ended and the seven years beginning September 1, 2015, the average daily springflow declined 2 cfs to 75 cfs. Precipitation during the seven years ending August 31, 2021 was greater in Hays and Travis counties than during the seven years ending August 31, 2022. Which of the two seven-year periods best reflects average recharge conditions is uncertain without considerably more data analysis.

Adding to the uncertainty, both 2022 and 2023 were years of below average precipitation. Thus, the rolling seven-year average ending August 31, 2023 likely declined again. It is worth asking, however, if the most recent seven-year average can be considered to be an "average recharge period." Additional data analysis may reveal that a seven-year period that reflects average recharge (i.e., a period without one or more years of below average precipitation) is rare to nonexistent given the location considered.

#### The DFC expression is:

"Springflow at Barton Springs during average recharge conditions shall be no less than 49.7 cfs averaged over an 84-month (7-year) period; and during extreme drought conditions including those as severe as a recurrence of the 1950's drought of record, springflow at Barton Springs shall be no less than 6.5 cfs average on a monthly basis."

For the Saline Edwards, Northern Subdivision, the DFC expression is no more than 75 feet of regional average potentiometric surface drawdown due to pumping when compared to pre-development conditions. Currently, there are no approved permits in the Saline Edwards.

For a summary of aquifer conditions, see Objective 8-1 above.

### **Performance Standards and Objectives**

General	Administration	Education & Outreach	Aquifer Science	Regulatory Compliance
Management	(3 objectives)	(6 objectives)	(8 objectives)	(7 objectives)
(9 objectives)				

## GOAL 1 - Providing the Most Efficient Use of Groundwater – 31 TAC 356.52(a)(1)(A)/TWC §36.1071(a)(1)

	Management Plan Objectives	Performance Standards
1-1	Provide and maintain on an ongoing basis a sound statutory, regulatory, financial, and policy framework for continued District operations and programmatic needs.	<ul> <li>A. Develop, implement, and revise as necessary, the District Management Plan in accordance with state law and requirements. Each year, the Board will evaluate progress towards satisfying the District goals. A summary of the Board evaluation and any updates or revisions to the management plan will be provided in the <u>annual report</u>.</li> <li>B. Review and modify District Rules as warranted to provide and maintain a sound statutory basis for continued District operations and to ensure consistency with both District authority and programmatic needs. A summary of any rule amendments adopted in the previous fiscal year will be included in the <u>annual report</u>.</li> </ul>
1-2	Monitor aggregated use of various types of water wells in the District, as feasible and appropriate, to assess overall groundwater use and trends on a continuing basis.	Monitor annual withdrawals from all nonexempt wells through required monthly or annual meter reports to ensure that groundwater is used as efficiently as possible for beneficial use. A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each Management Zone and permit type will be provided in the annual report.
1-3	Evaluate quantitatively at least every five years the amount of groundwater withdrawn by exempt wells in the District to ensure an accurate accounting of total withdrawals in a water budget that includes both regulated and non-regulated withdrawals, so that appropriate groundwater management actions are taken.	<ul> <li>A. Provide an estimate of groundwater withdrawn by exempt wells in the District using TDLR and TWDB databases and District well records, and update the estimate every five years with the District's management plan updates.</li> <li>B. In the interim years between management plan updates, the most current estimates of exempt well withdrawals will be included in a summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each Management Zone and permit type that will be provided in the <u>annual report</u>.</li> </ul>
1-4	Develop and maintain programs that inform and educate citizens of all ages about groundwater and springflow-related matters, which affect both water supplies and salamander ecology.	<ul> <li>A. Publicize District drought trigger status (Barton Springs 10-day average discharge and Lovelady Monitor Well water level) in monthly eNews bulletins and continuously on the District website.</li> <li>B. Provide summaries of associated outreach and education programs, events, workshops, and meetings in the monthly team activity reports in the publicly-available Board backup.</li> <li>C. A summary of outreach activities and estimated reach will be provided in the annual report.</li> </ul>
1-5	Ensure responsible and effective management of District finances such that the District has the near-term and long-term financial means to support its mission.	<ul><li>A. Receive a clean financial audit each year. A copy of the auditor's report will be included in the annual report.</li><li>B. Timely develop and approve fiscal-year budgets and amendments. The dates for public hearings and Board approval of the budget and any amendments will be provided in the annual report.</li></ul>

1-6	Provide efficient administrative support and infrastructure, such that District operations are executed reliably and accurately, meet staff and local stakeholder needs, and conform to District policies and with federal and state requirements.	<ul> <li>A. Maintain, retain, and control all District records in accordance with the Texas State Library and Archives Commission-approved District Records Retention Schedule to allow for safekeeping and efficient retrieval of any and all records, and annually audit records for effective management of use, maintenance, retention, preservation and disposal of the records' life cycle as required by the Local Government Code. A summary of records requests received under the PIA, any training provided to staff or directors, or any claims of violation of the Public Information Act will be provided in the annual report.</li> <li>B. Develop, post, and distribute District Board agendas, meeting materials, and backup documentation in a timely and required manner; post select documents on the District website, and maintain official records, files, and minutes of Board meetings appropriately. A summary of training provided to staff or directors or any claims of violation of the Open Meetings Act will be provided in the annual report.</li> </ul>
1-7	Manage and coordinate electoral process for Board members.	Ensure elections process is conducted and documented in accordance with applicable requirements and timelines. Elections documents will be maintained on file and a summary of elections-related dates and activities will be provided in the <u>annual report</u> for years when elections occur.

## GOAL 2 - Controlling and Preventing Waste of Groundwater – 31 TAC 356.52(a)(1)(B)/TWC §36.1071(a)(2))

	Management Plan Objectives	Performance Standards
2-1	Require all newly drilled exempt and nonexempt wells, and all plugged wells to be registered and to comply with applicable District Rules, including Well Construction Standards.	A summary of the number and type of applications processed and approved for authorizations, permits, and permit amendments including approved use types and commensurate permit volumes for production permits and amendments will be provided in the <u>annual report</u> .
2-2	Ensure permitted wells and well systems are operated as intended by requiring reporting of periodic meter readings, making periodic inspections of wells, and reviewing pumpage compliance at regular intervals that are meaningful with respect to the existing aquifer conditions.	<ul> <li>A. Inspect all new wells for compliance with the Rules, and Well Construction Standards, and provide a summary of the number and type of inspections or investigations in the annual report.</li> <li>B. Provide a summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each Management Zone and permit type in the annual report.</li> </ul>
2-3	Provide leadership and technical assistance to government entities, organizations, and individuals affected by groundwater-utilizing land use activities, including support of or opposition to legislative initiatives or projects that are inconsistent with this objective.	<ul> <li>A. In even-numbered fiscal years, provide a summary of interim legislative activity and related District efforts in the <u>annual report</u>. In odd-numbered fiscal years, provide a legislative debrief to the Board on bills of interest to the District and provide a summary in the annual report.</li> <li>B. Provide a summary of District activity related to other land use activities affecting groundwater in the <u>annual report</u>.</li> </ul>
2-4	Ensure all firm-yield production permits are evaluated with consideration given to the demand-based permitting standards including verification of beneficial use that is commensurate with reasonable nonspeculative demand.	A summary of the number and type of applications processed and approved for authorizations, permits, and permit amendments including approved use types and commensurate permit volumes for production permits and amendments will be provided in the annual report.

## GOAL 3 - Addressing Conjunctive Surface Water Management Issues – 31 TAC 356.52(a)(1)(D)/TWC §36.1071(a)(4)

	Management Plan Objectives	Performance Standards
3-1	Assess the physical and institutional availability of existing regional surface water and alternative groundwater supplies and the feasibility of those sources as viable supplemental or substitute supplies for District groundwater users.	Identify available alternative water resources and supplies that may facilitate source substitution and reduce demand on the Edwards Aquifer, while increasing regional water supplies, and evaluate feasibility by considering:  1. available/proposed infrastructure, 2. financial factors, 3. logistical/engineering factors, and 4. potential secondary impacts (development density/intensity or recharge water quality).  A summary of District activity related to this objective will be provided in the annual report.
3-2	Encourage and assist District permittees to diversify their water supplies by assessing the feasibility of alternative water supplies and fostering arrangements with currently available alternative water suppliers.	Identify available alternative water resources and supplies that may facilitate source substitution and reduce demand on the Edwards Aquifer, while increasing regional water supplies, and evaluate feasibility by considering:  1. available/proposed infrastructure, 2. financial factors, 3. logistical/engineering factors, and 4. potential secondary impacts (development density/intensity or recharge water quality).  A summary of District activity related to this objective will be provided in the annual report.
3-3	Demonstrate the importance of the relationship between surface water and groundwater, and the need for implementing prudent conjunctive use through educational programs with permittees and public outreach programs.	<ul> <li>A. Provide summaries of associated outreach and education programs, events, workshops, and meetings in the monthly team activity reports in the publicly-available Board backup.</li> <li>B. Summarize outreach activities and estimate reach in the <u>annual report</u>.</li> </ul>
3-4	Actively participate in the regional water planning process to provide input into policies, planning elements, and activities that affect the aquifers managed by the District.	Regularly attend regional water planning group meetings and <u>annually report</u> on meetings attended.

# GOAL 4 - Addressing Natural Resource Issues which Impact the Use and Availability of Groundwater, and which are Impacted by the Use of Groundwater – 31 TAC 356.52 (a)(1)(E)/TWC §36.1071(a)(5)

	Management Plan Objectives	Performance Standards
4-1	<ol> <li>Assess ambient conditions in District aquifers on a recurring basis by:</li> <li>sampling and collecting groundwater data from selected wells and springs monthly;</li> <li>conducting scientific investigations as indicated by new data and models to better determine groundwater availability for the District aquifers; and</li> <li>conducting studies as warranted to help increase understanding of the aquifers and, to the extent feasible, detect possible threats to water quality and evaluate their consequences.</li> </ol>	<ul> <li>A. Review water-level and water-quality data that are maintained by the District and/or TWDB, or other agencies, on a regular basis.</li> <li>B. Improve existing analytical or numerical models or work with other organizations on analytical or numerical models that can be applied to the aquifers in the District.</li> <li>C. A review of the data mentioned above will be assessed for significant changes and reported in the annual report.</li> </ul>
4-2	Evaluate site-specific hydrogeologic data from applicable production permits to assess potential impact of withdrawals to groundwater quantity and quality, public health and welfare, contribution to waste, and unreasonable well interference.	This involves evaluations of certain production permit applications for the potential to cause unreasonable impacts as defined by District rule. To evaluate the potential for unreasonable impacts, staff will:  A. Perform a technical evaluation of the application, aquifer test, and hydrogeological report;  B. Use best available science and analytical tools to estimate amount of drawdown from pumping and influence on other water resources; and  C. Recommend proposed permit conditions to the Board for avoiding unreasonable impacts if warranted.  A list of permit applications that are determined to have potential for unreasonable impacts will be provided in the annual report.
4-3	Implement separate management zones and, as warranted, different management strategies to address more effectively the groundwater management needs for the various aquifers in the District.	<ul> <li>A. Increase the understanding of District aquifers by assessing aquifer conditions, logging wells, and collecting water quality data. A summary of the number of water quality samples performed will be provided in the annual report.</li> <li>B. A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each Management Zone and permit type will be provided in the annual report.</li> </ul>
4-4	Actively participate in the joint planning processes for the relevant aquifers in the District to establish and refine Desired Future Conditions (DFCs) that protect the aquifers and the Covered Species of the District HCP.	Attend at least 75% of the GMA meetings and annually report on meetings attended, GMA decisions on DFCs, and other relevant GMA business.

4-5	Implement the measures of the District Habitat
	Conservation Plan (HCP) and Incidental Take
	Permit (ITP) from the U.S. Fish & Wildlife
	Service (USFWS) for the covered species and
	covered activity to support the biological goals
	and objectives of the HCP.

Prior to ITP permit issuance, a progress report summarizing activities related to the USFWS review of the ITP application will be provided in the <u>annual report</u>. Upon ITP issuance, the <u>HCP annual report</u> documenting the District's activities and compliance with ITP permit requirements will be incorporated into the <u>annual report</u> by reference.

## GOAL 5 - Addressing Drought Conditions – 31 TAC 356.52 (a)(1)(F)/TWC §36.1071(a)(6)

	Management Plan Objectives	Performance Standards
5-1	Adopt and keep updated a science-based drought trigger methodology, and frequently monitor drought stages on the basis of actual aquifer conditions, and declare drought conditions as determined by analyzing data from the District's defined drought triggers and from existing and such other new drought-declaration factors, especially the prevailing DO concentration trends at the spring outlets, as warranted.	<ul> <li>A. During periods of District-declared drought, prepare a drought chart at least monthly to report the stage of drought and the conditions that indicate that stage of drought. During periods of non-drought, prepare the drought charts at least once every three months.</li> <li>B. A summary of the drought indicator conditions and any declared drought stages and duration will be provided in the <u>annual report</u>.</li> </ul>
5-2	Implement a drought management program that step-wise curtails freshwater Edwards Aquifer use to at least 50% by volume of 2014 authorized aggregate monthly use during Extreme Drought, and that designs/uses other programs that provide an incentive for additional curtailments where possible. For all other aquifers, implement a drought management program that requires mandatory monthly pumpage curtailments during District-declared drought stages.	During District-declared drought, enforce compliance with drought management rules to achieve overall monthly pumpage curtailments within 10% of the aggregate curtailment goal of the prevailing drought stage. A monthly drought compliance report for all individual permittees will be provided to the Board during District-declared drought, and a summary will be included in the annual report.
5-3	Inform and educate permittees and other well owners about the significance of declared drought stages and the severity of drought, and encourage practices and behaviors that reduce water use by a stage-appropriate amount.	<ul> <li>A. During District-declared drought, publicize declared drought stages and associated demand reduction targets in monthly eNews bulletins and continuously on the District website.</li> <li>B. A summary of drought and water conservation related newsletter articles, press releases, and drought updates sent to Press, Permittees, Well Owners and eNews subscribers will be provided in the annual report.</li> </ul>

5-4	Assist and, where feasible, incentivize individual freshwater Edwards Aquifer historic-production permittees in developing drought planning strategies to comply with drought rules, including:	<ul> <li>A. Require an updated UCP/UDCP from Permittees within one year of each five-year Management Plan Adoption.</li> <li>B. Provide a summary of any activity related to permit right sizing or source substitution with alternative supplies that may reduce demand on the freshwater Edwards Aquifer in the <u>annual report</u>.</li> </ul>
	<ol> <li>pumping curtailments by drought stage to at least 50% of the 2014 authorized use during Extreme Drought,</li> <li>"right-sizing" authorized use over the long</li> </ol>	
	term to reconcile actual water demands and permitted levels, and	
	as necessary and with appropriate conditions, the source substitution with alternative supplies.	
5-5	Implement a Conservation Permit that is held by the District and accumulates and preserves withdrawals from the freshwater Edwards Aquifer that were previously authorized with historic-use status and that is retired or otherwise additionally curtailed during severe drought, for use as ecological flow at Barton Springs during Extreme Drought and thereby increase springflow for a given set of hydrologic conditions.	A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each Management Zone and permit type including the volume reserved in the freshwater Edwards Conservation Permit for ecological flows will be provided in the annual report.

# GOAL 6 - Addressing Conservation and Rainwater Harvesting where Appropriate and Cost-Effective – 31TAC 356.52 (a)(1)(G)/TWC §36.1071(a)(7)

	Management Plan Objectives	Performance Standards
6-1	Develop and maintain programs that inform, educate, and support District permittees in their efforts to educate their end-user customers about water conservation and its benefits, and about drought-period temporary demand reduction measures.	<ul> <li>A. A summary of efforts to assist permittees in developing drought and conservation messaging strategies will be provided in <u>annual report</u>.</li> <li>B. Publicize declared drought stages and associated demand reduction targets monthly in eNews bulletins and continuously on the District website.</li> </ul>
6-2	Encourage use of conservation-oriented rate structures by water utility permittees to discourage egregious water demand by individual end-users during declared drought.	On an annual basis, the District will provide an informational resource or reference document to all Public Water Supply permittees to serve as resources related to conservation best management strategies and conservation-oriented rate structures.
6-3	Develop and maintain programs that educate and inform District groundwater users and constituents of all ages about water conservation practices and the use of alternate water sources such as rainwater harvesting, gray water, and condensate reuse.	Summarize water conservation related newsletter articles, press releases, and events in the <u>annual report</u> . Summary will describe the preparation and dissemination of materials shared with District groundwater users and area residents that inform them about water conservation and alternate water sources.

# GOAL 7 - Addressing Recharge Enhancement where Appropriate and Cost-Effective – 31TAC 356.52 (a)(1)(G)/TWC §36.1071(a)(7)

	Management Plan Objectives	Performance Standards
7-1	Improve recharge to the freshwater Edwards Aquifer by conducting studies and, as feasible and allowed by law, physically altering (cleaning, enlarging, protecting, diverting surface water to) discrete recharge features that will lead to an increase in recharge and water in storage beyond what otherwise would exist naturally.	Maintaining the functionality of the Antioch system will be the principal method for enhancing recharge to the freshwater Edwards Aquifer. Additional activities may be excavating sinkholes and caves within the District. A summary of all recharge improvement activities will be provided in the annual report.
7-2	Conduct technical investigations and, as feasible, assist water-supply providers in implementing engineered enhancements to regional supply strategies, including desalination, aquifer storage and recovery, effluent reclamation and re-use, and recharge enhancement of surface water (including floodwater) to increase the options for water-supply substitution and reduce dependence on the Aquifer.	Assess progress toward enhancing regional water supplies in the <u>annual report</u> .

## GOAL 8 - Addressing the Desired Future Conditions of the Groundwater Resources – 31TAC (a)(1)(H)/TWC §36.1071(a)(8)

Management Plan	n Objectives	Performance Standards
DFC: Adopt rules to extent practicable groundwater auth annually from the will not substantial drought conditions established as a rule springflow at Barte 49.7 cfs during aver	that restrict, to the greatest , the total amount of corized to be withdrawn Aquifer to an amount that ally accelerate the onset of s in the Aquifer; this is unning seven-year average on Springs of no less than erage recharge conditions.	<ul> <li>A. A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each Management Zone and permit type will be provided in the annual report.</li> <li>B. Upon ITP issuance, the HCP annual report documenting the District's activities and compliance with ITP permit requirements will be incorporated into the annual report by reference.</li> <li>C. Upon ITP issuance, compile a summary of aquifer data including: 1) the frequency and duration of District-declared drought, 2) levels of the Aquifer as measured by springflow and indicator wells (including temporal and spatial variations), and 3) total annual and daily discharge from Barton Springs will be provided in the annual report.</li> </ul>
extent practicable total amount of gr monthly from the Drought condition and avoid jeopard result of the Cover by the best science established as a lir withdrawals from more than 5.2 cfs (curtailed) basis do which will produce	that restrict, to the greatest and as legally possible, the coundwater withdrawn Aquifer during Extreme as in order to minimize take y of the Covered Species as a red Activities, as established e available. This is mitation on actual the Aquifer to a total of no on an average annual uring Extreme Drought, e a minimum springflow of fs during a recurrence of the	<ul> <li>A. A summary of the volume of aggregate groundwater withdrawals permitted and actually produced from permitted wells for each Management Zone and permit type will be provided in the <u>annual report</u>.</li> <li>B. Upon ITP issuance, the <u>HCP annual report</u> documenting the District's activities and compliance with ITP permit requirements will be incorporated into the <u>annual report</u> by reference.</li> <li>C. Upon ITP issuance, compile a summary of aquifer data including: 1) the frequency and duration of District-declared drought, 2) levels of the Aquifer as measured by springflow and indicator wells (including temporal and spatial variations), and 3) total annual and daily discharge from Barton Springs will be provided in the <u>annual report</u>.</li> </ul>

8-3	Implement appropriate rules and measures to ensure compliance with District-adopted DFCs for each relevant aquifer or aquifer subdivision in the District.	Develop and implement a cost-effective method for evaluating and demonstrating compliance with the DFCs of the relevant aquifers in the District, in collaboration with other GCDs in the GMAs. Prior to method implementation, provide a summary of activities related to method development in the <u>annual report</u> . Once developed, provide a summary of data for each District-adopted DFC for each relevant aquifer indicating aquifer conditions relative to the DFC and provide in the <u>annual report</u> .
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