

**RED RIVER
GROUNDWATER
CONSERVATION
DISTRICT**

PERMIT HEARING AND BOARD MEETING

Greater Texoma Utility Authority Board Room
5100 Airport Drive
Denison, Texas 75020

**THURSDAY
AUGUST 24, 2023
10:00 AM**

NOTICE OF PUBLIC MEETING
OF THE
BOARD OF DIRECTORS OF THE
RED RIVER GROUNDWATER CONSERVATION DISTRICT
Thursday, August 24, 2023, at 10:00 a.m.

MEETING LOCATION:
Greater Texoma Utility Authority Board Room
5100 Airport Drive
Denison, Texas 75020

Permit Hearing

The Permit Hearing will begin at 10:00 a.m.

Notice is hereby given that the Board of Directors of the Red River Groundwater Conservation District (“District”) will conduct a permit hearing on the following Production Permit Application:

Agenda:

1. Call to Order; establish quorum; declare hearing open to the public; introduction of Board.
2. Review the Production Permit Application of:

New Production Permit

- a. **Applicant:** Norman O’Neal; 494 Kool Lane, Denison, TX 75021
Location of Well: 494 Kool Lane, Denison, TX 75021; Latitude: 33.709000°N
Longitude: -96.452250°W; about 2,525 feet west of FM 1753, near the end of Kool Ln, in Grayson County.
Purpose of Use: Irrigation/Landscape; Filling of a pond or other surface impoundment
Requested Amount of Use: 8,178,969 gallons per year
Production Capacity of Well: 30 gallons per minute
Aquifer: Trinity (Antlers)
- b. **Applicant:** GlobalWafers America LLC; 200 FM 1417 West, Sherman, TX 75092
Location of Well: 3200 Northgate Drive, Sherman, TX 75092; Latitude: 33.593728°N
Longitude: 96.620264°W; about 645 feet north of FM 1417 and 4,615 feet west of US 75 in Grayson County.
Purpose of Use: Industrial/Manufacturing
Requested Amount of Use: 332,640,000 gallons per year
Production Capacity of Well: 700 gallons per minute
Aquifer: Trinity (Antlers)
- c. **Applicant:** GlobalWafers America LLC; 200 FM 1417 West, Sherman, TX 75092
Location of Well: 3200 Northgate Drive, Sherman, TX 75092; Latitude: 33.593758°N

Longitude: 96.620444°W; about 675 feet north of FM 1417 and 4,665 feet west of US 75 in Grayson County.

Purpose of Use: Industrial/Manufacturing

Requested Amount of Use: 95,040,000 gallons per year

Production Capacity of Well: 200 gallons per minute

Aquifer: Woodbine

- d. **Applicant:** 4GLTD LLC; 5901 E US Hwy 377, Granbury, TX 76049
Location of Well: 1112 US Hwy 377, Pilot Point, TX 76258; Latitude: 33.426081°N
Longitude: 96.931589°W; about 800 feet east of HWY 377 and 3,750 feet north of Grayson/Denton County line, in Grayson County.
Purpose of Use: Agriculture (Turf grass irrigation)
Requested Amount of Use: 6,279,405 gallons per year
Production Capacity of Well: 300 gallons per minute
Aquifer: Woodbine
3. Public Comment on the Production Permit Application (verbal comments limited to three (3) minutes each).
4. Consider and act upon the Production Permit Application, including designation of parties and/or granting or denying the Production Permit Application in whole or in part, as applicable.
5. Adjourn or continue permit hearing

Board Meeting

The regular Board Meeting will begin at 10:00 a.m.

Notice is hereby given that the Board of Directors of the Red River Groundwater Conservation District (“District”) may discuss, consider, and take all necessary action, including expenditure of funds, regarding each of the agenda items below:

Agenda:

1. Pledge of Allegiance and Invocation.
2. Call to order, establish quorum; declare meeting open to the public.
3. Public Comment.
4. Consider and act upon approval of Minutes of July 20, 2023, Board Meeting.
5. Budget and Finance.
 - a. Review and approval of monthly invoices.
 - b. Receive monthly financial information.
6. Consider and act upon 2024 Operating Budget
7. Consider and act upon 2024 Groundwater Production Fee and Fee Schedule.
8. Update and possible action regarding the process for the development of Desired Future Conditions (DFC).
9. Consider and act upon compliance and enforcement activities for violations of District Rules.
10. General Manager’s report: The General Manager will update the Board on operational, educational and other activities of the District.
 - a. Well Registration Summary
 - b. Update on Injection/Disposal Well Monitoring Program
11. Open forum / discussion of new business for future meeting agendas.
12. Adjourn.

¹The Board may vote and/or act upon each of the items listed in this agenda.

²At any time during the meeting or work session and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon’s Texas Codes, Annotated, the Red River Groundwater Conservation District Board may meet in executive session on any of the above agenda items or other lawful items for consultation concerning attorney-client matters (§551.071); deliberation regarding real property (§551.072); deliberation regarding prospective gifts (§551.073); personnel matters (§551.074); and deliberation regarding security devices (§551.076). Any subject discussed in executive session may be subject to action during an open meeting.

³ *Persons with disabilities who plan to attend this meeting, and who may need assistance, are requested to contact Velma Starks at (800) 256-0935 two (2) working days prior to the meeting, so that appropriate arrangements can be made.*

⁴ *For questions regarding this notice, please contact Velma Starks at (800) 256-0935, at rrgcd@redrivergcd.org or at 5100 Airport Drive, Denison, TX 75020.*

ATTACHMENT 4

**MINUTES OF THE BOARD OF DIRECTORS' BOARD MEETING
RED RIVER GROUNDWATER CONSERVATION DISTRICT**

Thursday, July 20, 2023

**MEETING LOCATION:
GREATER TEXOMA UTILITY AUTHORITY
BOARD ROOM
5100 AIRPORT DRIVE
DENISON TX 75020**

Members Present: Chuck Dodd, David Gattis, Harold Latham, Mark Patterson, Mark Gibson, and Billy Stephens.

Members Absent: Mark Newhouse

Staff: Paul Sigle, Nichole Murphy, Wayne Parkman, Allen Burks, and Velma Starks

Visitors: Kristen Fancher, Fancher Legal
Gary Coder, retired citizen interested in water sustainability

Permit Hearing

Agenda:

1. Call to Order; establish quorum; declare hearing open to the public; introduction of Board.

Board President Mark Patterson called the Permit Hearing to order at 10:00 a.m., established quorum declared hearing open to the public and introduced the Board.

2. Review the Production Permit Application of:

Permit Amendment

- a. **Applicant:** U.S. Lime; 5429 LBJ Freeway, Suite 230, Dallas, TX 75240
Location of Well: 14707 US Hwy 75, Van Alstyne, TX 75495; Latitude: 33.447184°N
Longitude: 96.605488°W; about 735 feet west of US Hwy 75 and about 1.75 miles north of FM 121 in Grayson County.
Purpose of Use: Industrial/Manufacturing (Lime Slurry Production)
Requested Amount of Use: 9,293,785 gallons per year and up to 30,000,000 gallons per year in emergency conditions
Production Capacity of Well: 47 gallons per minute
Aquifer: Woodbine
Amendment: Reducing the previously approved amount to 9,293,785 gallons per year, with a special condition to use up to 30,000,000 million per year in the event of an emergency related to the Applicant's other well. Reducing the well capacity from 120 gpm to 47 gpm.

General Manager Paul Sigle reviewed the amendment and permit with the Board. Discussion was held.

New Production Permit

- b. **Applicant:** U.S. Lime; 5429 LBJ Freeway, Suite 230, Dallas, TX 75240
Location of Well: 14707 US Hwy 75, Van Alstyne, TX 75495; Latitude: 33.447040°N
Longitude: 96.606610°W; about 1,130 feet west of US Hwy 75 and about 1.75 miles north of FM 121 in Grayson County
Purpose of Use: Industrial/Manufacturing (Lime Slurry Production)
Requested Amount of Use: 35,000,000 gallons per year
Production Capacity of Well: 130 gallons per minute
Aquifer: Trinity (Antlers)
3. Public Comment on the Production Permit Application (verbal comments limited to three (3) minutes each).

No public comments.

4. Consider and act upon the Production Permit Application, including designation of parties and/or granting or denying the Production Permit Application in whole or in part, as applicable.

Board Member David Gattis made the motion to approve the Amendment and Permit. Board Member Billy Stephens seconded the motion. Motion passed unanimously.

5. Adjourn or continue permit hearing

Board President Mark Patterson adjourned the permit hearing at 10:07 a.m.

Board Meeting

1. Pledge of Allegiance and Invocation.

Board President Mark Patterson led the group in the Pledge of Allegiance and Board Member Chuck Dodd offered the invocation for the group.

2. Call to order, establish quorum; declare meeting open to the public.

Board President Mark Patterson called the meeting to order at 10:08 a.m., established a quorum was present, and declared the meeting open to the public.

3. Public Comment.

No public comments.

4. Consider and act upon approval of Minutes of May 18, 2023, Board Meeting.

Board Member David Gattis made a motion to approve the minutes of the May 18, 2023, meeting. The motion was seconded by Board Member Chuck Dodd. Motion passed unanimously.

5. Budget and Finance.

a. Review and approval of monthly invoices.

General Manager Paul Sigle reviewed the invoices with the Board. Board Member David Gattis made the motion to approve the monthly invoices. Board Member Mark Gibson seconded the motion. Motion passed unanimously.

b. Receive monthly financial information.

General Manager Paul Sigle reviewed the District's monthly financial information with the Board.

c. Receive Quarterly Investment Report

General Manager Paul Sigle reviewed the Quarterly Investment Report with the Board.

6. Receive Quarterly Report on Management Plan

General Manager Paul Sigle reviewed the Quarterly Report with the Board.

7. Consider the appointment of a Budget Committee.

The following Board Members were appointed to the Budget Committee: David Gattis, Chuck Dodd, and Mark Gibson.

7. Consider and act upon removing Texas Rain from Account Receivable on the District's Financial Information

Board President Mark Patterson made the motion to remove Texas Rain from Accounts Receivable. Board Member Chuck Dodd seconded the motion. Motion passed unanimously.

8. Update and possible action regarding the process for the development of Desired Future Conditions (DFC).

General Manager Paul Sigle informed the Board that GMA 8 met June 27, 2023. A Technical Advisor Committee was set up to oversee people working on DFCs. GMA 8 representatives were appointed to the committee: Doug Shaw, Upper Trinity GCD, Kathy Turner Jones, Prairielands GCD, Dirk Aaron, Clearwater UWCD, Mitchell Sodek, Central Texas GCD, and Corey Jones, Northern Trinity GCD. Paul Sigle was appointed as contact. The District can add additional staff or consultants. Discussion was held. James Beach, Advanced Groundwater Solutions, was added by the District. Board Member Chuck Dodd made a motion to add James Beach as RRGCD representative. Board Member Harold Latham seconded the motion. Motion passed unanimously.

9. Consider and act upon compliance and enforcement activities for violations of District Rules.

a. Quality Water Well LLC

General Manager Paul Sigle informed the Board that both drillers' licenses have expired and they don't exist any more.

b. Bessie Dolezalek

General Manager Paul Sigle informed the Board that it has been paid and there no longer is an issue.

10. General Manager's report: The General Manager will update the Board on operational, educational, and other activities of the District.

a. Well Registration Summary

General Manager Paul Sigle reviewed the well registration summary with the Board. Thirteen new wells were registered in May and nine new wells were registered in June..

b. Update on Injection/Disposal Well Monitoring Program

No update.

11. Open forum / discussion of new business for future meeting agendas.

August meeting will be held Thursday, August 24, 2023 for budget and permits.

Discussion was held regarding board member appointments.

11. Adjourn.

Board President Mark Patterson declared the meeting adjourned at 10:42 a.m.

Recording Secretary

Secretary-Treasurer

ATTACHMENT 5 a.

RESOLUTION NO. 2023-08-01

A RESOLUTION BY THE BOARD OF DIRECTORS OF THE RED RIVER GROUNDWATER CONSERVATION DISTRICT AUTHORIZING PAYMENT OF ACCRUED LIABILITIES FOR THE MONTHS JULY

The following liabilities are hereby presented for payment:

	<u>Amount</u>
<u>Administrative Services</u>	
GTUA - Monthly expenses for July 2023	15,936.27
<u>Direct Costs</u>	
NexTraq - GPS tracking for August 2023	34.95
<u>GMA-8 Fees</u>	
NTGCD - 2023 Intra expenses for Northern Trinity & Woodbine Aquifer GAM Update	4,383.52
<u>Legal</u>	
Fancher Law - BOD general legal services through July 2023	1,612.00
GRAND TOTAL:	<u><u>21,966.74</u></u>

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE RED RIVER GROUNDWATER CONSERVATION DISTRICT THAT the Secretary-Treasurer is hereby authorized to make payments in the amounts listed above.

On motion of _____ and seconded by:

_____, the foregoing Resolution was passed and approved on this, the 24th. day of August 2023

by the following vote:

AYE:

NAY:

At a meeting of the Board of Directors of the Red River Groundwater Conservation District.

President

ATTEST:

Secretary/Treasurer

ATTACHMENT 5 b.

RED RIVER GROUNDWATER
Balance Sheet
As of July 31, 2023

ASSETS

Current Assets

Checking/Savings

10001 CASH-First United	205,217.31
10010 CASH-OZK	138,500.00
10025 A/R CONSUMPTION	144,687.52
10230 A/R Violation Fees	500.00
10101 ALLOWANCE FOR UNCOLLECT	-1,530.00
10010 INVESTMENTS	500,000.00
10230 PP EXPENSES	3,605.25

TOTAL ASSETS 990,980.08

LIABILITIES & EQUITY

Liabilities

Current Liabilities

Accounts Payable

23100 ACCOUNTS PAYABLE	21,931.79
23150 DRILLERS DEPOSIT LIAB	17,050.00

Total Other Current Liabilities 38,981.79

Total Current Liabilities 38,981.79

Total Liabilities 38,981.79

Equity

35100 RETAINED EARNINGS 849,390.66

Net Income 102,607.63

Total Equity 951,998.29

TOTAL LIABILITIES & EQUITY 990,980.08

RED RIVER GROUNDWATER
Profit & Loss Budget vs. Actual
July 31, 2023

	<u>Current Actual</u>	<u>Current Budget</u>	<u>YTD Actual</u>	<u>Total Budget</u>	<u>% of Budget Remaining</u>
Income					
46002 GW PRODUCTION	0.00	81,750.00	221,608.08	327,000.00	32.23%
46005 LATE FEES	0.00	0.00	5,215.43	0.00	0.00%
46006 VIOLATION FEES	0.00	0.00	0.00	0.00	0.00%
46015 REGISTRATION FEES	1,200.00	525.00	9,000.00	6,300.00	-42.86%
46020 PERMITTING FEES	0.00	500.00	0.00	6,000.00	0.00%
46100 INTEREST INCOME	0.00	666.00	2,002.73	8,000.00	74.97%
Total Income	<u>1,200.00</u>	<u>83,441.00</u>	<u>237,826.24</u>	<u>347,300.00</u>	<u>31.52%</u>
Gross Profit	1,200.00	83,441.00	237,826.24	347,300.00	
Expense					
77010 ADMINISTRATIVE COST	4,969.25	8,750.00	44,806.24	105,000.00	57.33%
77020 ADVERTISING	0.00	83.00	4.00	1,000.00	99.60%
77027 AUDITING	0.00	0.00	5,400.00	5,300.00	-1.89%
77031 BANKING FEES	5.52	92.00	400.73	1,100.00	63.57%
77032 CONTRACT SERVICES	0.00	3,500.00	5,499.00	42,000.00	86.91%
77035 FIELD TECH	7,711.00	7,916.00	34,113.00	95,000.00	64.09%
77040 DIRECT COST	42.30	400.00	1,974.90	4,800.00	58.86%
77045 FIELD PERMITTING SPECIAL	2,561.50	2,916.00	16,356.00	35,000.00	53.27%
77450 DUES & SUBSCRIPTIONS	0.00	333.00	2,000.00	4,000.00	50.00%
77480 EQUIPMENT	0.00	167.00	756.91	2,000.00	62.15%
77500 FEES-GMA8	4,383.52	83.00	4,383.52	1,000.00	-338.35%
77810 INSURANCE AND BONDING	327.75	360.00	2,592.75	4,315.00	39.91%
77850 GENERIC SOFTWARE SVC	0.00	208.00	1,037.72	2,500.00	58.49%
77970 LEGAL	1,612.00	2,500.00	8,986.52	30,000.00	70.04%
78010 MEETINGS AND CONFEREN	0.00	433.00	2,470.21	5,200.00	52.50%
78310 RENT	200.00	200.00	1,400.00	2,400.00	41.67%
78600 SOFTWARE MAINTENANCE	0.00	1,250.00	0.00	15,000.00	100.00%
78750 TELEPHONE	385.71	225.00	1,709.13	2,700.00	36.70%
78770 - TRANSPORTATION	74.01	417.00	1,327.98	5,000.00	73.44%
Total Expense	<u>22,272.56</u>	<u>29,833.00</u>	<u>135,218.61</u>	<u>363,315.00</u>	<u>62.78%</u>
Net Income	<u><u>-21,072.56</u></u>	<u><u>53,608.00</u></u>	<u><u>102,607.63</u></u>	<u><u>-16,015.00</u></u>	

ATTACHMENT 6

RESOLUTION NO. 2023-08-24-02

**A RESOLUTION BY THE BOARD OF DIRECTORS OF THE RED RIVER
GROUNDWATER CONSERVATION DISTRICT RELATING TO THE ADOPTION
OF A 2024 BUDGET FOR THE DISTRICT**

WHEREAS, the Red River Groundwater Conservation District (the “District”) is a political subdivision of the State of Texas organized and existing under and by virtue of Article XVI, Section 59, of the Texas Constitution as a groundwater conservation district, acting pursuant to and in conformity with Chapter 36, Texas Water Code and Act of May 25, 2009, 81st Leg., R.S., ch. 884, 2009 Tex. Gen. Laws 2313 codified at Chapter 8859 of the Texas Special District Local Laws Code (the “District Act”);

WHEREAS, the District Board of Directors (the “Board”) Budget & Finance Committee has worked diligently to identify all reasonably anticipated District revenues, expenses, and activities for the January 1, 2024 – December 31, 2024, budget cycle and, after giving much consideration to these important factors, has developed a proposed 2024 budget for the Board’s consideration and deliberation (the “2024 Budget”); and

WHEREAS, the Board has reviewed and considered the 2024 Budget and

WHEREAS, pursuant to Section 36.154 of the Texas Water Code, the District has prepared a budget that contains a complete financial statement, including a statement of the outstanding obligations of the District, the amount of cash on hand to the credit of each fund of the District, the amount of money received by the District from all sources during the previous year, the amount of money available to the District from all sources during the ensuing year, the amount of the balances expected at the end of the year in which the budget is being prepared, the estimated amount of revenues and balances available to cover the proposed budget, and the estimated fee revenues that will be required; and

WHEREAS, the Board finds that the adoption of the 2024 Budget, attached hereto as Attachment A and incorporated herein by this reference for all purposes, is merited to support the District’s activities and related expenses from January 1, 2024, through December 31, 2024, and that the attached budget will allow the District to carry out the District’s objectives and responsibilities as prescribed by the District Act and Chapter 36 of the Texas Water Code.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE
RED RIVER GROUNDWATER CONSERVATION DISTRICT AS FOLLOWS:**

- (1) The above recitals are true and correct.
- (2) The Board of Directors of the Red River Groundwater Conservation District hereby adopts an operating budget for January 1, 2024, to December 31, 2024, as provided in

the budget appended hereto as "Attachment A," which is incorporated herein by this reference and is hereby approved and adopted.

- (3) The Board of Directors, its officers, and the District employees are further authorized to take any and all actions necessary to implement this resolution.

AND IT IS SO ORDERED.

Upon motion by _____ seconded by _____, the foregoing Resolution was passed and approved on this 24th day of August 2023, by the following vote:

AYE:

NAY:

ABSTAIN:

At a meeting of the Board of Directors of the Red River Groundwater Conservation District.

President

ATTEST:

Secretary-Treasurer

**RED RIVER GROUNDWATER
CONSERVATION DISTRICT
BUDGET YEAR 2023**

	Approved	Actual	Estimated	Proposed
	2023	5/31/2023	12/31/2023	2024
Income				
46002 GW Production Fees	327,000.00	72,307.44	289,229.76	326,769.23
46007 Registration Fees	6,300.00	7,200.00	17,280.00	10,000.00
46005 Late Fees	-	1,839.87	7,359.48	-
46006 Violation Fees	-	-	-	-
46010 Drillers Dep Forfeit	-	-	-	-
46020 Permitting Fees	6,000.00	-	-	7,000.00
46100 Interest Inc	8,000.00	2,002.73	22,000.00	16,000.00
Total Income	347,300.00	83,350.04	335,869.24	359,769.23

Gross Profit

	Approved	Actual	Estimated	Proposed
Expense				
77010 ADMINISTRATIVE COST	105,000.00	31,155.49	74,773.18	105,000.00
77033 ADS-LEGAL	1,000.00	4.00	1,000.00	1,000.00
77027 AUDITING	5,300.00	5,400.00	5,400.00	5,700.00
77031 BANKING FEES	1,100.00	384.78	923.47	1,000.00
77032 CONTRACT SERVICES				
Hydrogeologist Consultant	17,000.00	5,499.00	13,197.60	17,000.00
GAM Runs & Update	25,000.00	-	30,685.11	35,702.39
77040 DIRECT COST	4,800.00	1,786.85	4,288.44	4,500.00
77450 DUES & SUBSCRIPTIONS	4,000.00	2,000.00	4,000.00	4,000.00
77550 EQUIPMENT	2,000.00	756.91	1,816.58	2,000.00
77555 FEES-GMA8	1,000.00	-	1,000.00	181.82
77035 FIELD TECH	95,000.00	19,032.00	45,676.80	65,000.00
77045 FIELD PERMITTING SPECIALIST	35,000.00	10,669.00	25,605.60	35,000.00
77810 INSURANCE & BONDING	4,315.00	1,950.00	4,200.00	4,410.00
77855 GENERIC SOFTWARE SERVICES	2,500.00	1,037.72	2,490.53	2,500.00
77970 LEGAL	30,000.00	4,166.95	10,000.68	15,000.00
78010 MEETING AND CONFERENCE	5,200.00	2,186.05	5,246.52	6,000.00
78310 RENT	2,400.00	1,000.00	2,400.00	2,400.00
78600 DATABASE (DRIPDROP)	15,000.00	-	-	50,000.00
78770 TRANSPORTATION/FUEL/MAINT	5,000.00	879.26	2,110.22	5,000.00
78750 TELEPHONE	2,700.00	1,310.92	3,146.21	3,000.00
Total Expense	363,315.00	89,218.93	237,960.94	364,394.21
Contingencies				
Total Expenditures	363,315.00	89,218.93	237,960.94	364,394.21
	(16,015.00)	(5,868.89)	97,908.30	(4,624.98)

ATTACHMENT 7

RESOLUTION NO. 2023-08-24-03

**RESOLUTION TO ESTABLISH 2024 WATER USE FEE RATES
FOR THE RED RIVER GROUNDWATER CONSERVATION DISTRICT**

THE STATE OF TEXAS

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§
§

RED RIVER GROUNDWATER CONSERVATION DISTRICT

WHEREAS, the Red River Groundwater Conservation District (the “District”) is a political subdivision of the State of Texas organized and existing under and by virtue of Article XVI, Section 59, of the Texas Constitution as a groundwater conservation district, acting pursuant to and in conformity with Chapter 36, Texas Water Code and Act of May 25, 2009, 81st Leg., R.S., ch. 884, 2009 Tex. Gen. Laws 2313 codified at Chapter 8859 of the Texas Special District Local Laws Code (the “District Act”);

WHEREAS, the District is a governmental agency and a body politic and corporate that is statutorily charged under Chapter 36 of the Texas Water Code and the District Act with protecting the quantity and the quality of groundwater within Grayson County and Fannin County;

WHEREAS, the District by rule, resolution, or order may establish, amend, pledge, encumber, and spend the proceeds from, and assess to any person production fees, based on the amount of groundwater authorized by permit to be withdrawn from a well or on the amount of water actually withdrawn, to enable the District to fulfill its purposes and regulatory functions as provided by the District Act;

WHEREAS, the District may assess a production fee for groundwater produced from a well or class of wells exempt from permitting under Section 36.117 of the Texas Water Code, except for a well exempt from permitting under Section 36.117(b)(1), which must be based on the amount of groundwater actually withdrawn from the well and may not exceed the amount established by the District for uses recognized as non-exempt pursuant to Chapter 36 of the Texas Water Code, the District Act, and rules promulgated by the District pursuant to the authority delegated therefrom;

WHEREAS, despite having authority to assess a production fee not to exceed 30 cents per each one thousand gallons of groundwater used annually for nonagricultural purposes, the Board determines that a production fee of six (\$0.060) cents per each one thousand gallons of groundwater used annually for nonagricultural purposes represents an appropriate, fiscally conservative fee that adequately addresses anticipated budgeting and revenue considerations for the District;

WHEREAS, the District may adopt a different fee for groundwater used for agricultural purposes not to exceed \$1.00 per acre-foot used annually, and the Board determines it necessary and appropriate to keep the production fee of zero (0) dollars per acre-foot of groundwater used annually for agricultural purposes the same as that set by the Board in previous years;

WHEREAS, the Board recognizes that the assessment of such fees serves a legitimate regulatory purpose;

WHEREAS, the Board finds that the notice and hearing requirements for the meeting of the Board, held this day, to take up and consider adoption of this resolution have been, and are, satisfied; and

WHEREAS, the Board finds that the proposed resolution is merited and necessary to support the District's efforts in managing the groundwater resources within the boundaries of the District in a manner consistent with the requirements of Chapter 36, Water Code, and the District Act, and that it is supportable under the laws of the State of Texas.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE RED RIVER GROUNDWATER CONSERVATION DISTRICT AS FOLLOWS:

- (1) Each of the above recitals are true and correct.
- (2) The Board of Directors of the Red River Groundwater Conservation District hereby sets a water use fee rate for groundwater production for calendar year 2024 of six per each one thousand gallons (\$0.060 / 1,000 gallons) of groundwater produced annually for nonagricultural purposes, which includes all commercial, municipal, industrial, manufacturing, public water supply, oil and gas, and other nonagricultural users within the District that are not exempt from the water use fee payment requirements set forth in the temporary rules adopted by the District. Such rate will be effective and assessed to groundwater production that occurs during 2024 (January 1, 2024 through December 31, 2024).
- (3) The Board of Directors of the Red River Groundwater Conservation District hereby sets a water use fee rate for groundwater production for calendar year 2024 of zero dollars per acre-foot (\$0.00 / acre-foot) of groundwater used annually for agricultural purposes. Such rate will be effective during 2024 (January 1, 2024 through December 31, 2024).
- (4) The Board of Directors, its officers, and the District staff are further authorized to take any and all actions necessary to implement this resolution.

AND IT IS SO ORDERED.

PASSED AND ADOPTED on this 24th day of August, 2023.

RED RIVER GROUNDWATER CONSERVATION DISTRICT

By: _____
Board President

ATTEST: _____
Board Secretary-Treasurer

RED RIVER
GROUNDWATER CONSERVATION DISTRICT

2024 Fee Schedule

Well Registration Fee (<17.36 GPM)	\$100
New Well Registration & Production Permit Application Fee (>17.36 GPM), <i>also applies to permit amendments</i>	\$600
Additional fee for Production Permit Applications which require a Hydrogeological Report (\geq 200 GPM)	\$1,100
Well Driller Log Deposit Fee (refundable if conditions in District Rules are met)	\$100
Additional fee for Registration of an existing unregistered Non-Exempt Well (additional penalties may apply if well was not self-reported)	\$500
Meter Seal Replacement Fee (For replacing seals for reasons other than well or meter failure)	\$100
Water Use Fees (Non-Exempt Wells)	
- Non-Agricultural Use	\$0.060/1000 gal
- Agricultural Use	\$0
Additional Water Use Fees (Non-Exempt Wells) for Production in Excess of Maximum Amount Authorized by Permit, <i>1st violation:</i>	
- Non-Agricultural Use	\$0.18/1000 gal
- Agricultural Use	\$3/acre-foot
Additional Water Use Fees (Non-Exempt Wells) for Production in Excess of Maximum Amount Authorized by Permit, subsequent violation, <i>within 3 calendar years of 1st violation:</i>	
- Non-Agricultural Use (1st violation)	\$0.60/1000 gal
- Agricultural Use	\$10/acre-foot
Failure to Submit Water Production Reports by the Deadline	Per Account
- First Quarter	\$50
- Second Consecutive Quarter	\$250
- Third Consecutive Quarter	\$500
- Fourth Consecutive Quarter	Major Violation
Failure to Pay Water Use Fee by Payment Deadline	15%
Failure to Pay Water Use Fee within 60-days of the Payment Deadline (See Appendix A of the Rules for schedule of Violations)	Major Violation

Notes: Information about the payment and water production report deadlines can be found at redrivergcd.org/billing.

440 YR
1750 304
13200

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100 100 120 1000000 1000

ATTACHMENT 10 a.

119 600 12 200 200 2 10000 2 100 100 120 1000000 1000

DISTRICT
CONSERVATION
GEORGIAN
WATER

RED RIVER GROUNDWATER CONSERVATION DISTRICT
Well Registration Summary
 (as of 7/31/2023)

Well Type	Fannin	Grayson	Total RRGCD	New Registrations July 2023
Domestic	250	435	685	6
Public Water	60	196	256	1
Livestock	17	32	49	0
Agriculture	24	28	52	0
Commercial	10	19	29	0
Surface Impoundments	13	17	30	0
Oil / Gas	0	18	18	0
Golf Course	0	14	14	0
Irrigation	1	11	12	0
Monitoring	1	8	9	0
Industrial	0	5	5	0
*Other	1	0	1	0
TOTALS	377	783	1160	7

NOTE: Plugged wells have been excluded
***Construction Water**

ADJOURN