

MINUTES OF THE PUBLIC HEARING
ON PROPOSED AMENDMENTS
TO DISTRICT RULES
HELD: December 7, 2023

THE STATE OF TEXAS
COUNTY OF ERATH

On this 7th day of December 2023, the Board of Directors of the Middle Trinity Groundwater Conservation District convened in a PUBLIC HEARING ON PROPOSED AMENDMENTS TO DISTRICT RULES at 930 Wolfe Nursery Rd, Stephenville, Texas at 1:00 PM with the following members present:

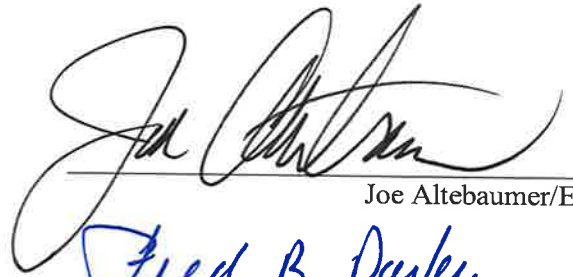
Rodney Stephens – President	Barbara Domel – Vice-President
Fred Parker - Secretary	Jerry Hinshaw - Director
Shane Tucker - Director	Kenneth Bullington – Director
Charles Ferguson – Director	Frank Volleman – Director
Robert Payne – Director	Butch Ronne - Director

Board Members absent were Joe Altebaumer and W.B. Maples. Also present were Patrick Wagner, Stephanie Keith, Debbie Montgomery, and Rachael Phillips.

President Rodney Stephens called the meeting to order, declared a quorum present and that the meeting was duly convened and ready to transact business.

Notice of the hearing was given, stating the time, place and purpose, all as required by Chapter 551 of the Government Code.

1. Meeting called to order by Rodney Stephens.
2. Roll Call of Members was given by Debbie Montgomery.
3. Patrick Wagner went over proposed amendments to establish a transport fee of \$0.20 per thousand gallons of water transported out of the District effective January 1, 2024.
4. There were no public comments.
4. Shane Tucker made a motion to accept the proposed amendments to the District Rules as presented, establishing a transport fee of \$0.20 per 1,000 gallons. Second by Jerry Hinshaw. All members present voted yes to accept the proposed amendments. Transport fee of twenty cents (\$0.20) per thousand gallons of water transported out of the District to be imposed effective January 1, 2024.
5. Fred Parker moved to adjourn the meeting, second by Charles Ferguson. All members present voted yes to adjourn. Meeting adjourned by Rodney Stephens.



Joe Altebaumer/Erath Co.



Fred Parker/Erath Co.



Jerry Hinshaw/ Erath Co.



Shane Tucker /Comanche Co.



Frank Volleman/Comanche Co.

Rodney Stephens/Comanche Co.



Charles E. Ferguson/ Bosque Co.



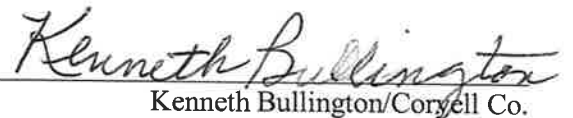
Barbara Domel/Bosque Co.



Robert Payne/Bosque Co.



W.B Maples/Coryell Co.



Kenneth Bullington/Coryell Co.

Butch Ronne/ Coryell Co.

**A RESOLUTION OF THE BOARD OF DIRECTORS OF MIDDLE TRINITY
GROUNDWATER CONSERVATION DISTRICT ADOPTING A FEE FOR THE
TRANSPORT OF WATER OUTSIDE OF THE DISTRICT'S BOUNDARIES**

WHEREAS, the Middle Trinity Groundwater Conservation District (the "District") was created by the Texas Legislature, pursuant to the authority of Article XVI, § 59 of the Texas Constitution, through Act of May 25, 2001, 77th Leg., R.S., ch. 1362, 2001 Tex. Gen. Laws 3371, as amended ("the Act"), codified as Chapter 8862 of the Texas Special District Local Laws Code as a groundwater conservation district operating under Chapter 36, Texas Water Code, and the Act;

WHEREAS, Texas Water Code § 36.122(e) authorizes a groundwater conservation district to impose a fee, and Rule 12.1 of the District's Rules authorizes the District to assess a fee, for the transportation of groundwater outside of the District;

WHEREAS, during the 88th Regular Session of the Texas Legislature, the Texas House of Representatives and Texas Senate passed House Bill 3059, effective September 1, 2023, which amended Texas Water Code § 36.122(e) to authorize a groundwater conservation district to assess a maximum transport fee of up to twenty cents (\$0.20) per thousand gallons of groundwater to be transferred out of the District;

WHEREAS, the District currently imposes a transport fee of \$0.025 per one thousand (1,000) gallons of groundwater transported out of the District and desires to increase its transport fee to \$0.20 per one thousand (1,000) gallons of groundwater to be transferred out of the District;

WHEREAS, the District has complied with all notice and hearing requirements set forth in Texas Water Code § 36.101 and Chapter 551 of the Texas Government Code for the proposal and adoption of a transport fee for groundwater to be transferred out of the District; and

WHEREAS, pursuant to Texas Water Code § 36.122(e-3) a transport fee or an increase in an imposed transport fee is not valid unless it is approved by the District's Board of Directors (the "Board").

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MIDDLE TRINITY GROUNDWATER CONSERVATION DISTRICT THAT:

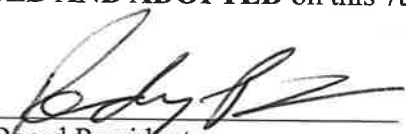
Section 1: The recitals set forth above are true and correct.

Section 2: The Board of Directors of the District hereby adopt and approve the imposition of a transport fee at an amount of twenty cents (\$0.20) per thousand gallons of groundwater transported out of the District, effective upon the passage of this Resolution.

Section 3: The District and its agents and representatives, individually and collectively, are further authorized to take any and all actions necessary to implement this Resolution which shall take effect immediately upon adoption.

AND IT IS SO ORDERED.

PASSED AND ADOPTED on this 7th day of December, 2023.

By: 
Board President

ATTEST:

By: 
Board Secretary