

December 1st, 2009 Groundwater Management &
Protection Rule-Making Hearing minutes

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Notices of this protection rule-making hearing were posted in the Hays and Caldwell County Courthouses at least 72 hours prior to the meeting. Receipts of the notices are on file in the office of Plum Creek Conservation District.

Checks were reviewed and signed, just prior to the call to order, by Vice President, James O Lipscomb.

9:00 AM The hearing was called to order by President of the Board, James A. Holt, Jr. with the following Board members present: James O. Lipscomb (Vice President), Peter Reinecke (Treasurer), Ben Twidwell (Director), Lucy Knight (Director) and Fred Rothert (Director). Also present were Johnie Halliburton (Executive Manager), Bob Wilson (PCCD Attorney), William Feathergail Wilson (PCCD Geologist) and PCCD staff Karen Bassett, and Dan Meyer. Minutes were taken by Karen Bassett.

9:02AM President Holt requested citizen comments, whether orally submitted by citizens or written comments presented by citizens, either in attendance or not in attendance, regarding the proposed amendments to the Plum Creek Conservation District's rules. The Board of Directors then received written comments, oral comments, and questions on a wide array of subjects from citizens in attendance and citizens not in attendance, for discussion and consideration. As each comment or question was presented to the Board of Directors, the quandary was discussed and possible solutions were considered by the Board of Directors. Mr. Bob Wilson then interjected with a brief overview of the reasoning and processes involved in the structure of the amendments to the rules. The Board of Directors and the Plum Creek Conservation District's staff continued to entertain all questions and comments submitted in order to attempt to inform or appease all parties involved. A plethora of subjects was discussed during this dialogue including, but not limited to, well drillers, site specific analytical models, limiting factors, exceptions to the rules, rule standardization, tier structure, spacing, and mitigation.

10:11 AM President Holt excused all in attendance for a ten minute break.

10:26 AM President Holt called the hearing back to order after the break. The Board of Directors and the Plum Creek Conservation District's staff persisted hearing all questions and comments regarding the amendments to the rules in an attempt to clarify and/or pacify the broad collection of interested affiliates. The subjects during this portion of the dialogue included, but were not limited to, transportation of water, exempt well definitions, application checklists, rule adopting process, time frame to drill a well, storage coefficient, consideration of action on rule amendments, and the metering and registering of wells. The Board of Directors then agreed to send the current version of the amended rules back to the rules committee for possible modifications to be presented to the Board of Directors at the December 15th, 2009 regularly scheduled Plum Creek Conservation District's Board of Directors' meeting. The rules committee decided to meet on December 2nd, 2009 at 10:00 a.m. in the Plum Creek Conservation District's office in order to discuss possible modifications to the current version of the amended rules.

11:35 AM Mr. Twidwell made a motion to adjourn the public hearing. Mr. Lipscomb provided the second and the motion passed unanimously.

President

Vice President