

Addendum to Rules Adopted December 7, 2018.

Adopted by Board of Directors at March 20, 2019 Meeting.

SECTION 4. SPACING AND LOCATION OF WELLS; WELL COMPLETION

RULE 4.1 SPACING AND LOCATION OF EXISTING WELLS

Wells drilled prior to December 17, 2018, shall be drilled in accordance with state law in effect, if any, including any requirements established by the Texas Water Well Drillers and Pump Installers Administrative Rules, on the date such drilling commenced and are exempt from the spacing and location requirements of these rules to the extent that they were drilled lawfully.

RULE 4.2 SPACING AND LOCATION OF NEW WELLS

(a) To minimize as far as practicable the drawdown of the water table and the reduction of artesian pressure, to prevent interference between water wells, to prevent degradation of water quality, and to prevent waste, all new wells drilled within the boundaries of the District after December 17, 2018 must comply with the spacing and location requirements as follows:

1) All water wells must comply with the regulations set forth under the Texas Water Well Drillers and Pump Installers Administrative Rules, Title 16, Part 4, Chapter 76, Texas Administrative Code, unless a written variance is granted by the Texas Department of Licensing and Regulation and a copy of the variance is forwarded to the District by the applicant or registrant, and must be drilled and located in compliance with applicable rules and regulations of other political subdivisions.

2) All water wells must comply with the following minimum spacing requirements:

Maximum Production Capacity (gallons per minute)	Minimum Spacing from Registered Wells (feet)*
< 20	200
20-39	600
40-59	1000
60-79	1400
80-99	1800
100 or more	2500

* **Vertical Spacing:** If the screened interval of the proposed well is separated vertically by more than fifty (50) feet from the screened interval of a registered well, that registered well is not considered when evaluating compliance with horizontal well spacing requirements.

(b) After authorization to drill a new well has been granted by the District, the well may only be drilled at a location that is within ten (10) yards (30 feet) of the location specified in the registration.

(c) Replacement wells must be actually drilled and completed so that they are located no more than 50 feet from the well being replaced, unless otherwise authorized by Rule 3.10(d).

(d) Compliance with the spacing and location requirements of these rules does not necessarily authorize a person to drill a well at a specified location in the District. Agencies or other political subdivisions of the State of Texas that are located in whole or in part within the boundaries of the District may impose additional requirements related to the drilling or completion of water wells.

(e) The owner and driller of a well are jointly responsible for ensuring that the well is drilled at a location that strictly complies with the location requirements of Subsection (b). If the board determines that a well is drilled at a location that does not strictly comply with the location requirements of Subsection (b), the Board may, in addition to taking all other appropriate enforcement action, require the well to be permanently closed or authorize the institution of legal action to enjoin any continued drilling activity or the operation of the well.

(f) Exception to Spacing Requirements. A well that is to be drilled or operated solely for domestic use, livestock use, poultry use or agricultural irrigation use overlying a tract of land regardless of tract size that is to be either drilled, equipped, or completed so that the well is incapable of producing more than 17.36 gallons per minute of groundwater and that:

(1) the tract of land was part of an original application for development; a planned development of real property; or an approved plat prior to December 17, 2018; and

(2) the tract of land is not further configured or subdivided into smaller tracts of land after December 17, 2018 and prior to the drilling, completion, or equipping of the well, unless required by a change in city or county requirements.

All water wells drilled within the District are still required to comply with all requirements provided in the rules of the Texas Department of Licensing and Regulation, including the spacing requirements located in 16 Texas Administrative Code Section 76.100.