

Minutes

for

January 26, 2021

10:00 AM

for

NORTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT

Public Notice of Hearing on Proposed Desired Future Conditions
Northern Trinity Groundwater Conservation District

and

PERMIT HEARING on GRANDFATHERED and OPERATING PERMITS

and

Regular Board Meeting

The Board of Directors of the Northern Trinity Groundwater Conservation District (“NTGCD”) will hold a public hearing and accept public comment on the proposed Desired Future Conditions (“DFCs”) for the Trinity Aquifer and its relevant subdivisions in Tarrant County, Texas. This hearing will be conducted in accordance with Section 36.108(d-2) of the Texas Water Code, and will be held on Tuesday, January 26, 2021 at 10:00 AM.

In accordance with Governor Abbott’s declaration of the COVID-19 public health threat, action to temporarily suspend certain provisions of the Texas Open Meetings Act, and Executive Order, the NTGCD Board of Directors will hold the January 26, 2021 Public Hearing by telephonic conference call. The public may call in to this meeting by calling 1-888-599-1357 and entering the following code: 8529. The purpose of the hearing is to provide interested members of the public the opportunity to appear and provide comments to NTGCD related to the proposed DFCs.

NTGCD is one of eleven groundwater conservation districts located wholly or partially within Groundwater Management Area 8 (“GMA 8”); the other districts in GMA 8 include Central Texas Groundwater Conservation District, Clearwater Underground Water Conservation District, North Texas Groundwater Conservation District, Middle Trinity Groundwater Conservation District, Post Oak Savannah Groundwater Conservation District, Prairielands Groundwater

Conservation District, Red River Groundwater Conservation District, Saratoga Underground Water Conservation District, Southern Trinity Groundwater Conservation District, and Upper Trinity Groundwater Conservation District. At the last GMA 8 joint planning meeting on October 27, 2020 the district representatives voted to approve the proposed DFCs. These proposed DFCs were mailed to each of the districts in GMA 8 on November 16, 2020, triggering a 90-day public comment period to close February 14, 2021. Public comments may be submitted in writing to NTGCD at any time during this period, or may be made orally at this hearing.

The proposed DFCs approved by the district representatives of GMA 8 are described in terms of acceptable drawdown levels for each subdivision of the Trinity Aquifer.

The acceptable levels of drawdown for each subdivision of the Trinity Aquifer are measured in terms of water level drawdowns in feet over the current planning cycle measured which extends from 2010 to 2080. The relevant proposed DFCs for the geologic layers of the Trinity Aquifer within NTGCD include the following:

From estimated year 2010 conditions, the total average drawdown of the Woodbine Layer should not exceed approximately six (6) feet by the year 2080.

From estimated year 2010 conditions, the total average drawdown of the Paluxy Layer should not exceed approximately one hundred and five (105) feet by the year 2080.

From estimated year 2010 conditions, the total average drawdown of the Glen Rose Layer should not exceed approximately one hundred and sixty-three (163) feet by the year 2080.

From estimated year 2010 conditions, the total average drawdown of the Twin Mountain Layer should not exceed approximately three hundred and forty-eight (348) feet by the year 2080.

From estimated year 2010 conditions, the total average drawdown of the Antlers Layer should not exceed approximately one hundred and seventy-seven (177) feet by the year 2080.

Any person who desires to appear at the hearing and present comment or other information on the proposed DFCs may do so by representing themselves on the conference call, by counsel, or both. Comments may be presented verbally or in written form. Limits may be placed on the amount of time that each person is allowed to present verbal comments at the hearing. The hearing described in this notice may be recessed from day to day or continued where appropriate.

Copies of the proposed DFCs may be requested by email at lauraschumacher@ntgcd.com; are available at the NTGCD website at www.ntgcd.com; and may be reviewed or copied at the NTGCD office at 1100 Circle Drive, Suite 300, Fort Worth, Texas 76119. Any person who wishes to receive more detailed information on this notice or the proposed DFCs should contact Bob Patterson, General Manager, at 817-249-2062.

President Laughlin called the Public Meeting to order and opened the Hearing to the Public at 10:03 A.M. A quorum was established.

Members Present: President Laughlin, Vice President Cozart, Director Haster, Director Petterson

Members Absent: Secretary Merritt

Staff: Bob Patterson, Corey Jones, Laura Schumacher

Visitors: Ty Embrey, Legal Counsel
Wade Oliver, Hydrogeologist with Intera
Ron Douglas, representative for City of Sansom Park

Public discussion was held on proposed Desired Future Conditions (DFCs) for Northern Trinity GCD. President Laughlin called for GM, Ty Embrey, and Wade Oliver to introduce the Proposed DFCs.

Ty Embrey gave a short introduction with the dates of action required proceeding toward the deadline of January 5, 2022 for approval of the final adopted DFCs by each District.

Wade Oliver gave a brief explanation of the small pumping changes in surrounding districts, but Tarrant County did not change from the currently adopted DFCs. The planning cycle has extended 10-years further into the future to 2080 resulting in some changes to some of the drawdowns.

President Laughlin called for Public Comment.

There was no Public Comment.

No public requests or revisions were requested for the Proposed DFCs.

Public Hearing on Proposed Desired Future Conditions for Northern Trinity GCD was closed at 10:16 A.M.

PERMIT HEARING on GRANDFATHERED and OPERATING PERMITS

In accordance with Governor Abbott's declaration of the COVID-19 public health threat and action to temporarily suspend certain provisions of the Texas Open Meetings Act, the Northern Trinity Groundwater Conservation District (NTGCD) will hold public hearings on proposed Grandfathered and Operating Permits Tuesday, January 26, 2021 at 10:00 AM. by telephonic conference call. The public may call in to this meeting by calling 1-888-599-1357 and entering the following code: 8529.

All interested parties are encouraged to provide input, and members of the public wishing to make public comment during the meeting must register by emailing lauraschumacher@ntgcd.com prior to 10:00 AM. on January 26, 2021. This meeting will be recorded and the audio recording will be made available upon request after the meeting by sending an email to lauraschumacher@ntgcd.com.

Notice is hereby given that the Board of Directors of the Northern Trinity Groundwater Conservation District (District) will hold a Permit Hearing and may discuss, consider, and take all necessary action regarding the subject matters of the hearing, including but not limited to approving the applications listed below.

AGENDA:

1. Call to order; establish a quorum; declare meeting open to the public; introduction of Board.

President Laughlin established a quorum and opened the Grandfathered Permit Hearing to the Public at 10:16 A.M.

2. Review the Grandfathered Permit Application of:

Board President called for the GM to introduce the eleven (11) Grandfathered Permit Applications for the City of Sansom Park.

GM introduced and reviewed the Grandfathered Permits. GM explained the City of Sansom Park is working to comply with TCEQ requirements. Board President commented and asked for Board comments. No comments.

President Laughlin requested Public Comment from Ron Douglas, Director of Community Development with the City of Sansom Park.

Mr. Douglas has been with City of Sansom Park for 10-years. He spoke to reduced water consumption and increasing the Trinity wells usage while decreasing the Paluxy wells usage.

Applicant: City of Sansom Park

Location of Well: 3437 Arrow Lane City of Sansom Park, TX 76114

Latitude: 32°48'33.0605" N Longitude: -97°24'39.6837" W

District Registration Number: N-2017-027

Purpose of Use: Public Water Supply

Maximum Grandfathered Use Verified: 29,405,000

[2018.(Jan-Dec) Water Production Reports]

Requested Amount of Use Annually: 29,501,855 gallons

Production Capacity of Well: 70 gallons per minute

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Applicant: City of Sansom Park
Location of Well: 1921 Skyline Dr (Boicourt Well Site # 1) City of Sansom Park, TX 76114
Latitude: 32°47'21.2042" N Longitude: -97°23'55.3387"W
District Registration Number: N-2016-1448
Purpose of Use: Public Water Supply
Maximum Grandfathered Use Verified: 34,976,000
[2014.(Jan-Dec) Water Production Reports]
Requested Amount of Use Annually: 31,946,990 gallons
Production Capacity of Well: 65 gallons per minute

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Applicant: City of Sansom Park
Location of Well: 5401 Cowden Street-Well 1 City of Sansom Park, TX 76114
Latitude: 32°48'23.5186" N Longitude: -97°24'04.1228" W
District Registration Number: N-2016-1590
Purpose of Use: Public Water Supply
Maximum Grandfathered Use Verified: 20,915,000
[2018.(Jan-Dec) Water Production Reports]
Requested Amount of Use Annually: 20,928,005 gallons
Production Capacity of Well: 55 gallons per minute

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Applicant: City of Sansom Park
Location of Well: 5700 Graham Street-Well 1 City of Sansom Park, TX 76114
Latitude: 32°48'34.1827" N Longitude: -97°24'19.1316" W
District Registration Number: N-2016-1453
Purpose of Use: Public Water Supply
Maximum Grandfathered Use Verified: 31,226,000
[2017.(Jan-Dec) Water Production Reports]
Requested Amount of Use Annually: 31,225,750 gallons
Production Capacity of Well: 60 gallons per minute

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Applicant: City of Sansom Park
Location of Well: 5700 Graham Street-Well 2 City of Sansom Park, TX 76114
Latitude: 32°48'32.0164" N Longitude: -97°24'18.8817" W
District Registration Number: N-2016-1589
Purpose of Use: Public Water Supply
Maximum Grandfathered Use Verified: 22,110,000
[2017.(Jan-Dec) Water Production Reports]
Requested Amount of Use Annually: 22,109,875 gallons
Production Capacity of Well: 48 gallons per minute

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Applicant: City of Sansom Park
Location of Well: 5921 Ridge Lane-Well 1 City of Sansom Park, TX 76114
Latitude: 32°48'04.9823" N Longitude: -97°24'40.6396" W

District Registration Number: N-2016-1451

Purpose of Use: Public Water Supply

Maximum Grandfathered Use Verified: 41,548,000

[2015.(Jan-Dec) Water Production Reports]

Requested Amount of Use Annually: 41,903,825 gallons

Production Capacity of Well: 90 gallons per minute

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Applicant: City of Sansom Park

Location of Well: 5921 Ridge Lane-Well 2 City of Sansom Park, TX 76114

Latitude: 32°48'05.0340" N Longitude: -97°24'42.3460" W

District Registration Number: N-2016-1452

Purpose of Use: Public Water Supply

Maximum Grandfathered Use Verified: 24,146,000

[2015.(Jan-Dec) Water Production Reports]

Requested Amount of Use Annually: 24,292,940 gallons

Production Capacity of Well: 50 gallons per minute

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Applicant: City of Sansom Park

Location of Well: 5415 Terrace Trail-Well 1 City of Sansom Park, TX 76114

Latitude: 32°47'57.0699" N Longitude: -97°24'04.4742" W

District Registration Number: N-2016-1449

Purpose of Use: Public Water Supply

Maximum Grandfathered Use Verified: 15,821,000

[2018.(Jan-Dec) Water Production Reports]

Requested Amount of Use Annually: 15,836,985 gallons

Production Capacity of Well: 35 gallons per minute

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Applicant: City of Sansom Park

Location of Well: 5415 Terrace Trail-Well 2 City of Sansom Park, TX 76114

Latitude: 32°47'55.6940" N Longitude: -97°24'05.9861" W

District Registration Number: N-2016-1450

Purpose of Use: Public Water Supply

Maximum Grandfathered Use Verified: 16,351,000

[2015.(Jan-Dec) Water Production Reports]

Requested Amount of Use Annually: 16,443,980 gallons

Production Capacity of Well: 35 gallons per minute

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Applicant: City of Sansom Park

Location of Well: 2401 Washington Avenue-Well T City of Sansom Park, TX 76114

Latitude: 32°48'24.0018" N Longitude: -97° 23' 36.8455" W

District Registration Number: N-2019-0190

Purpose of Use: Public Water Supply

Maximum Grandfathered Use Verified: 3,972,000

[2019.(Jan-June) Water Production Reports]

Requested Amount of Use Annually: 89,352,000 gallons
Production Capacity of Well: 200 gallons per minute

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Applicant: City of Sansom Park
Location of Well: 2401 Washington Avenue-Well P City of Sansom Park, TX 76114
Latitude: 32°48'24.1182" N Longitude: -97°23'37.3568" W
District Registration Number: N-2019-0656
Purpose of Use: Public Water Supply
Maximum Grandfathered Use Verified: 2,539,000
[2019.(Jan-June) Water Production Reports]
Requested Amount of Use Annually: 35,740,800 gallons
Production Capacity of Well: 80 gallons per minute

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3. Public Comment on the Grandfathered Use Permit Applications

President Laughlin closed public comment.

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

Board President called for a motion to approve the eleven (11) Grandfathered Use Permit Applications for the City of Sansom Park.

Director Petterson made the motion to approve the eleven (11) Grandfathered Use Permit Applications for the City of Sansom Park. Motion was seconded by Vice President Cozart. Board vote was unanimous.

5. Review the Operating Permit Application of:

Applicant: Ridglea Country Club
Location of Well: 4029 Edgehill Road Fort Worth, TX 76116
Latitude: 32° 42' 41.36" N Longitude: -97° 25' 9.38" W
District Registration Number: N-2020-0284
Purpose of Use: Golf Course Irrigation
Requested Amount of Use Annually: 16,000,000 gallons
Production Capacity of Well: 55 gallons per minute

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President called for an introduction to the Operating Permit for Ridglea Country Club.

GM discussed with the Board the requested Operating Permit Application is a replacement well.

Corey Jones told the Board this is a replacement well and recapped the District rules for a replacement well.

President Laughlin called for questions. No questions.

6. Public Comment on the Operating Permit Applications

President Laughlin asked for Public Comment. No public comments.

7. Consider and act upon the Operating Permit Applications, including designation of parties and/or granting or denying the Operating Permit Applications in whole or in part, as applicable.

President Laughlin called for a Board motion to approve. Vice President Cozart made the motion to approve the Operating Permit for Ridglea Country Club. Director Haster seconded the motion. Board vote was unanimous.

8. Adjourn or continue permit hearing.

Permits Hearing was closed at 10:37 A.M.

Regular Board Meeting

The Regular Board Meeting will begin upon adjournment of the above noticed Public Hearing.

All interested parties are invited to attend.

The Board may consider, discuss and take action, including expending funds, on any of the following agenda items:

AGENDA:

1. Call to order; establish a quorum; and declare meeting open to the public.

President Laughlin established a quorum and opened the Regular Board of Directors meeting of the Northern Trinity GCD to the Public at 10:37 A.M.

2. Public Comment.

There was no public comment.

3. **Consent Agenda:** Each of these items is recommended by the Staff and approval thereof will be strictly on the basis of the Staff recommendations. Approval for the Consent Agenda authorizes the General Manager or his designee to implement each

item in accordance with the Staff recommendations. The Consent Agenda will be approved as a block. Any Board member that has questions regarding any item on the Consent Agenda may have the item pulled and considered as a regular item on the agenda. Any items so pulled for separate discussion will be considered as the first items following approval of the Consent Agenda.

- A. Approval of minutes from Board meeting on November 19, 2020.
- B. Approval of Current Budget Performance - Operating and Investment account statements.
- C. Payment of bills/invoices received.
- D. Reimburse General Manager, Field Tech, and/or Office Manager for invoices/bills paid on behalf of the District.

President Laughlin called for a motion to approve the Consent Agenda.

Vice President Cozart made the motion to approve the Consent Agenda. Director Haster seconded the motion. None opposed.

4. Any items from Consent Agenda that were pulled for further discussion.

No items were pulled from the Consent Agenda for further discussion.

5. Legal Update – Ty Embrey
 - 87th Session of Texas Legislature

Ty Embrey gave an update of the current Legislative session. Four (4) bills filed to amend Chapter 36 of the Water Code. No Board action.

- Discussion of Lawsuit against Neches and Trinity Valleys GCD

Ty Embrey discussed with the Board the lawsuit against Neches and Trinity Valleys GCD.

6. G M Report
 - Meeting and presentation - Bella Flora subdivision Board

GM updated the Board on his meeting and presentation to the Bella Flora group on the groundwater usage in the Bella Flora subdivision.

- Discussions with Judge Whitley's office - Board appointments

GM updated the Board on Director's appointments and the contact with Judge Whitley's office to confirm current members and terms.

- Letters sent to large water users – projections

GM updated the Board with information from the larger nonexempt water users in the District.

- Water Quality Testing

GM shared with the Board that TCEQ is requesting information on water quality testing from the District. The District is now testing water quality on five (5) wells within the District.

- ASR Discussions

GM updated the Board on a local group discussion including Neil Deeds with Intera concerning ASR and HB 655. Groundwater Conservation Districts do not permit ASR wells.

7. Other Business / Setting of next meeting

No other business was presented for discussion.

Next meeting time was not set.

8. Adjourn.

President Laughlin called for the meeting to be adjourned at 11:17 A.M.

PASSED, APPROVED AND ADOPTED BY THE BOARD OF DIRECTORS this

15th day of April, 2021.

Attest: H. Clayton Merritt, Secretary of NTGCD Board