

RESOLUTION # 023-002

RESOLUTION RATIFYING ADOPTION OF WATER USE FEE

THE STATE OF TEXAS

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NORTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT

Whereas, Northern Trinity Groundwater Conservation District (the "District") was created as a groundwater conservation district by the 80th Texas Legislature under the authority of Section 59, Article XVI, of the Texas Constitution, and in accordance with Chapter 36 of the Texas Water Code by the Act of May 28, 2007, 80th Leg., R.S., ch. 1126, 2007 Tex. Gen. Laws 3794, codified at TEX. SPEC. DIST. Loc. LAWS CODE ANN. ch. 8820 ("the District Act");

Whereas, the District adopts a budget each year and based on such budgeted expenses, levies a water use fee on groundwater production from non-exempt wells in order to meet such District expenses;

Whereas, the Board of Directors of the District (the "Board") had previously adopted an initial water use fee of \$0.03 per 1,000 gallons of water from non-exempt wells;

Whereas, the Board adopted at the January 20, 2011, Board meeting a water use fee rate schedule that continued the prior rate of \$0.03 cents per 1,000 gallons of water for a period ending on September 30, 2011, and established a new rate of \$0.10 per 1,000 gallons of water produced beginning on October 1, 2011 and continuing thereafter until changed by the Board;

Whereas, the Board adopted at the July 30, 2012, Board meeting a water use fee rate schedule that continued the prior rate of \$0.10 cents per 1,000 gallons of water for a period ending on September 30, 2012, and established a new rate of \$0.125 per 1,000 gallons of water produced beginning on October 1, 2012 and continuing thereafter until changed by the Board;

Whereas, the Board adopted at the July 20, 2021, Board meeting a water use fee rate schedule that continued the prior rate of \$0.125 cents per 1,000 gallons of water for a period ending on December 31, 2021, and established a new rate of \$0.155 per 1,000 gallons of water produced beginning on January 1, 2022 and continuing thereafter until changed by the Board;

Whereas, the Board has the legal authority to levy a groundwater production fee in an amount up to \$0.20 per 1,000 gallons of water for non-exempt wells;

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

- (1) The above recitals are true and correct.
- (2) The Board of Directors of the Northern Trinity Groundwater Conservation District hereby ratifies the adoption of the water use fee rates of \$.155 cents per 1,000 gallons of water produced during the period from January 1, 2024 and continuing thereafter until changed by the Board.

- (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.

PASSED AND ADOPTED on this 11th day of July, 2023

NORTHERN TRINITY GROUNDWATER CONSERVATION DISTRICT

BY:  _____
President

BY:  _____
Secretary