

***CONTINUANCE OF PUBLIC HEARING ON PROPOSED
CHANGES TO DISTRICT RULES***

**of the
Lone Star Groundwater Conservation District
at the
Lone Star GCD – Board Room
207 W Phillips Street, Suite 300
Conroe, TX 77301**

TUESDAY, APRIL 14, 2009, AT 9:00 A.M.

1. Call to Order Continuance of January 13, 2009, Public Hearing on Proposed Changes to District Rules and Declare Hearing Open to the Public.
2. Roll Call.
3. Presentation and discussion of proposed changes to the District Rules. The proposed rules changes affect the scope of permitting exemptions, make substantive changes to rules enforcement procedures, substantive changes to penalties for noncompliance with District rules, substantive and procedural changes to replacement well and substantial alteration of existing well authorization, revisions to procedures for transferring ownership of existing wells, revise reporting requirements for new well completions, water production, and groundwater transport, provide standards for abandoned and deteriorated wells, adopt a water use fee rebate program, revise standards for non-exempt well metering exemptions, provide procedures for contesting a District enforcement action, ~~provide permitting standards for impounding produced groundwater in surface ponds, lakes or other impoundments~~, repeal temporary permit program, and make non-substantive organizational changes to rules. These changes, along with any other changes to the District Rules not referenced in this notice, may be considered and adopted without further notice or hearing based on comments received at this hearing.
4. Explanation by the General Manager and General Counsel on changes to the proposed rules amendments considered at the January 13, 2009, Public Hearing.
5. Public comment on proposed changes to the District Rules.
6. Close public comment.
7. Discussion, consideration, and possible action approving Resolution #09-001 Adopting Amendments to District Rules for the Lone Star GCD.
8. Conclude Public Hearing.

NOTICE OF SPECIAL BOARD MEETING

**of the
Lone Star Groundwater Conservation District
at the
Lone Star GCD – Board Room
207 W Phillips Street, Suite 300
Conroe, TX 77301**

TUESDAY, APRIL 14, 2009, AT 9:30 A.M.

1. Call to Order and Declare Meeting Open to the Public.
2. Roll Call.
3. Executive Session - The Board will recess for a closed Executive Session pursuant to Texas Government Code, Chapter 551, Subchapter D, Section 551.071, to consult with the District's attorney on any item on any notice or agenda for today's meetings or hearings regarding pending or contemplated litigation, settlement offers, or on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated.

No action will be taken in Executive Session.

4. Re-convene in Open Session
5. Adjourn

NOTICE OF PUBLIC HEARING AND MEETING

**of the
Lone Star Groundwater Conservation District
at the
Lone Star GCD – Board Room
207 W Phillips Street, Suite 300
Conroe, TX 77301**

TUESDAY, APRIL 14, 2009, AT 10:00 A.M.

Public Hearing on Permit Applications

1. Call to Order and Declare Hearing Open to the Public.
2. Roll Call.
3. Receive Permit Hearing Report from General Manager and Consider Granting, Denying, or Amending Applications for the Following Operating Permits and/or Meter Exemptions:
 1. Texas Landing Utilities (Deerwood), for a proposed well to be drilled at 10931 Los Cobos Dr. Conroe, not to exceed 8.5 mg annually, Public Supply (PWS) use;
 2. Directional Drilling Co., for a proposed well to be drilled at 11390 FM 830, Willis, not to exceed 1.872 mg annually, Public Supply use;
 3. Legends Holding Company, L.P., for a proposed well to be drilled at 29500 Birnham Woods Dr, Spring, not to exceed 16 mg annually, Lake Replenishment;
 4. Keystone Natural Resources (FM1314), for a proposed amendment to OP, increase of 0.08 mg annually, 15090 FM 1314, Conroe, Commercial use;
 5. Keystone Natural Resources Inc., for a proposed amendment to OP, increase of 0.05 mg annually, Gulf Coast Rd., Conroe, Public Supply (Commercial) use;
 6. Williams Bros. Const. (San Jacinto River), for a proposed well to be drilled at NW quadrant of San Jacinto River & I45, Conroe, not to exceed 8 mg annually, Industrial use;
 7. Williams Bros. Const. (Brook Forest), for a proposed well to be drilled at 23400 Brook Forest Rd., New Caney, not to exceed 9.5 mg annually, Industrial use;
 8. Glen Bryant (Olde Security Square Flea Mkt.), for a proposed well to be drilled at 20024 Hwy 105, Cleveland, not to exceed 0.6 mg annually, Public Supply (PWS) use;
 9. Iffi Stop Food Mart, for a proposed operating permit not to exceed 0.5 mg annually, 9146 SH 242, Conroe, Public Supply (PWS) use;
 10. Florencio & Martha Hernandez, for a proposed operating permit not to exceed 0.2 mg annually, 20021 State Hwy 105, Cleveland, Public Supply (PWS) use;
 11. Modco Industries, L.L.C., for a proposed well to be drilled at 10650 F.M. 1484, Conroe, not to exceed 0.5 mg annually, Commercial use;
 12. Johnny Benefield, for a proposed operating permit not to exceed 0.4 mg annually, 14820 Greenbough, Conroe, Public Supply use;
 13. Duraquest, for a proposed amendment to OP, increase of 0.2 mg annually, 3901 FM 1485, Conroe, Commercial use;
 14. Yvonne E. Brana, for a proposed operating permit not to exceed 0.3 mg annually, 8518 SH 242, Conroe, Public Supply use;
 15. Montgomery County Animal Control Shelter, for a proposed operating permit not to exceed 1 mg annually, 8535 SH 242, Conroe, Public Supply use;

16. Mohammed Amin (ZP Mart), for a proposed operating permit not to exceed 0.25 mg annually, 18374 Hwy 105, Cleveland, Public Supply (PWS) use; and
 17. Faith Baptist Church, for a proposed amendment to OP, increase of 0.65 mg annually, 464 McCaleb Rd, Montgomery, Public Supply use.
4. Continuation of a Permit Hearing originally held on May 13, 2008, to Consider Granting, Denying, or Amending Application for the Following Operating Permit:
 1. Brian Krueger, for a proposed well to be drilled at 9323 Carraway Ln, Magnolia, not to exceed 1 mg annually, Lake Replenishment;
 2. Legends Trace Interests, Ltd, for a proposed well to be drilled at 29110 Birnham Woods Dr, Spring, not to exceed 22 mg annually, Lake Replenishment;
 3. City of Conroe Parks Department, for a proposed operating permit not to exceed 1.2672 mg annually, 2500 S. Loop 336 E., Conroe, Lake Replenishment, Irrigation;
 4. Mostyn Manor Development Company, Ltd., for a proposed well to be drilled at 40703 Manor Drive, Magnolia, not to exceed 7.2 mg annually, Lake Replenishment;
 5. Ridge Lake Shores POA, for a proposed amendment to OP, increase of 8 mg annually, Ridge Lakes Shores, Montgomery, Lake Replenishment; and
 6. 1601 Sawdust, LLC, for a proposed well to be drilled at 1601 Sawdust Rd, The Woodlands, not to exceed 9.5 mg annually, Lake Replenishment, Irrigation use.
 5. Adjourn permit hearing.

REGULAR MEETING OF THE DISTRICT

1. Call to Order and Declare Regular Meeting Open to the Public.
2. Roll Call
3. Discuss, consider, and take action as necessary concerning approval of Meeting Minutes:
 - a) March 10, 2009, Special Board of Directors Meeting
 - b) March 10, 2009, Public Hearing on Proposed Changes to District Rules
 - c) March 10, 2009, Public Hearing on Permit Applications
 - d) March 10, 2009, Regular Board of Directors Meeting
 - e) April 9, 2009, Special Board of Directors Meeting
4. USGS presentation regarding groundwater activities, data collection, water level monitoring, and water well inventories for Montgomery County. (M. Kasmarek - USGS)
5. SJRA progress report. (SJRA representative)

6. Committee Reports:

A. Rules and Bylaws Development Committee – Kathy Turner Jones, Coordinator

- 1) Brief the Board on the Committee's activities since the last regular Board meeting

B. Policy and Personnel Development Committee – Sam W. Baker, Chair

- 1) Brief the Board on the Committee's activities since the last regular Board meeting

C. Water Awareness and Conservation Committee – Billy Wood, Chair

- 1) Brief the Board on the Committee's activities since the last regular Board meeting

D. Budget and Finance Development Committee – Jim Stinson, Chair

- 1) Brief the Board on the Committee's activities since the last regular Board meeting
Review of monthly financial reports
- 2) Review 1st Quarterly Investment Report 2009
- 3) Discuss, consider, and take action as necessary regarding Annual Financial Report for fiscal year 2008 – Nathan Krupke, Sanderson, Knox & Belt, LLP.

7. Engineering Report – Mark V. Lowry

- a) Review of monthly engineering status reports
- b) Discuss, consider, and take action as necessary concerning comments to Region H regarding population projections.

8. General Counsel’s Report – The District's General Council will brief the Board on pertinent legal issues and developments impacting the District since the last regular Board meeting.

9. General Manager’s Report – The General Manager will brief the Board on pertinent operational and management issues that the District, its employees, or consultants have encountered since the last regular Board meeting. .

10. Public Comment. (*Public comment is limited to a maximum of 3 minutes per speaker.*)

11. Consider enforcement action, including without limitation litigation, imposition of civil penalties, and/or Compromise and Settlement Agreements for violations of District Rules for the following:

OVERPUMPAGE VIOLATIONS

Aqua Pure (Beau View)	OP-07032201	SCI, Texas Funeral Services, Inc	OP-08032601
Conroe ISD (Conroe Jr. High)	OP-07032003	Soldiers of the Cross Church	OP-07041901
Conroe ISD (Creighton Intern)	HUP316	Tom Lipar	OP-08052901
Fellowship of the Woodlands	OP-07021201A	Vernon Smith	OP-08090901
Joy Village Subdivision	HUP105	Walnut Cove Water Supply Corp.	HUP237

Sam Business, Inc (Riley Express) OP-07081601A
San Jo Utilities HUP194

Wapiti Energy LLC (South Tex B) HUP326

NON PAYMENT OF WATER USE FEES

Canyon Crossing OP-05052002A

**UNRESOLVED MINOR VIOLATION –
FAILURE TO SUBMIT PUMPAGE REPORT**

Spirit Explosion Water System OP-06063001

Biofuels Power Corp OP-06072801B

Jay Maharaj Corp OP-08093001

Express Materials OP-07052901A

KA Associates OP03-0035A

Grangerland DG Ltd OP-07041701

New Earth, Inc. CNS HUP138A/OP-
06030302C

Johnny Higdon OP03-0047A

Far Hills Utility District HUP076

Canyon Crossing OP-05052002A

12. New Business.

13. Adjourn.

The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at anytime.

These public hearings and meetings are available to all persons regardless of disability. If you require special assistance to attend the meeting or hearing, please contact the Lone Star GCD at 936/494-3436 at least 24 hours in advance of the meeting.

At any time during the meeting and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the Lone Star Groundwater Conservation District Board may meet in executive session on any of the above agenda items for consultation concerning attorney-client matters (§551.071); deliberation regarding real property (§551.072); deliberation regarding prospective gift (§551.073); personnel matters (§551.074); and deliberation regarding security devices (§551.076). Any subject discussed in executive session may be subject to action during an open meeting.

Certification

I, the undersigned authority, do hereby certify that April 8, 2009, at or before 5:00 p.m., I posted and filed the above notice of meeting with the Montgomery County Clerk's office and also posted a copy in the front window of the Lone Star GCD office in a place convenient and readily accessible to the general public all times and that it will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with the Texas Government Code, Chapter 551.

Kathy Turner Jones, General Manager
Lone Star Groundwater Conservation District