RESOLUTION NO. #22-003

RESOLUTION OF THE BOARD OF DIRECTORS OF THE LONE STAR GROUNDWATER CONSERVATION DISTRICT AMENDING AND ADOPTING DISTRICT RULES

THE STATE OF TEXAS §
§
LONE STAR GROUNDWATER CONSERVATION DISTRICT §

WHEREAS, the Lone Star Groundwater Conservation District ("District") was created by the Texas Legislature through the enactment of House Bill 2362, Chapter 1321, Acts of the 77th Legislature, Regular Session, 2001 (the "Act"), pursuant to the authority of Article XVI, Section 59 of the Texas Constitution, as a groundwater conservation district operating under Chapter 36 of the Texas Water Code, Section 59, Article XVI of the Texas Constitution, and the Act;

WHEREAS, the Act and Chapter 36 of the Texas Water Code assign certain duties, rights, powers, privileges, authorities, and functions to the District;

WHEREAS, Section 36.101 of the Texas Water Code authorizes the District, after notice and hearing, to adopt and enforce rules to carry out the powers and duties provided by Chapter 36 of the Texas Water Code;

WHEREAS, following publication of notice and public hearing, the District's Board of Directors ("Board") adopted new District Rules on September 8, 2022 ("District Rules"). The District Rules repealed and superseded all prior versions of rules and the District Regulatory Plan as result of the May 17, 2019 Final Judgment declaring that certain large volume groundwater user rules under the DRP were adopted "without legal authority and consequently are, and have been, unlawful, void and unenforceable.";

WHEREAS, in May 2022, the Board held a board meeting where proposed amendments to the District Rules were discussed and approved for public comment and review; and

WHEREAS, the District issued notice in the manner required by state law and held a public hearing on June 8, 2022 to receive public and written comments on the proposed amendments to the District Rules. The District did not receive any written comments on the proposed amendments to the District Rules, and no changes were made to the proposed amendments to District Rules at the public hearing.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF THE LONE STAR GROUNDWATER CONSERVATION DISTRICT THAT:

1. The above recitals are true and correct;

2. The Board of Directors hereby approves and adopts with amendments the District Rules, which are included as "Attachment A" to this Resolution;

3. The attached Rules are authorized to be made available for use and inspection at the District's office, and are provided on the District's website;

4. The attached Rules shall take effect June 8, 2022; and

5. The District's Board, its officers, District staff, and legal counsel are further authorized to take any and all actions necessary to implement this Resolution.

AND IT IS SO ORDERED.

PASSED AND ADOPTED on this 8th day of June 2022.

LONE STAR GROUNDWATER CONSERVATION DISTRICT

By: _____
Board President

ATTEST:

_____
Board Secretary