RESOLUTION #18-005

LONE STAR GROUNDWATER CONSERVATION DISTRICT

RESOLUTION AMENDING AND REESTABLISHING ADMINISTRATIVE FEE SCHEDULE FOR THE LONE STAR GROUNDWATER CONSERVATION DISTRICT PURSUANT TO RULE 9.2 OF THE RULES OF THE LONE STAR GROUNDWATER CONSERVATION DISTRICT

THE STATE OF TEXAS §

COUNTY OF MONTGOMERY §

WHEREAS, the Lone Star Groundwater Conservation District ("District") was created by the Legislature of the State of Texas in Acts 2001, 77th Leg., R.S., ch. 1321, p. 3246, § 1(a), as amended (the "Enabling Act"), as a groundwater conservation district operating under Chapter 36, Texas Water Code, and the Enabling Act; and

WHEREAS, § 36.205(a) of the Texas Water Code authorizes a groundwater conservation district to set fees for administrative acts of the district;

WHEREAS, the Budget and Finance Development Committee met July 26, 2018 to review current administrative fees and determined that such administrative fee schedule in need of modification and has made necessary amendments for recommendation to the Board of Directors for acceptance and approval;

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

1. The administrative fee schedule attached hereto is hereby amended and adopted as the administrative fee schedule of the District;

2. The administrative fee schedule so adopted shall be effective September 1, 2018, unless otherwise noted, and continue in effect until modified by the Board of Directors;

3. That administrative fee schedule so adopted shall supersede any and all such schedules previously adopted by Resolution or other action of the Board of Directors; and

4. The General Manager is further authorized to take any and all reasonable action necessary for the implementation of this resolution.

AND IT IS SO ORDERED.

PASSED AND ADOPTED this 14th day of August 2018.

LONE STAR GROUNDWATER CONSERVATION DISTRICT

By: _____
Rick Moffatt, Board President

ATTEST:

_____
Gregg Hope, Board Secretary

ADMINISTRATIVE FEE SCHEDULE OF THE
LONE STAR GROUNDWATER CONSERVATION DISTRICT
Reviewed and Reapproved
August 14, 2018 (Effective 9/1/18)

Permit Application Fees:

1. Application for New Small Volume Groundwater User (SVGU) Operating Permit = $250 per Operating Permit application + publication fee
2. Application for SVGU Operating Permit – Existing Well(s) (for an existing well that was never permitted and should have been) = $100 X ID of the well casing + publication fee. Minimum Application fee = $300
3. Application to Amend Permit – Aggregate Existing Permit(s) = $250 per application
4. Application for Water Meter Exception = $100 per well + publication fee
5. Application for Permit Amendment That **Does** Require Notice and Hearing (Major Amendment) = $300 per permit + publication fee
    a. Application to Amend SVGU Permit – Change Water Use Type
    b. Application to Amend SVGU Operating Permit – Increase in Allocation/Add Well to Aggregate System
6. Application for Permit Amendment That Does **Not** Require Notice and Hearing (Minor Amendment excluding permit transfer) = $100 per permit
    a. Application to Amend – Replacement Well
    b. Change of Ownership

Large Volume Groundwater Usage Permit Application Fees:

1. Application for LVGU Operating Permit = $500 per Operating Permit application + publication fee
2. Application to Amend LVGU Operating Permit – Add Well Only = $250 per application + publication fee
3. Application to Amend LVGU Permit – Transfer of Historic Use Permit/Operating Permit = $1,000 for each application to transfer permit
4. Application to Amend LVGU Permit – Decrease Authorized Withdrawal for GRP Participant = $500 per application

Alternative Water Source (AWS) Application Fees:

1. Application for Alternative Water Source (AWS) Test Bore Drilling Permit = $750 for each application
2. Application for Alternative Water Source (AWS) Production Permit = $1,500 + publication fee

3. Application to Amend Alternative Water Source (AWS) Production Permit – Increase in Allocation/Add Well to Aggregate System = $750 + publication fee

Groundwater Reduction Plan (GRP) Fees:

1. Minor GRP and Joint GRP Amendment = $500 for each submittal
2. Major GRP and Joint GRP Amendment = $1,500 for each submittal

Miscellaneous Fees:

1. Publication Fee = $70 per applicable Permit Application or GRP/Joint GRP submission or amendment
2. Returned check fee = $50 per check
3. Fee to cover cost(s) of Certified/Returned Receipt Mailing for non-compliance of District Rules = minimum $10
4. Meter Verification Re-inspection = $250 each site visit
5. Well Abandonment/Capping Re-inspection = $250 each site visit
6. Early Conversion Credit Transfer Application = $500 for each transfer of Early Conversion Credits
7. Application for Emergency Approval to Drill = $1,500 per well included in Permit Application (in addition to Permit Application Fee)
8. Expedited Permit Application Fee: Request for "Special" Hearing on Permit Application (hearing at request of applicant in advance of regularly scheduled hearing date) = $3,750 per well included in Expedited Application + publication fee.
    - Application fee required in advance of scheduling "Special" Hearing.
    - $1,200 non-refundable fee, should "Special" Hearing on Expedited Permit be cancelled prior to hearing and/or a mutually acceptable hearing date unavailable.
    - Application must meet all Notice of Hearing requirements per Texas Water Code.
    - In addition to applicable application fee(s) owed and due under an "Expedited Permit Application", applicant is responsible for all reasonable costs associated with holding "Special" Hearing on an Expedited Permit Application that requires a public hearing in advance of a regularly scheduled hearing of the District; including, but not limited to, any and all attorney, engineering, and technical costs that may be associated with the "Special" Hearing and notice of "Special" Hearing.