RESOLUTION NO. #13-008

RESOLUTION OF THE BOARD OF DIRECTORS OF THE LONE STAR GROUNDWATER CONSERVATION DISTRICT READOPTING DISTRICT GROUNDWATER MANAGEMENT PLAN

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, § 59 of the Texas Constitution, as a groundwater conservation district operating under Chapter 36, Texas Water Code, Section 59, Article XVI of the Texas Constitution, and the Act;

WHEREAS, the creation of the District was confirmed by the voters of Montgomery County on November 6, 2001, and as required by Chapter 356 of Title 31 of the Texas Administrative Code as in effect at the time, the District's original Management Plan was adopted and submitted to the Texas Water Development Board within two years of the confirmation election and subsequently amended and re-adopted on October 14, 2008;

WHEREAS, Senate Bill 660, as passed during the 82nd Regular Session of the Texas Legislature, modified the statutory requirements for management plans to be developed and adopted by groundwater conservation districts;

WHEREAS, Section 36.1072(e) of the Texas Water Code requires the District to review and readopt its Management Plan with or without revisions at least once every five years;

WHEREAS, under the direction of the District Board of Directors ("Board"), the District's staff, legal counsel, and geoscientists reviewed, analyzed, and revised the District's Management Plan in accordance with the statutory requirements provided by Section 36.1071 of the Texas Water Code and the administrative requirements provided by Chapter 356 of Title 31 of the Texas Administrative Code;

WHEREAS, prior to November 12, 2013, a copy of the proposed Management Plan was provided to the Texas Water Development Board ("TWDB") for a preliminary and courtesy review, and all recommendations offered by TWDB staff were considered and incorporated into the revised Management Plan;

WHEREAS, the District issued notice in the manner required by state law and held a public hearing on November 12, 2013, to receive public and written comments on the revised Management Plan;

WHEREAS, based on written and public comments received by the District, the proposed Management Plan was non-substantially changed;

WHEREAS, the District will coordinate with the appropriate surface water management entities after the public hearing and readoption of its Management Plan to afford surface water

management entities within the boundaries of the District the opportunity to review and provide comments to the District on its Management Plan;

WHEREAS, the Board finds that the revised Management Plan meets all of the requirements of Chapter 36, Texas Water Code, and 31 Texas Administrative Code Chapter 356; and

WHEREAS, the Board finds that the readoption of its Management Plan at its November 12, 2013, meeting will restart the five-year statutory time period by which the District must readopt its Management Plan.

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 readopts its revised Management Plan as the Management Plan of the District, including any revisions made based on comments received from the public at the public hearing or Board meeting, or based on recommendations from the District Board, staff, legal counsel, geoscientist, or TWDB;

3. The Board of Directors, District staff, and the District's legal counsel and geoscientist are further authorized to take all steps necessary to implement this resolution and submit the revised Management Plan to the TWDB for its approval; and

4. The Board of Directors, the District staff, and the District's legal counsel and geoscientist are further authorized to take any and all action necessary to coordinate with the TWDB as may be required in furtherance of TWDB's approval pursuant to the provisions of Section 36.1072 of the Texas Water Code.

AND IT IS SO ORDERED.

PASSED AND ADOPTED on this 12th day of November 2013.

LONE STAR GROUNDWATER CONSERVATION DISTRICT.

By: _____
Board President

ATTEST:

Acting _____
Board Secretary