

Victoria County Groundwater Conservation District



Directors:

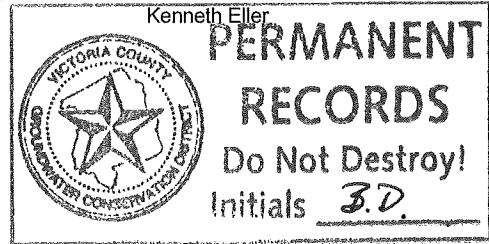
Mark Meek
President

Jerry Hroch
Vice-President

Barbara Dietzel
Secretary

Thurman Clements
Kenneth Eller

**THE STATE OF TEXAS
VICTORIA COUNTY**



The Victoria County Groundwater Conservation District Board of Directors' Public Hearing Meeting convened in the Patti Dodson Health Center, 2805 N. Navarro St., Classroom A #108, Victoria, Texas, at 6:30 p.m. on April 24, 2009.

Present: Mark Meek, Chairman, Precinct No. 4
Jerry Hroch, Vice Chairman, Precinct No. 1
Barbara Dietzel, Secretary, Precinct No. 3
Thurman Clements, Precinct No. 2
Tim Andruss, General Manager

Absent: Kenneth Eller, Precinct No. 3, At Large
James Allison, Attorney

CALL TO ORDER – 1.

Chairman Mark Meek called the Public Hearing to order at 6:30 p.m. Pledge of Allegiance, to United States of America and Texas Flags, was observed.

WELCOME GUESTS – 2.

Chairman Meek welcomed guests: Mr. and Mrs. Walter C. Gray-Citizens, Mr. and Mrs. John C. Satsky-Citizens, Mr. Clemente F. Rivera-Citizen and Emil Zmeskal-Leeper Water Well Service, Tony Zmeskal-Leeper Water Well Service and David Oltjen-Leeper Water Well Service.

Chairman Meek requested that members of the audience that wish to comment on the hearing items, should file a public comment form and provide it to the Board Secretary. After the General Manager, Tim Andruss, has presented the hearing item, the Chairman of the Board, Mark Meek, will invite the applicants to make their comments. Following the applicant's comments, those in attendance that filed a public comment form will be called on to make their comments.

PUBLIC HEARING FOR VARIANCE REQUEST: MR. WALTER C. GRAY – 3.1.

Mr. Gray applied for a drilling permit on January 29, 2009. (See Drilling Application documentation). Mr. Gray's application was approved on January 29, 2009. (See Authorization to Drill without Variance documentation).

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On March 27, 2009, Mr. Gray formally requested that the VCGCD Board consider waiving two requirements.

Mr. Gray is requesting:

1. Authorization to seal the annular space between the casing and borehole wall to 50 feet below the surface (See Variance Request documentation) thereby waiving the requirement set out in VCGCD Rule 8.3.1.
2. Authorization to use the cemented sleeve method of constructing the well at the surface (See Variance Request documentation) thereby waiving the requirement set out in VCGCD Rule 8.3.2.

Based on the Report developed by Matt Wickham, P.G. of Pastor, Behling, Wheeler, Inc. (See PBW Report of Well Construction and Spacing Requirements documentation) and the information provided by Mr. Gray, the General Manager, Tim Andruss, has no objections to request made by Mr. Gray.

MOTION by Mr. Clements and seconded by Mr. Hroch, to move to approve the requested waiver, and authorize the General Manager, Tim Andruss, to approve the drilling permit as requested by Mr. Walter C. Gray. Motion carried four (4) ayes and zero (0) nays.

PUBLIC HEARING FOR VARIANCE REQUEST: MR. JOHN L. SATSKY – 3.2.

Mr. Satsky applied for a drilling permit on March 17, 2009 (See Drilling Application documentation).

Mr. Satsky's application was approved on March 18, 2009 (See Authorization to Drill without Variance documentation).

On March 30, 2009, Mr. Satsky formally requested that the Board consider waiving two requirements.

Mr. Satsky is requesting:

1. Authorization to place his replacement well as close as 50 feet from his septic tank, septic spray field (See Variance Request documentation) thereby waiving the requirement set out in VCGCD Rule 8.2.1 and 8.2.2;
2. Authorization to use the cemented sleeve method of constructing the well at the surface (See Variance Request documentation) thereby waiving the requirement set out in VCGCD Rule 8.3.2

Based on recommendations in the Report developed by Matt Wickham, P.G. of Pastor, Behling & Wheeler, Inc. (See PBW Report of Well Construction and Spacing Requirements documentation) and the information provided by Mr. Satsky, the General Manager, Tim Andruss, has no objections to request made by Mr. Satsky.

MOTION by Mr. Clements and seconded by Mrs. Dietzel, to move to approve the requested waiver, and authorize the General Manager, Tim Andruss, to approve the drilling permit as requested by Mr. John L. Satsky. Motion carried four (4) ayes and zero (0) nays.

PUBLIC HEARING FOR VARIANCE REQUEST: MR. CLEMENTE F. RIVERA – 3.3.

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Mr. Rivera applied for a drilling permit on March 30, 2009 (See Drilling Application documentation).

On March 30, 2009, Mr. Rivera formally requested that the Board consider waiving two requirements.

Mr. Rivera is requesting:

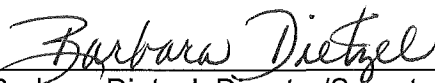
1. Authorization to place his replacement well as close as 50 feet from his septic tank, septic spray field (See Variance Request documentation) thereby waiving the requirement set on VCGCD Rule 8.2.1 and 8.2.2;
2. Authorization to use the cemented sleeve method of constructing the well at the surface (See Variance Request documentation) thereby waiving the requirement set out in VCGCD Rule 8.3.2.

Based on recommendations in the Report developed by Matt Wickham, P.G. of Pastor, Behling & Wheeler, Inc. (See PBW Report of Well Construction and Spacing Requirements documentation) and the information provided by Mr. Rivera (See Adjacent Landowner Waiver of Spacing Requirement and On-Site Sewage Facility Design documentation) the General Manager, Tim Andruss, has no objections to request made by Mr. Rivera.

MOTION by Mr. Hroch and seconded by Mr. Clements, to move to approve the requested waiver and authorize the General Manager, Tim Andruss, to approve the drilling permit as requested by Mr. Clemente F. Rivera. Motion carried four (4) ayes and zero (0) nays.

ADJOURN – 4.

MOTION by Mr. Clements and seconded by Mr. Hroch, to move for the Victoria County Groundwater Conservation District Board of Directors to adjourn the VCGCD Public Hearing Meeting at 8:00 p.m. Motion carried four (4) ayes and zero (0) nays.



Barbara Dietzel, Director/Secretary of the Victoria
County Groundwater Conservation District
Board of Directors

THE ABOVE AND FOREGOING MINUTES WERE READ AND APPROVED ON

THIS THE 19th DAY OF June A.D. 2009.

ATTEST:



Secretary, Victoria County
Groundwater Conservation District



Chairman, Victoria County
Groundwater Conservation District