

Victoria County Groundwater Conservation District



Directors:

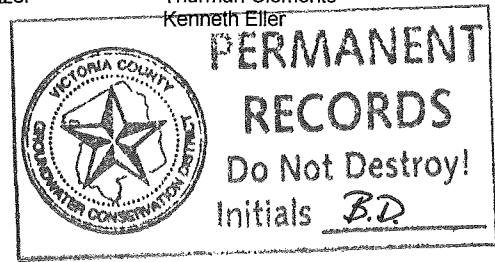
Mark Meek
President

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' Special Called Meeting convened in the Pattie Dodson Health Center, Classroom #108 A, 2805 N. Navarro St., Victoria, Texas, at 9:00 a.m. on May 18, 2009.

Present: Jerry Hroch, Vice President, Precinct No. 1
Barbara Dietzel, Secretary, Precinct No. 3
Kenneth Eller, Precinct No. 3, At Large
Tim Andruss, General Manager

Absent: Mark Meek, President, Precinct No. 4
Thurman Clements, Precinct No. 2
James Allison, Attorney

CALL TO ORDER – 1.

Vice President Jerry Hroch called the meeting to order at 9:00 a.m.

WELCOME GUESTS – 2.

Vice President Hroch welcomed the following guest - Diana Flores-Freddy's Well Service.

PUBLIC COMMENT – 3.

Diana Flores made public comment.

APPLICATIONS FOR DRILLING AND OPERATING A REPLACEMENT WATER WELL FOR NON-EXEMPT USE (COMMERCIAL AND LIVESTOCK) LOCATED AT 190 OLD GOLIAD RD., VICTORIA, TEXAS 77905; DIANA FLORES – 4

Mrs. Flores is requesting authorization to drill and operate a replacement water well for non-exempt use (commercial use on a 3.09 acre tract of land located at 190 Old Goliad Rd.) Mrs. Flores has supplied a well registration application for the well but cannot currently demonstrate past production. For this reason, Mrs. Flores has provided an application for an operation permit along with her application for drilling a well. The existing well at this location has failed and is not producing sufficient groundwater. The groundwater that is produced is of poor quality (foul odor and discolored)

Mrs. Flores has submitted the following applications:

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2805 N. Navarro St. Suite 210, Victoria, Texas 77901, Phone (361)579-6863, Fax (361)579-0041

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1. Well Registration Application for Grandfathered Non-Exempt Well;
 - a. No Validation Request.
2. Drilling Permit Application for Non-Exempt Well;
3. Operating Permit Application for Non-Exempt Well;
 - a. Requesting waiver of requirement to provide aquifer specific information under Rule 3.1.1.2, 3.1.1.3.C, 3.1.2.1, 3.1.2.2.
 - b. Requesting production limitations:
 - a. Maximum Rate Per Minute: 20 gallons per minute;
 - b. Maximum Rate Per Day: 28,800 gallons per day;
 - c. Maximum Rate Per Year: 145,600 gallons per year (0.45 ac ft/year)
4. Request to Waive a District Requirement Form:
 - a. Requesting a waiver of requirement to provide aquifer specific information under Rule 3.1.1.2, 3.1.1.3.C, 3.1.2.1, 3.1.2.2.
 1. VCGCD GM does not object to this request to waive the requirement to provide a determination of groundwater availability because the total annual volume of groundwater to be permitted is small.

Mr. Andruss explained that the request to waive a district requirement applied to the District's rules for applications requiring applicants demonstrate adequate water is available to meet the volume requested on the applications. Mr. Andruss stated that he had no objections to the request because the proposed well is a replacement well and the requested pumping was well below the 0.5 ac ft/year per acre controlled limitation established in the District Rules.

Mr. Andruss explained that property is used for commercial purposes and appears to have had fuel and perhaps other chemicals spilled on the property. Therefore, Mr. Andruss requested that the Board place a special condition on the operating permit to allow the District to conduct water sampling on a reasonable basis.

MOTION by Mrs. Dietzel and seconded by Mr. Eller, to move to approve the application to drill the replacement well by Mrs. Diana Flores of Florco, Inc.; and to move to approve the application to operate the replacement well with an additional condition that the VCGCD may collect water samples on a reasonable basis; and to move to authorize Pastor, Behling, and Wheeler, to collect and analyze a water sample from the new water well at an estimated cost of \$500 to VCGCD. Motion carried three (3) ayes and zero (0) nays.

CLOSED MEETING: PURSUANT TO VTCA GOVERNMENT CODE 551 – 5.
No Closed Meeting.

RETURN TO OPEN MEETING: PURSUANT TO VTCA GOVERNMENT CODE 551 – 6.

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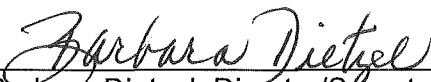
No Closed Meeting.

DISCUSSIONS AND ACTION RELATED TO CLOSED MEETING (IF NECESSARY) –
7.

None

ADJOURN – 8.

MOTION by Mr. Eller and seconded by Mrs. Dietzel, to move for the Victoria County Groundwater Conservation District Board of Directors to adjourn the VCGCD Special Called Meeting at 9:30 a.m. Motion carried three (3) ayes and zero (0) nays.



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

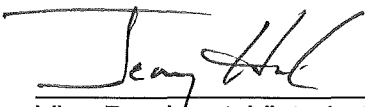
THE ABOVE AND FOREGOING MINUTES WERE READ AND APPROVED ON

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

ATTEST:



Secretary, Victoria County
Groundwater Conservation District



Vice President, Victoria County
Groundwater Conservation District