

Item 5 – Amendments to the FY2022 Fee Schedule Resolution 10-11-21.8

The Budget/Finance Committee met Wednesday, December 22, 2021 to discuss amending District FY 2022 Fee Resolution 10-12-21.8 adopted October 12, 2021. Following discussion during the November 11, 2021 Regular Board Meeting there was extensive discussion relating to the exact transport fee applied to transport permits issued by the District and clarification of the extent to which permit application fees are relevant.

District staff researched to determine when the “transport permit fee” was first adopted, the rate adopted, and the wording used in the fee resolution. Following is timeline/history of the two above mentioned elements:

Adoption Date	Fee Rate Adopted	FY Fee Schedule
March 1, 2012	\$0.17/1000 gallons produced	2012 (Amended)
December 11, 2012	\$0.17/1000 gallons	2013
November 14, 2013	\$0.17/1000 gallons	2014
November 13, 2014	\$0.17/1000 gallons	2015
October 8, 2015	\$0.17/1000 gallons	2016
October 13, 2016	\$0.17/1000 gallons	2017
October 12, 2017	\$0.17/1000 gallons	2018
December 13, 2018	\$0.17/1000 gallons	2019
November 14, 2019	\$0.17/1000 gallons	2020
October 12, 2020	Applicable Production fee + Transport fee not to exceed \$0.17/1000 gallons produced	2021
October 12, 2021	Applicable Production fee + Transport fee not to exceed \$0.17/1000 gallons produced	2022

Reading the March 1, 2012 transcript, it was clear that the Board approved setting the Transport Fee rate at the maximum allowable rate of \$0.17/1000 gallons produced. The Board has annually adopted the \$0.17 rate since that time.

During 2020, I attempted to more better define what comprises “Transport Permit Fee.” In doing so, I used wording contained in the District Enabling Act to describe the composition of a transport fee rate. This did not follow the precedent established in 2012 and followed annually. My attempt to bring clarity created confusion.

The Budget/Finance Committee and General Manager recommend the Board amend the FY2022 Fee Schedule setting the transport permit fee at \$0.17/1000 gallons produced.

AGENDA

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT 112 West Third Street Hearne, Texas



Public Hearing at 3:00 p.m. on possible District Rule amendments to reflect recent changes in law to Chapter 36 of the Texas Water Code; and the Districts Fee Schedule, which includes the statutorily authorized export fee. Followed by Board discussion and possible action.

Followed by Public Hearing and Regular Board Meeting
Thursday, March 1, 2012

1. Call meeting to order
2. Pledge of Allegiance
3. Discussion and possible action on the Minutes from the January 5, 2012, Regular Board Meeting.
4. Review and authorization of payments made for services rendered for the months of January and February 2012.
5. Discussion and possible action on amending the District's Rules to reflect recent changes in law to Chapter 36 of the Texas Water Code.
6. Discussion and possible action to clarify previous Board actions regarding permit language for permits granted after September 1, 2011 to comply with the District's current and future rules adopted to enforce statutory changes to Chapter 36 of the Texas Code, including S.B. 737.
7. Discussion and possible action on the following
Operating Permit Application:
 - A. One (1) existing well for Paul Garrett. The well is located at 1496 Sand Creek Road, Bryan, TX., for a total of 11 acre feet per year for hayfield irrigation on a 13 acre tract, using a sprinkler. The well produces from the Sparta Aquifer.
8. Discussion and possible action on the following
Historic Use Permit Application:
 - B. One existing well for the City of Bremond. The well is located at 1909 Schubrych-Antis Road, Bremond, TX., for a total of 86 acre/feet per year for municipal water supply. The well produces from the Hooper Aquifer.

9. Update and recommendation by the General Manager on the status of the Templeton Exempt well, followed by discussion and possible action by the Board.
10. Status report on the progress of 2011 water production reporting by the General Manager, followed by discussion and possible action by the Board.
11. Discussion and possible action on enhancing the District's posting guidelines, pursuant to District Bylaw 2.7 (A).
12. Report by the Finance/Fee Schedule Committee meeting by Committee Chair, Steve Beachy; Followed by discussion and possible action by the Board on the District's Fee Schedule.
13. Discussion and possible action on selecting a date and location to hold a Board "Retreat" for the purpose of discussing Board relations, District mission, goals, priorities, and work plan for 2012.
14. Presidents Report:
 - Committee assignments for 2012
15. Update by Wayne Wilson on the Region G Water Planning Board meeting held on January 26, 2012 in Waco. Followed by discussion and possible action by the Board.
16. General Manager Report
 - Financial Reports
 - Palmer Drought Severity, Crop Moisture, Additional Precipitation Needed Indexes
 - Number of wells monitored for the months of January & February 2012
17. Legal Report
 - Update on the GMA 12 Desired Future Condition Petition Process
 - Update on the Texas Supreme Court ruling in the Edwards Aquifer Authority vs. Day / McDaniel case
18. Hear Visitors
19. Discussion of future agenda items
20. Adjourn

Signed this 27th day of February, 2012

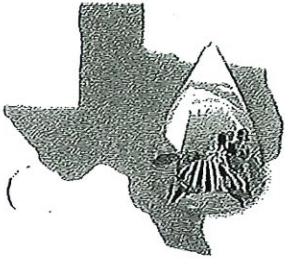
Ralph Crum
General Manager

The Board of Directors may meet in closed session, pursuant to the Texas Open Meetings Act, Texas Government Code §§ 551.071-551.076, to:

- (1) consult with attorney;
- (2) deliberate regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the District in negotiations with a third person;
- (3) deliberate a negotiated contract for a prospective gift or donation to the District if deliberation in an open meeting would have a detrimental effect on the position of the District in negotiations with a third person;
- (4) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a Board member or District employee;
- (5) to receive information from employees or question employees, but not deliberate public business or agency policy that affects public business; and
- (6) to deliberate the deployment or specific occasions for implementation of security personnel or devices.

The Board may also meet in open session on these matters as required by the Texas Open Meetings Act, Texas Government Code § 551.102.

**** Agenda items may be taken out of order at the discretion of the Board Chairman**



MINUTES

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

112 West Third Street
Hearne, TX 77859

Public Hearing and Regular Board Meeting Thursday, March 1, 2012 at 3:00 p.m.

1. Call meeting to order

Board Chairman Steve Beachy called the meeting to order at 3:00 p.m.

Directors present:	Steve Beachy,	President
	Bryan Russ, Jr.,	Vice-President
	David Stratta,	Secretary
	Kent Watson,	Treasurer
	Stephen A. Boykin,	Director
	Pete Brien,	Director
	Tom McDonald,	Director
	Wayne Wilson,	Director

Staff present:	Ralph Crum,	General Manager
	Cynthia Lopez,	Office Manager
	Monique Norman,	Attorney
	Carlos Rodriguez,	Field Technician

2. Pledge of Allegiance

3. Discussion and possible action on the Minutes from the January 5, 2012 Public Hearing and Regular Board Meeting. A motion was made by Bryan F. Russ, Jr., second by Tom McDonald, to approve the Minutes as presented. The motion passed unanimously.

4. Review and authorization of payments made for services rendered for the months of January and February 2012. A motion was made by Pete Brien, second by David Stratta, to approve the expenses for the month of January and February as presented. The motion passed unanimously.

5. Discussion and possible action on amending the District's Rules to reflect recent changes in law to Chapter 36 of the Texas Water Code. Chairman Steve Beachy, called for a vote to approve the rule changes. The motion passed unanimously.

6. Discussion and possible action to clarify previous Board actions regarding permit language for permits granted after September 1, 2011 to comply with the District's current and future rules adopted to enforce statutory changes to Chapter 36 of the Texas Code, including S.B. 737. A motion was made by Tom McDonald, second by Kent Watson, that the General Manager using the transcript of each meeting and the audio recording, is to verify the language of the board at the time a permit was approved, or the lack there of, and issue the permit in accordance without delay. Chairman Beachy, called for a vote, which resulted in 4 Directors voting in favor, and 4 Directors opposing, resulting in no action taken. Monique Norman, Attorney for the District asked as to how would we get them out? Further discussion ensued, and Bryan Russ made a motion, second by Pete Brien, to reissue the permits subject to the rules and the law. The motion passed with 7 Directors voting in favor of the motion, and 1 Director, Wayne Wilson opposing. (Proposed language attached)

7. Discussion and possible action on the following
Operating Permit Application:
 - A. One (1) existing well for Paul Garrett. The well is located at 1496 Sand Creek Road, Bryan, TX., for a total of 11 acre feet per year for hayfield irrigation on a 13 acre tract, using a sprinkler. The well produces from the Sparta Aquifer. **A motion was made by Kent Watson, second by David Stratta to approve the Operating permit application as presented for Paul Garrett. The motion carried unanimously.**
8. Discussion and possible action on the following
Historic Use Permit Application:
 - B. One existing well for the City of Bremond. The well is located at 1909 Schubrych-Antis Road, Bremond, TX., for a total of 86 acre/feet per year for municipal water supply. The well produces from the Hooper Aquifer. **A motion was made by David Stratta, second by Stephen A. Boykin, to approve the Historic Use Permit application as presented for the City of Bremond. The motion carried, with Bryan F. Russ Jr. abstaining.**
9. Update and recommendation by the General Manager on the status of the Templeton Exempt well, followed by discussion and possible action by the Board. **A motion was made by Bryan F. Russ, Jr., second by Tom McDonald, to approve an expenditure by the District to equip the well for monitoring purposes if John Seifert feels it will provide sufficient data to the District. The motion passed unanimously.**
10. Status report on the progress of 2011 water production reporting by the General Manager, followed by discussion and possible action by the Board. **There was no action required by the Board.**
11. Discussion and possible action on enhancing the District's posting guidelines, pursuant to District Bylaw 2.7 (A). **A motion was made by Bryan F. Russ, Jr., second by David Stratta, that if the District Board has a committee of four members or more, that the District comply with the Open Meetings Law and post the meeting, and that the District Bylaws under (2.7) be changed. Monique Norman, Attorney for the District will revise the District Bylaws and bring back to the District Board for approval. Chairman Beachy, called for a vote, which resulted in seven (7) Director's voting for, with (1) Director, Wayne Wilson, opposing. The motion carried.**
12. Report by the Finance/Fee Schedule Committee meeting by Committee Chair, Steve Beachy; Followed by discussion and possible action by the Board on the District's Fee Schedule. **A motion was made by Bryan F. Russ, Jr., second by Kent Watson, to establish the export fee at the maximum rate allowed by law. Chairman Beachy, called for a vote, which resulted in seven (7) Director's voting for, with (1) Director, David Stratta, opposing. The motion carried.**
13. Discussion and possible action on selecting a date and location to hold a Board "Retreat" for the purpose of discussing Board relations, District mission, goals, priorities, and work plan for 2012. **President Beachy instructed Ralph Crum to try and coordinate a suitable date and venue. No action taken by the Board.**
14. Presidents Report:
 - Committee assignments for 2012 (see attached committee assignments)**No action taken by the Board.**

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15. Update by Wayne Wilson on the Region G Water Planning Board meeting held on January 26, 2012 in Waco. Followed by discussion and possible action by the Board. **Director Wilson updated the Board on recent activities within Region G. No action taken by the Board.**

16. General Manager Report

- Financial Reports
- Palmer Drought Severity, Crop Moisture, Additional Precipitation Needed Indexes
- Number of wells monitored for the months of January & February 2012

Ralph Crum, General Manager, presented to the Board the financial reports for January and February 2012, Palmer Drought Severity, Crop Moisture, Additional Precipitation needed Indexes and number of observation wells measured for the months of January & February 2012

17. Legal Report

- Update on the GMA 12 Desired Future Condition Petition Process
- Update on the Texas Supreme Court ruling in the Edwards Aquifer Authority vs. Day / McDaniel case

Monique Norman, updated the Board on the Groundwater Management Area 12 (GMA 12) petition process and the Edwards Aquifer Authority vs. Day/McDaniel case.

18. Hear Visitors

Nelda Calhoun

David Coleman, Director, Water Department City of College Station

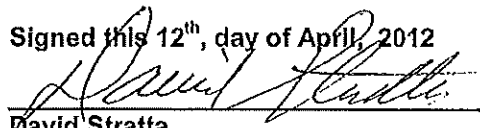
John Melvin, Executive Director, Brazos Valley Groundwater Rights Association

T. Barret Lyne, Ph.D, Presentation on Complicated Water Well Completion Rules
(see attached presentation)

19. Discussion of future agenda items

20. Adjourn

Signed this 12th, day of April, 2012


David Stratta,
Secretary

The Board of Directors may meet in closed session, pursuant to the Texas Open Meetings Act, Texas Government Code §§ 551.071-551.076, to:

- (1) consult with attorney ;
- (2) deliberate regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the District in negotiations with a third person;
- (3) deliberate a negotiated contract for a prospective gift or donation to the District if deliberation in an open meeting would have a detrimental effect on the position of the District in negotiations with a third person;
- (4) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a Board member or District employee;
- (5) to receive information from employees or question employees, but not deliberate public business or agency policy that affects public business; and
- (6) to deliberate the deployment or specific occasions for implementation of security personnel or devices.

The Board may also meet in open session on these matters as required by the Texas Open Meetings Act, Texas Government Code § 551.102.

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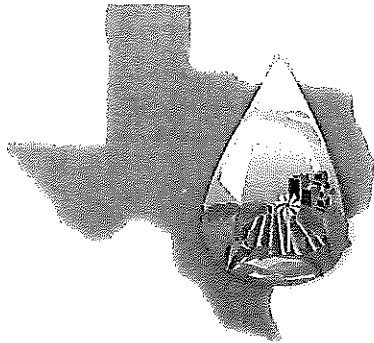
Brazos Valley Groundwater Conservation District

Schedule of Fees

Amended by Board action 3/1/2012

Production Fees		
Non-Exempt	\$ 0.0425/per 1000 gallons produced	For all metered production
Agriculture Use	\$0.125/per acre foot produced	For all metered production, or annual permitted production *
Steam Electric Generation	\$0.25/per acre foot produced	For all metered production
Transport Fee	\$0.17/per 1000 gallons produced	For metered production transported outside the District
Application Fees		
Historic Use Permit	\$100.00	Per application
Drilling/Operating Permit	\$100.00	Per application
Amendment to Existing Permit	\$100.00	Per application
Variance	\$100.00	Per application
Other Fees		
Staff Time	\$50.00	Per hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Copy of Board Meeting on CD	\$5.00	Per CD

* If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2013 FEE SCHEDULE
No. 12-11-12.7**

WHEREAS, the Brazos Valley Groundwater Conservation District ("District") is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

WHEREAS, pursuant to the District's Enabling Act (Act of May 26, 2001, 77th Leg., R.S., ch. 1307, 2001 Tex. Gen. Laws (HB 1784)) and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT

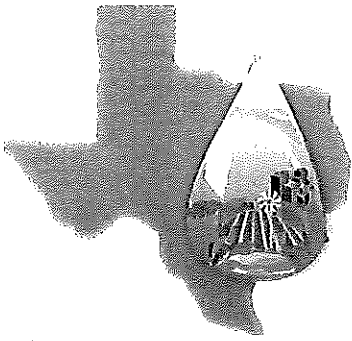
The District adopts the attached Fee Schedule for 2013.

PASSED AND APPROVED this the 11th day of December, 2012.

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

Steve Beachy *Dec 11, 2012*
Steve Beachy, President Date

David Stratta *Dec 11, 2012*
David Stratta, Secretary Date



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2013 FEE SCHEDULE

Production Fees

Non-Exempt	\$ 0.0425/1000 gallons	All Metered Production
Agriculture Use	\$0.125/ acre foot	All Metered Production or Annual Permitted Production*
Steam Electric Generation	\$0.25/acre foot	All Metered Production

Permitted Transport Fee

\$ 0.17/1000 gallons	All Production
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Application Fees

Historic Use	\$100.00	Per Application
Drilling/Operating	\$100.00	Per Application
Amendment	\$100.00	Per Application
Variance	\$100.00	Per Application

Other Fees

Staff Time	\$50.00	Per Hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Recording of Board Meeting on CD	\$5.00	Per CD

- * If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.

Transcript - March 1, 2012
Item 12 → Amending FY2012 Fee Schedule
Setting a transport fee

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1 but you can have a discussion and then bring it up as an
2 action item at your next meeting.

3 MR. STEVE BEACHY: Okay.

4 MS. MONIQUE NORMAN: It's a case-by-case
5 basis.

6 MR. STEVE BEACHY: Okay. Got the motion.
7 Second. All in favor, raise your right hand and say
8 "aye."

9 Any opposed?

10 MR. WAYNE WILSON: No.

11 MR. STEVE BEACHY: Seven, one.

12 All right. Item Number 12, report of the
13 finance and fee schedule committee meeting by committee
14 chair myself followed by discussion and possible action
15 on the board -- by the board on the district's fee
16 schedule.

17 We'll take up the fee -- I mean, the --
18 yes, the fee. This -- this was a committee that was
19 appointed by Chairman Pete to go through and look at our
20 proposed 2012 fees. The meeting took place in January
21 and it was a very good discussion. There was,
22 essentially, three recommendations; and I'll -- I'll ask
23 the committee members to certainly add to this. I'll
24 probably forget something.

25 But, number one, the committee felt the

1 fee should stay the same as they are from 2011. They
2 also felt that we should include a transport fee or an
3 export fee; and then, number three, as a general
4 recommendation that the fee -- the funds that are
5 derived from these fees should be better utilized to
6 the benefit of the district.

7 And in that there were several things that
8 were discussed; number one, maintaining an adequate
9 reserve of funds; number two, to improve our well
10 monitoring program; number three, to improve our
11 production reporting process; and, lastly, to improve
12 our publication program.

13 And with that I'd like to open it up to
14 the other members of the committee to talk about what we
15 did. Anyone want to speak to that?

16 MR. BRYAN RUSS, JR.: I think your report
17 is -- is right on the target as to what we discussed to
18 do. I don't have anything to add.

19 MR. KENT WATSON: I don't have anything
20 else to add either. I just know that we -- we talked
21 about each one of those items. We also talked about how
22 good it would be if all wells had meters on them. That
23 would help our production calculation. We would know --
24 have a better handle on exactly how much water is being
25 produced. But there was nothing decided upon that.

1 MR. STEVE BEACHY: There was consensus

2 that the -- certainly the board should have a more

3 active process in trying to do public education --

4 MR. BRYAN RUSS, JR.: That's right.

5 MR. STEPHEN BOYKIN: Public information.

6 MR. STEVE BEACHY: -- public information.

7 MR. STEPHEN BOYKIN: As well we talked

8 about possibly having someone to get more information

9 out to the public because there's a misconception about

10 who we are and what we do and what we regulate and what

11 we don't regulate and why we do so. You know, we

12 thought about trying to get our -- our information out

13 there to the public.

14 MR. STEVE BEACHY: The -- yes.

15 MR. RALPH CRUM: You -- you've got the

16 financial policies proposal in the board packet.

17 MR. STEVE BEACHY: Oh, yes, yes. Thank

18 you.

19 MR. RALPH CRUM: You bet.

20 MR. STEVE BEACHY: That's the other part

21 of it is it's a very brief financial policy that was

22 proposed that would basically state that the groundwater

23 district "is to set and collect such fees as are

24 necessary to accomplish the purpose and mission of the

25 district with special focus on conservation, to manage

1 those fees in such a way as to plan for contingencies
2 while reducing costs to producers and end users of water
3 and to reward extraordinary conservation efforts."

4 That's something that Board Member Boykin
5 prepared for us. And -- but, again, strong emphasis on
6 trying to take those funds that we do collect and use
7 them in a more proactive way to increase our public
8 information efforts and well monitoring or reporting
9 process. And even with the extent that we know we'll
10 probably have to allocate additional resources at some
11 point to get all that stuff done.

12 But any other -- any other comments or
13 discussion on the items?

14 We do have some people that have asked to
15 speak to this one. Mr. Melvin.

16 MR. JOHN MELVIN: No thank you. I'll
17 pass. Thank you.

18 MR. STEVE BEACHY: Ms. Nelda Calhoun?

19 MS. NELDA CALHOUN: Thank you, Steve
20 Beachy. And I want to thank Stephen and Rusty for
21 participating on this board but I especially want to
22 thank you guys who have been sticking this out for so
23 many years and you're doing good but you're getting
24 bashed bad. And yesterday when I was in Milano and saw
25 four -- no -- five water marketers bash our statewide

1 water districts, it's got me, as a citizen, concerned.

2 So, if you'll please I would like to read my thoughts

3 about the export fee because in this very same place I

4 came in 200- -- November, 2009, I came here and I asked

5 the board what is our export fee? And every one of you

6 directors looked at Pete. Pete looked at y'all and I

7 imagine our attorney kind of looked around like what in

8 the world is she talking about? Export fee. And so,

9 Pete answered correctly. He says, "Nelda, I believe

10 it's 17 cents per 1,000 gallons." I thought I did a

11 good citizen thing to find out how much export fee we

12 have but that was a state requirement. Our board did

13 not set an export fee.

14 Our water is precious. I don't want to

15 see it be exported by water marketers, not yet, not

16 since we have just finished a drought.

17 So, again, you guys are doing the best you

18 can; but I do encourage you to do 101 parliamentary

19 procedure because y'all are really slow. Come on, guys.

20 Get your business done. Whoo.

21 All right. Today, according to your

22 agenda, the board is going to amid -- amend a new export

23 fee. I ask each director to please assert the highest

24 export fee to ward off greedy water marketers from

25 taking our water. I now know who the water marketers

1 are. They are Metropolitan, Southwest, Blue Water,
2 End-Op and the Brazos Valley Groundwater Alliance.
3 These water marketers accuse 12 statewide water
4 districts of being vague, of promoting false water
5 shortages and have inefficient water plans and are
6 immeasurable. Now, that's pretty harsh.

7 Naturally our own water board attorney
8 right here, this young lady, and other water board
9 attorneys spoke representing the GMAs and they gave an
10 excellent presentation saying that you guys have been
11 working hard, we've been collecting the data. We have
12 sound scientific information; and so, they are
13 presenting these ideas to our state board.

14 Now, our state board, under the Republican
15 influence, can change. They can change. They can do,
16 poof, y'all away; and then it's going to be a Wall
17 Street free-for-all here in Robertson County. Because
18 in 2009 --

19 MR. STEVE BEACHY: Ms. Calhoun --

20 MS. NELDA CALHOUN: Yes, sir.

21 MR. STEVE BEACHY: -- if you could please
22 wrap it up because we allow three minutes.

23 MS. NELDA CALHOUN: Oh, sorry.

24 Okay. So, please when you vote on this
25 export fee, just please keep the export fee high. Don't

1 just give our water way cheap -- our water cheap.

2 MR. BRYAN RUSS, JR.: Nelda -- Nelda, I

3 think I'm correct subject -- I think that the committee

4 is recommending to the board to set the export fee at

5 the maximum rate allowed by law.

6 MR. STEPHEN BOYKIN: Yes.

7 MS. NELDA CALHOUN: Well, great but --

8 MR. BRYAN RUSS, JR.: So, we're --

9 MS. NELDA CALHOUN: -- I didn't hear that

10 in 2009.

11 MR. BRYAN RUSS, JR.: No. It's changed,

12 Nelda. It's changed. I think you're fixing to hear a

13 motion that we set the export fee at the maximum rate

14 allowed by law.

15 MS. NELDA CALHOUN: That's all I want.

16 Thank you. And I want action, action. Not discussion,

17 action.

18 MR. BRYAN RUSS, JR.: Okay.

19 MR. STEVE BEACHY: We have one other

20 person signed up to speak on this particular item,

21 Mr. David Coleman?

22 MR. DAVE COLEMAN: Dave Coleman, City of

23 College Station. I just want to say, you know, as one

24 of the bigger payers of fees to the groundwater district

25 that we support this. We support keeping the fees the

1 way they are. We support the maximum export fee. We
2 should keep our water in this district.

3 You saw the economic analysis that we did
4 a couple of years ago about the impact if our water went
5 away. The impact would be huge. It wouldn't be good
6 for anybody. So, we support that; and I -- we also
7 support more management information for you guys. If
8 you can take that money, do more monitoring, get more
9 meters. This district, in order to function properly,
10 needs data, needs good data. So, I just wanted to say
11 we're in full favor of this. Thank you.

12 MR. STEVE BEACHY: All right. Is there
13 any further discussion on the part of the board? Any
14 further discussion?

15 Do I have a motion?

16 MR. BRYAN RUSS, JR.: Mr. Chairman, I will
17 move that we keep the fees as they currently are. I
18 think this is what the committee was recommending that
19 we keep the fees as they currently are so that we can
20 have more monitoring equipment and they can use them but
21 that we add a transport or export fee for water that may
22 be attempting to leave the district at the highest rate
23 allowed by law.

24 I don't know what that is, Monique, but --

25 MS. MONIQUE NORMAN: The law says HB 74 is

1 our fee structure, which is our specific enabling act.

2 And it says that our in-district fee is capped at four

3 and a quarter cents per thousand gallons plus a 3

4 percent compounded interest rate. So, I don't know how

5 that changes what that fee is. And then whatever the

6 in-district fee plus the export fee cannot exceed 17

7 cents per thousand gallons.

8 MR. BRYAN RUSS, JR.: Okay. I think

9 that's what we discussed.

10 MR. PETE BRIEN: Does the 3 percent also

11 apply to that from the date that it was --

12 MS. MONIQUE NORMAN: I'll have to look at

13 it.

14 MR. PETE BRIEN: -- included in our --

15 MS. MONIQUE NORMAN: I don't think so but

16 I'll look at it. I think it just applies to the

17 in-district.

18 MR. PETE BRIEN: Because our intention was

19 to use the maximum from the get-go.

20 MS. MONIQUE NORMAN: Yeah.

21 MR. BRYAN RUSS, JR.: So, my motion would

22 state that whatever the maximum is today or if the

23 legislature amends it, whatever the maximum rate is

24 allowed by law that that's what our export fee be,

25 unless we vote to change it at some point in time.

1 MR. KENT WATSON: He was correct with the
2 committee recommendation, and I will second that motion.

3 MR. STEVE BEACHY: We have a motion by
4 Rusty and second by Kent. Any further discussion?

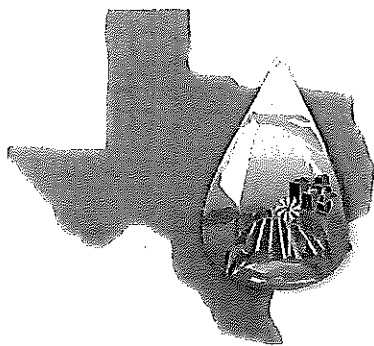
5 If not, I'll call for the vote. All in
6 favor, raise your right hand and say "aye."

7 All opposed?

8 MR. DAVID STRATTA: Aye.

9 MR. STEVE BEACHY: Seven to one.

10 Agenda Item Number 13, discussion and
11 possible action on selecting a date and location to hold
12 a board retreat for the purposes of discussing board
13 relations, district mission, goals, priorities and work
14 plan for 2012. It's an item that I asked to present to
15 you and I've talked to several of you about this. The
16 idea of being we have not really had an opportunity to
17 just have general discussions on a lot of topics that --
18 that -- such as board priorities and what we want to try
19 to accomplish it and those types of things. This is the
20 March meeting and seems like a long time until December
21 but the reality is there's only nine more regular
22 meetings. And so, I thought what do y'all want to get
23 done. Then when we get down to December 31st what do we
24 want to be able to say, "Here is what we accomplished."
25 There is a lot of pressing issues, rules, the updated



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2014 FEE SCHEDULE
No. 11-14-13.6**

WHEREAS, the Brazos Valley Groundwater Conservation District ("District") is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

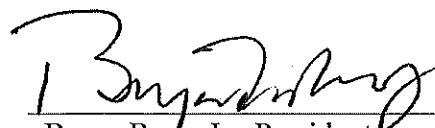
WHEREAS, pursuant to the District's Enabling Act (Act of May 26, 2001, 77th Leg., R.S., ch. 1307, 2001 Tex. Gen. Laws (HB 1784)) and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.

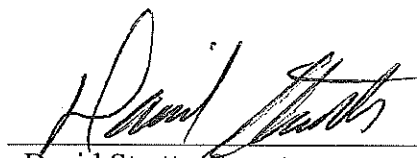
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT

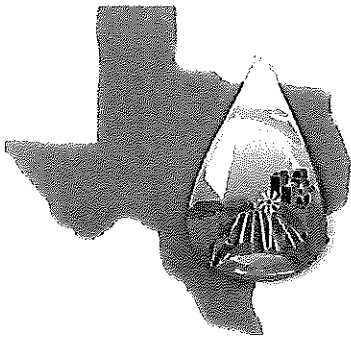
The District adopts the attached Fee Schedule for 2014.

PASSED AND APPROVED this the 14th day of November, 2013.

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

 11/14/13
Bryan Russ, Jr., President Date

 11-14-13
David Stratta, Secretary Date



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2014 FEE SCHEDULE

Production Fees

Non-Exempt	\$ 0.0425/1000 gallons	All Metered Production
Agriculture Use	\$0.125/ acre foot	All Metered Production or Annual Permitted Production*
Steam Electric Generation	\$0.25/acre foot	All Metered Production

Permitted Transport Fee	\$ 0.17/1000 gallons	All Production
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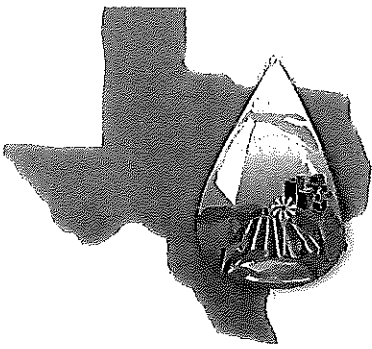
Application Fees

Historic Use	\$100.00	Per Application
Drilling/Operating	\$100.00	Per Application
Amendment	\$100.00	Per Application
Variance	\$100.00	Per Application

Other Fees

Staff Time	\$50.00	Per Hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Recording of Board Meeting on CD	\$5.00	Per CD

* If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2014 FEE SCHEDULE
No. 11-13-14.5**

WHEREAS, the Brazos Valley Groundwater Conservation District ("District") is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

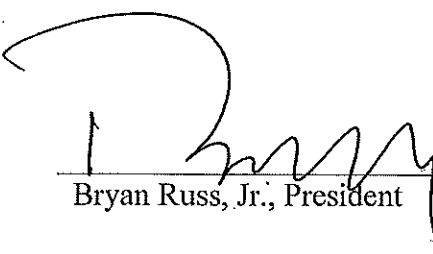
WHEREAS, pursuant to the District's Enabling Act (Act of May 26, 2001, 77th Leg., R.S., ch. 1307, 2001 Tex. Gen. Laws (HB 1784)) and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT

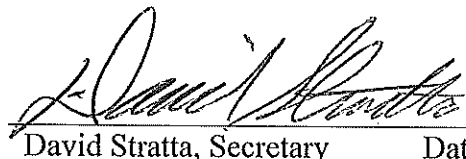
The District adopts the attached Fee Schedule for 2015.

PASSED AND APPROVED this the 13th day of November, 2014.

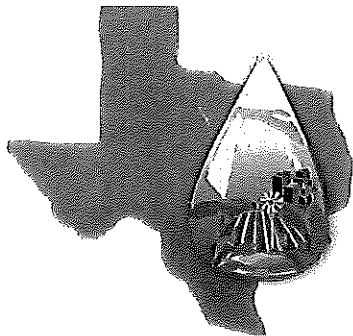
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT


Bryan Russ, Jr., President


Date


David Stratta, Secretary


Date



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2015 FEE SCHEDULE

Production Fees

Public/Municipal/RPWS Non-Exempt	\$0.0325/1000 gallons for first 100,000,000 gallons of production	All Metered Production
Non-Exempt	\$ 0.0425/1000 gallons	All Metered Production
Agriculture Use	\$0.125/ acre foot	All Metered Production or Annual Permitted Production*
Steam Electric Generation	\$0.25/acre foot	All Metered Production

Permitted Transport Fee	\$ 0.17/1000 gallons	All Production
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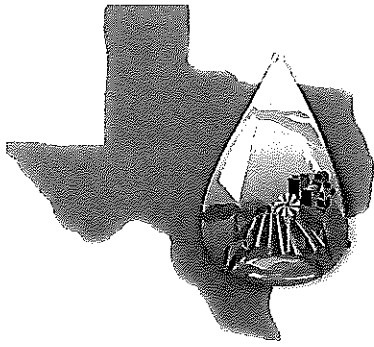
Application Fees

Historic Use	\$100.00	Per Application
Drilling/Operating	\$100.00	Per Application
Amendment	\$100.00	Per Application
Variance	\$100.00	Per Application

Other Fees

Staff Time	\$50.00	Per Hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Recording of Board Meeting on CD	\$5.00	Per CD

* If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2016 FEE SCHEDULE
No. 10-8-15.6**

WHEREAS, the Brazos Valley Groundwater Conservation District ("District") is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

WHEREAS, pursuant to the District's Enabling Act (Act of May 26, 2001, 77th Leg., R.S., ch. 1307, 2001 Tex. Gen. Laws (HB 1784)) and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT

The District adopts the attached Fee Schedule for 2016.

PASSED AND APPROVED this the 8th day of October, 2015.

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

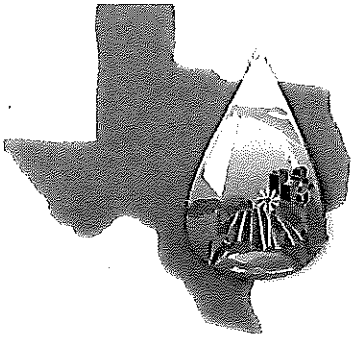
Pete Brien, President

Date

David Stratta, Secretary

Date

10-8-15



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2016 FEE SCHEDULE

Production Fees

Public/Municipal/RWPS Non-Exempt	\$ 0.0325/1000 gallons for first 100,000,000 gallons of production; \$0.0425/1000 gallons thereafter	All Metered Production
All Other Non-Exempt	\$0.0425/1000 gallons	All Metered Production
Agriculture Use	\$0.125/ acre foot	All Metered Production or Annual Permitted Production*
Steam Electric Generation	\$0.25/acre foot	All Metered Production

Permitted Transport Fee

\$ 0.17/1000 gallons	All Production
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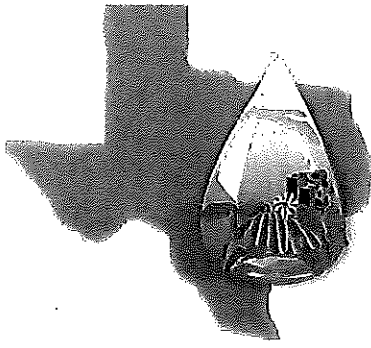
Application Fees

Historic Use	\$100.00	Per Application
Drilling/Operating	\$100.00	Per Application
Amendment	\$100.00	Per Application
Variance	\$100.00	Per Application

Other Fees

Staff Time	\$50.00	Per Hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Recording of Board Meeting on CD	\$5.00	Per CD

- * If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2016 FEE SCHEDULE
No. 10-13-16.6**

WHEREAS, the Brazos Valley Groundwater Conservation District ("District") is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

WHEREAS, pursuant to the District's Enabling Act (Act of May 26, 2001, 77th Leg., R.S., ch. 1307, 2001 Tex. Gen. Laws (HB 1784)) and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT

The District adopts the attached Fee Schedule for 2017.

PASSED AND APPROVED this the 13th day of October, 2016.

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

Bill Harris
Bill Harris, President

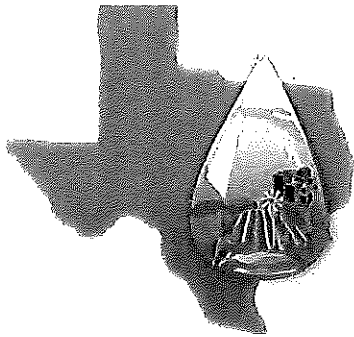
Date

10.13.2016

Mark Carabba
Mark Carabba, Secretary

Date

sec 10-13-16



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2017 FEE SCHEDULE

Production Fees

Public/Municipal/RWPS Non-Exempt	\$ 0.0325/1000 gallons for first 100,000,000 gallons of production; \$0.0425/1000 gallons thereafter	All Metered Production
All Other Non-Exempt	\$0.0425/1000 gallons	All Metered Production
Agriculture Use	\$0.125/ acre foot	All Metered Production or Annual Permitted Production*
Steam Electric Generation	\$0.25/acre foot	All Metered Production

Permitted Transport Fee	\$ 0.17/1000 gallons	All Production
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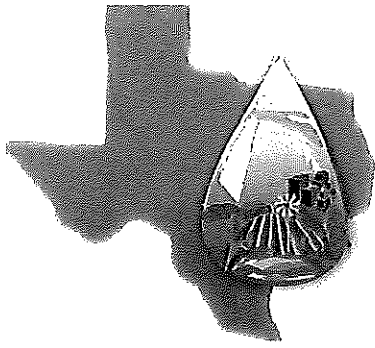
Application Fees

Historic Use	\$100.00	Per Application
Drilling/Operating	\$100.00	Per Application
Amendment	\$100.00	Per Application
Variance	\$100.00	Per Application

Other Fees

Staff Time	\$50.00	Per Hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Recording of Board Meeting on CD	\$5.00	Per CD

- * If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2018 FEE SCHEDULE
No. 10-12-17.6**

WHEREAS, the Brazos Valley Groundwater Conservation District ("District") is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

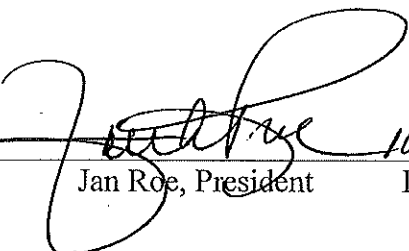
WHEREAS, pursuant to the District's Enabling Act (Act of May 26, 2001, 77th Leg., R.S., ch. 1307, 2001 Tex. Gen. Laws (HB 1784)) and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT

The District adopts the attached Fee Schedule for 2018.

PASSED AND APPROVED this the 12th day of October, 2017.

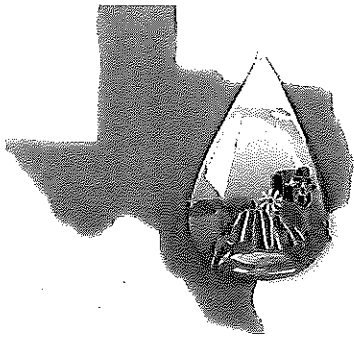
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT



Jan Roe, President 10-12-17
Date



David Stratta, Secretary 10-12-17
Date



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2018 FEE SCHEDULE

Production Fees

Public/Municipal/RWPS Non-Exempt	\$ 0.0325/1000 gallons for first 100,000,000 gallons of production; \$0.0425/1000 gallons thereafter	All Metered Production
All Other Non-Exempt	\$0.0425/1000 gallons	All Metered Production
Agriculture Use	\$0.125/ acre foot	All Metered Production or Annual Permitted Production*
Steam Electric Generation	\$0.25/acre foot	All Metered Production

Permitted Transport Fee

\$ 0.17/1000 gallons	All Production
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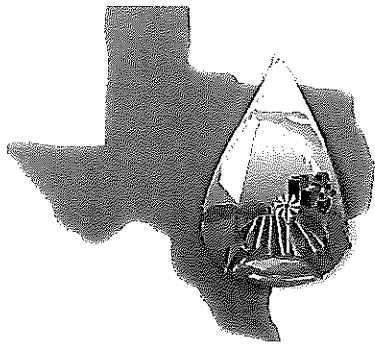
Application Fees

Historic Use	\$100.00	Per Application
Drilling/Operating	\$100.00	Per Application
Amendment	\$100.00	Per Application
Variance	\$100.00	Per Application

Other Fees

Staff Time	\$50.00	Per Hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Recording of Board Meeting on CD	\$5.00	Per CD

* If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2019 FEE SCHEDULE
No. 12-13-18.6**

WHEREAS, the Brazos Valley Groundwater Conservation District ("District") is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

WHEREAS, pursuant to the District's Enabling Act, adopted in 2001 by the Texas Legislature and codified in Chapter 8835, Texas Special District Local Laws Code, and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.

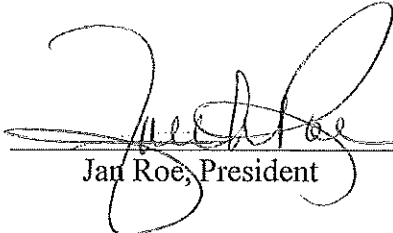
WHEREAS, the District's Enabling Act authorized an initial production fee of \$0.25/acre-foot for agricultural use or steam electric stations, and \$0.0425 for each thousand gallons for all other water uses. The initial fee is authorized to be increased at a cumulative rate not to exceed three percent for each year, allowing for a maximum 2019 rate of \$0.3325 for agricultural use and steam electric, and \$0.056525 for each thousand gallons for all other water uses.

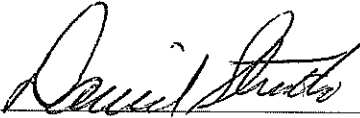
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT

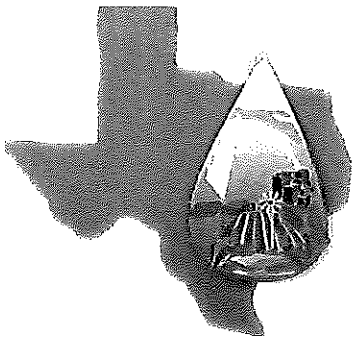
The District adopts the attached Fee Schedule for 2019.

PASSED AND APPROVED this the 13th day of December, 2018.

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT


Jan Roe, President 12-13-18
Date


David Stratta 12-13-18
Date



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2019 FEE SCHEDULE

Production Fees

Public/Municipal/RWPS

Non-Exempt \$0.04625/1000 gallons All Metered Production

All Other Non-Exempt \$0.04625/1000 gallons All Metered Production

Agricultural Use \$0.1875/ acre foot All Metered or Annually
Permitted Production*

Steam Electric Generation \$0.2941/acre foot All Metered Production

Permitted

Transport Fee

\$ 0.17/1000 gallons All Production

Application Fees

Drilling/Operating \$100.00 Per Application

Amendment \$100.00 Per Application

Other Fees

Staff Time \$50.00 Per Hour

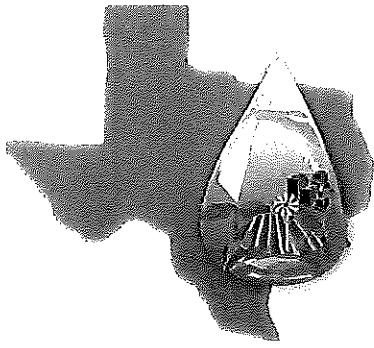
Returned Check Fee \$25.00

Copies \$.10/copy

Mailings Postage

Recording of Board Meeting on CD \$5.00 Per CD

* If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2020 FEE SCHEDULE
No. 11-14-19.5**

WHEREAS, the Brazos Valley Groundwater Conservation District ("District") is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

WHEREAS, pursuant to the District's Enabling Act, adopted in 2001 by the Texas Legislature and codified in Chapter 8835, Texas Special District Local Laws Code, and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.


WHEREAS, the District's Enabling Act authorized an initial production fee of \$0.25/acre-foot for agricultural use or steam electric stations, and \$0.0425 for each thousand gallons for all other water uses. The initial fee is authorized to be increased at a cumulative rate not to exceed three percent for each year, allowing for a maximum 2020 rate of \$0.34 for agricultural use and steam electric, and \$0.0578 for each thousand gallons for all other water uses. Transfer fee rate is a maximum of \$0.17 for each thousand gallons produced.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT


The District adopts the attached Fee Schedule for 2020.

PASSED AND APPROVED this the 14th day of November, 2019.

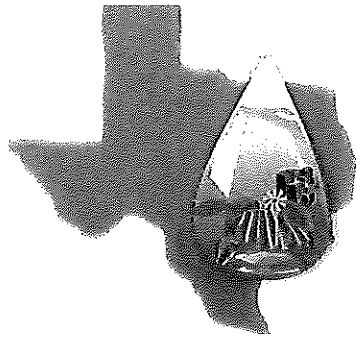
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT



Jan Roe, President 11-14-2019
Date



Linda Pecina, Secretary 11-14-2019
Date



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2020 FEE SCHEDULE

Production Fees

Public/Municipal/RWPS Non-Exempt	\$0.04625/1000 gallons	All Metered Production
All Other Non-Exempt	\$0.04625/1000 gallons	All Metered Production
Agriculture Use	\$0.1875/ acre foot	All Metered Production or Annual Permitted Production*
Steam Electric Generation	\$0.2941/acre foot	All Metered Production

Permitted Transport Fee	\$ 0.17/1000 gallons	All Production
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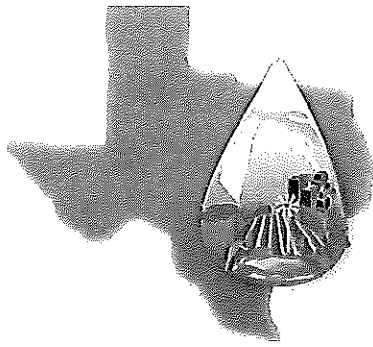
Application Fees

Historic Use	\$100.00	Per Application
Drilling/Operating	\$100.00	Per Application
Amendment	\$100.00	Per Application
Variance	\$100.00	Per Application

Other Fees

Staff Time	\$50.00	Per Hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Recording of Board Meeting on CD	\$5.00	Per CD

- * If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2021 FEE SCHEDULE
No. 10-08-20.6**

WHEREAS, the Brazos Valley Groundwater Conservation District ("District") is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

WHEREAS, pursuant to the District's Enabling Act, adopted in 2001 by the Texas Legislature and codified in Chapter 8835, Texas Special District Local Laws Code, and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.

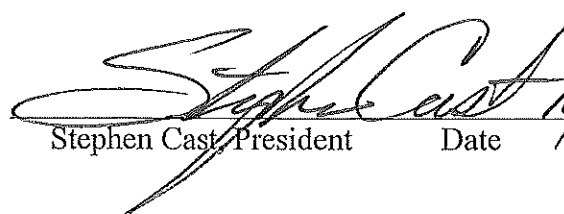
WHEREAS, the District's Enabling Act authorized an initial production fee of \$0.25/acre-foot for agricultural use or steam electric stations, and \$0.0425 for each thousand gallons for all other water uses. The initial fee is authorized to be increased at a cumulative rate not to exceed three percent for each year, allowing for a maximum 2021 rate of \$0.3475 for agricultural use and steam electric, and \$0.059075 for each thousand gallons for all other water uses. Transfer fee rate is a combination of the applicable production fee and transfer fee not to exceed \$0.17 for each thousand gallons produced.

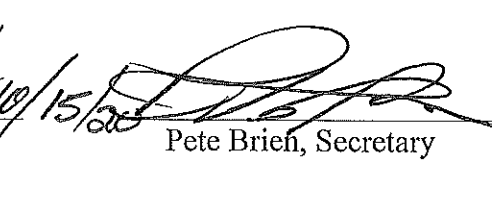
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT

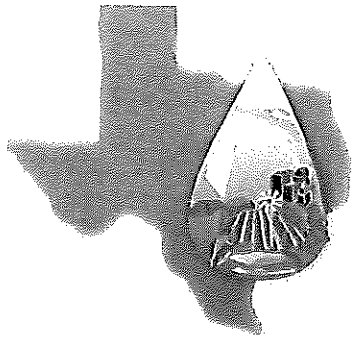
The District adopts the attached Fee Schedule for 2021.

PASSED AND APPROVED this the 8th day of October, 2020.

BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

 10/15/20
Stephen Cast, President Date

 10/13/20
Pete Brieff, Secretary Date



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2021 FEE SCHEDULE

Production Fees

Public/Municipal/RWPS Non-Exempt	\$0.04625/1000 gallons	All Metered Production
All Other Non-Exempt	\$0.04625/1000 gallons	All Metered Production
Agriculture Use	\$0.1875/ acre foot	All Metered Production or Annual Permitted Production*
Steam Electric Generation	\$0.2941/acre foot	All Metered Production

Allowable Transport Fee	Applicable Production Fee + transport fee not to exceed \$0.17/1000 gallons produced	All Metered Production
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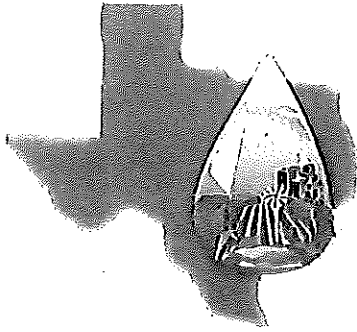
Application Fees

Historic Use	\$100.00	Per Application
Drilling/Operating	\$100.00	Per Application
Amendment	\$100.00	Per Application
Variance	\$100.00	Per Application

Other Fees

Staff Time	\$50.00	Per Hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Recording of Board Meeting on CD	\$5.00	Per CD

* If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.



**A RESOLUTION OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
ADOPTING ITS 2022 FEE SCHEDULE
No. 10-12-21.6**

WHEREAS, the Brazos Valley Groundwater Conservation District ("District") is charged by the Texas Legislature with providing for the conservation, preservation, protection, and prevention of waste of groundwater, and of groundwater resources in Brazos and Robertson counties, Texas, under §36.0015, Tex. Water Code;

WHEREAS, the District is authorized to make and enforce fair and impartial rules to manage groundwater resources as scientifically necessary to conserve and protect groundwater resources in the area under §36.101, Tex. Water Code;

WHEREAS, pursuant to the District's Enabling Act, adopted in 2001 by the Texas Legislature and codified in Chapter 8835, Texas Special District Local Laws Code, and District Rule 9.1, the District may impose a reasonable production fee on each District-permitted well, as well as an export fee on applicable wells, within the legal limits.

WHEREAS, the District's Enabling Act authorized an initial production fee of \$0.25/acre-foot for agricultural use or steam electric stations, and \$0.0425 for each thousand gallons for all other water uses. The initial fee is authorized to be increased at a cumulative rate not to exceed three percent for each year, allowing for a maximum 2022 rate of \$0.355 for agricultural use and steam electric, and \$0.06035 for each thousand gallons for all other water uses. Transfer fee rate is a combination of the applicable production fee and transfer fee not to exceed \$0.17 for each thousand gallons produced.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT THAT**

The District adopts the attached Fee Schedule for 2022.

PASSED AND APPROVED this the 12th day of October, 2021.

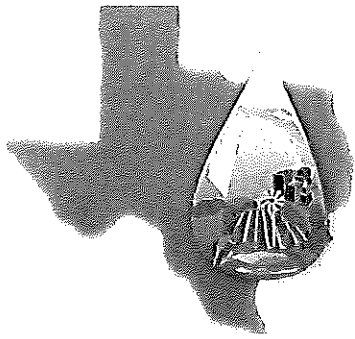
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT


Stephen Cast, President

Date


Jayson Barfknecht, Secretary

10/12/2021
Date



BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT

2022 FEE SCHEDULE

Production Fees

Public/Municipal/RWPS Non-Exempt	\$0.04625/1000 gallons	All Metered Production
All Other Non-Exempt	\$0.04625/1000 gallons	All Metered Production
Agriculture Use	\$0.1875/ acre foot	All Metered Production or Annual Permitted Production*
Steam Electric Generation	\$0.2941/acre foot	All Metered Production

Allowable Transport Fee

Applicable Production
Fee + transport fee not
to exceed \$0.17/1000
gallons produced

All Metered Production

Application Fees

Historic Use	\$100.00	Per Application
Drilling/Operating	\$100.00	Per Application
Amendment	\$100.00	Per Application
Variance	\$100.00	Per Application

Other Fees

Staff Time	\$50.00	Per Hour
Returned Check Fee	\$25.00	
Copies	\$.10/copy	
Mailings	Postage	
Recording of Board Meeting on CD	\$5.00	Per CD

* If the well permitted for agricultural use is metered, then the permittee shall pay the fee based on the total annual metered groundwater production, as verified by the District. If the well permitted for agricultural use is not metered, then the permittee shall pay the fee based on the permitted annual production amount.