

Fayette County Groundwater Conservation District

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MINUTES of the July 7, 2010, 8:30 A.M., Public Hearing Concerning an Application for One Operating Permit Submitted by Frisch Auf! Valley Country Club and One Operating Permit Amendment Submitted by West End Water Supply Corporation

Directors Present: L.J. Calley, Charles Richter, Robert Leer, Leo Kainer, Leo Wick, Sr.
Directors Absent: None
Others Present: David A. Van Dresar, General Manager; Wendi Pyle, Administrative Assistant; Carl Reistle; Margaret Burton; Chris Reistle; Ken Cobb; Russell Wait; Dennis Peschel; and Stefan Schuster, DBS&A

The public hearing was called to order by President Calley at 8:30 a.m. on July 7, 2010 at the Fayette County Agricultural Building Conference Room 104, located at 255 Svoboda Lane, in La Grange, Texas. A quorum to conduct business was declared to be present. Items to be considered during the public hearing:

A-P-2010-002	Frisch Auf! Valley Country Club	88.998 acre feet/year
HUP-2007-0134	West End Water Supply Corporation	Amend Permit to 194 acft/yr

Regarding permit application A-P-2010-002 for the Frisch Auf! Valley Country Club, Mr. Van Dresar stated that the well will be used for irrigating the golf course and, based on the information received; the well will be completed in the Yegua-Jackson aquifer. Mr. Van Dresar stated that district records indicate that water is available for permitting in the Yegua-Jackson. Mr. Van Dresar stated that no new evidence was presented to change his recommendation from June 7, 2010 which was to approve the application and grant the permit.

Mr. Carl Reistle spoke regarding the Frisch Auf! Valley Country Club permit application. Mr. Reistle stated that the country club is not associated with the subdivision and is a public course. Mr. Reistle advised the board that the course is used by many entities to have golf tournaments to raise money for various programs. Mr. Reistle spoke about the partially buried tank that was referred to during the June 7, 2010 public hearing stating that the tank is a lift station used to pump wastewater to the City of La Grange wastewater treatment plant. Mr. Reistle stated that a float switch to control the pond level could easily be installed. Mr. Reistle concluded by urging the board to approve the application.

President Calley asked for other public comments and there were none.

Mr. Leer stated that the large tank he was referring to was removed to install the lift station.

Mr. Calley recessed the meeting at 8:38 a.m. to enter into executive session to discuss legal matters with the District's attorney. The public hearing was reconvened at 9:04 a.m.

There being no further discussion, Mr. Kainer made the motion to approve the application and grant the permit as presented by staff, with the additional requirement that a float kill switch device be installed and maintenance records kept and reported with the annual report. The required device will prevent unauthorized waste as defined by Chapter 36 of the Water Code. Mr. Leer seconded the motion. The motion was approved with Mr. Kainer, Mr. Leer, and Mr. Richter voting aye. Mr. Wick abstained from the vote as his company is involved in the proposed project.

President Calley asked Mr. Van Dresar to present the staff recommendation regarding West End Water Supply Corporation permit amendment. Mr. Van Dresar gave the staff recommendation to the Board. Van Dresar stated that, based on the information received, the well is completed in the Jackson portion of the Yegua Jackson aquifer. Mr. Van Dresar stated that district records indicate that water is available for permitting in the Yegua Jackson. Mr. Van Dresar recommended that the board amend permit HUP-2007-0134 as follows:

- o Existing and Historic Use: Maximum production remain at 47.9 acre feet/year
- o Amended Production: Maximum production of 146.1 acre feet/year. This production would be regulated under the rules for standard operating permits.

Mr. Calley stated his appreciation to West End WSC that they supplied support information in the amendment application. Mr. Peschel spoke briefly on the unique aspects of the West End WSC service area. There was a brief discussion regarding the service area in Fayette County.

There being no further discussion, Mr. Richter made the motion to approve the application to amend the permit. Mr. Kainer seconded the motion. The motion was approved.

There being no further items on the agenda. President Calley adjourned the Public Hearing at 9:16 a.m. a.m.

L.J. Calley, President

Leo Wick, Sr., Secretary-Treasurer