

***NOTICE OF MEETINGS AND HEARINGS
OF THE BOARD OF DIRECTORS OF THE
LONE STAR GROUNDWATER CONSERVATION DISTRICT***

To be held on Tuesday, June 14, 2011

Lone Star GCD – Board Room

207 W Phillips, Suite 301

Conroe, Texas 77301

NOTICE OF MEETING

TUESDAY, JUNE 14, 2011, AT 9:00 A.M.

SPECIAL MEETING OF THE DISTRICT BOARD

1. Call to Order and Declare Meeting Open to the Public.
2. Roll Call.
3. Executive Session - The Board will recess for a closed Executive Session pursuant to Texas Government Code, Sections 551.071, to consult with the District's attorney on any item on any notice or agenda for today's meetings or hearings regarding pending or contemplated litigation, settlement offers, or on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act, Chapter 551, Government Code.

No action will be taken in Executive Session.

4. Re-convene in Open Session
5. Adjourn special board meeting.

NOTICE OF PUBLIC HEARING

TUESDAY, JUNE 14, 2011, AT 10:00 A.M.

PUBLIC HEARING ON PERMIT AND PERMIT AMENDMENT APPLICATIONS

1. Call to Order and Declare Hearing Open to the Public.
2. Roll Call.
3. Receive Permit Hearing Report from General Manager, Any Public Comments or Requests to Contest, and Consider Granting, Denying, or Amending Applications for the Following Operating Permits and/or Meter Exemptions:
 1. Equine Veterinary Assoc., for a proposed operating permit not to exceed 0.127125 mg annually, 4050 FM 1488, Conroe, Commercial use;
 2. Vista Verde, for a proposed operating permit not to exceed 3.107 mg annually, 18154 Breezy Dr., Montgomery, Public Supply (PWS) use;
 3. Everett Square Inc. (FM1488 System), for a proposed amendment to OP, increase of 10.4 mg annually, 33234 Windcrest Estates, Magnolia, Public Supply (PWS) use;
 4. April Plaza Marina, for a proposed operating permit not to exceed 2 mg annually, 17741 Hwy 105 W., Montgomery, Public Supply (PWS) use;
 5. Turbodrill, for a proposed well to be drilled at 1125 Beach Airport Rd, Conroe, not to exceed 1 mg annually, Irrigation use;
 6. Crown Ranch Development, LTD, for a proposed amendment to OP, increase of 1.5 mg annually, 26000 Crown Ranch Rd, Montgomery, Commercial use. and
 7. City of Panorama Village (AWS Production Well), for a proposed operating permit not to exceed 225.0 mg annually beginning in 2012, 99 Hiwon Drive, Panorama Village, Public Supply (PWS) use.

Adjourn or continue permit hearing in whole or in part.

NOTICE OF PUBLIC HEARING

TUESDAY, JUNE 14, 2011, AT 10:00 A.M.

HEARING ON CERTIFICATION OF GROUNDWATER REDUCTION PLAN (GRP) OR JOINT GROUNDWATER REDUCTION PLAN (JOINT GRP)

1. Call to Order and Declare Hearing Open to the Public
2. Roll Call
3. Appointment of Co-Presiding Officer
4. Review of Notice; Review of Hearing Procedures
5. Docket Call; Opportunity to Contest GRP's or Joint GRP's
6. Receive Hearing Report from General Manager and/or District Engineer on the Groundwater Reduction Plan (GRP) or Joint Groundwater Reduction Plan (Joint GRP) submitted to LSGCD by each of the below listed sponsors.
 1. GRP sponsored by Austin Texas Golf Ventures;
 2. GRP sponsored by Benders Landing POA;
 3. GRP sponsored by City of Houston;
 4. GRP sponsored by Conroe Country Club;
 5. GRP sponsored by Crown Oaks POA, Inc.;
 6. GRP sponsored by Entergy Texas (Lewis Creek Plant);
 7. GRP sponsored by HMRG3 LLC;
 8. GRP sponsored by Huntsman Petrochemical Corp.
 9. GRP sponsored by Lake Windcrest POA, Inc.;
 10. GRP Sponsored by Montgomery County MUD # 18;
 11. GRP sponsored by Montgomery County MUD # 56;
 12. GRP sponsored by Montgomery Trace POA;
 13. GRP sponsored by Ridge Lake Shores POA;
 14. GRP sponsored by Texas National Golf Club;
 15. GRP sponsored by The Woodlands Land Development Company, LP;

16. GRP sponsored by Woodforest Golf Club;
 17. Joint GRP Sponsored by Montgomery County MUD # 8;
 18. Joint GRP sponsored by River Plantation MUD;
 19. Joint GRP sponsored by San Jacinto River Authority.
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7. Severance of uncontested and contested GRPs or Joint GRPs
 8. Board consideration and action on certification of uncontested submissions listed in the table above
 9. Scheduling and continuance of contested hearings on certification of GRPs or Joint GRPs; possible appointment of hearings examiner
 10. Adjournment of hearing on uncontested GRP and Joint GRP certifications
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NOTICE OF SPECIAL HEARING

TUESDAY, JUNE 14, 2011, AT 10:00 A.M.

SHOW CAUSE HEARING ON ENFORCEMENT MATTER

1. Call to Order and Declare Hearing Open to the Public
2. Roll Call
3. Show Cause Hearing directing Florencio & Martha Hernandez, ("Respondent"), pursuant to District Rule 2.5, to appear before the Lone Star GCD Board of Directors and show cause why the District should not:
 - A. issue a cease and desist order pursuant to District Rule 2.6(c) for failure to submit 2010 production report and fines associated with timely submission;
 - B. file a civil suit against Respondent in State District Court seeking enforcement of District rules and the collection of all due and owing water use fees, late payment penalties, other civil penalties, and attorneys fees and court costs incurred by the District in the prosecution of claims against Respondent for its violations of District Rules; and
 - C. take all other enforcement action that is necessary and appropriate under the laws of the State of Texas.

4. Consider, discuss, and take action on matters raised in the Florencio and Martha Hernandez show cause hearing, including, but not limited to, issuing a cease and desist order described in Agenda Item No. 3.A., authorizing filing of a civil suit against Respondent in State District Court as described in Agenda Item No. 3.B., and taking all other enforcement action described in Agenda Item No. 3.C.
 5. Adjourn special hearing.
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NOTICE OF MEETING

TUESDAY, JUNE 14, 2011, AT 10:00 A.M.

REGULAR MEETING OF THE DISTRICT BOARD

The Board of Directors may discuss, consider, and take action, including expenditure of funds, on any item or subject matter posted in this agenda.

1. Call to Order and Declare Regular Meeting Open to the Public.
2. Roll Call
3. Discuss, consider, and take action as necessary concerning approval of Meeting Minutes:
 - a) May 10, 2011, Special Board Meeting
 - b) May 10, 2011, Public Hearing on Permit Applications
 - c) May 10, 2011, Regular Board of Directors Meeting
4. Committee Reports:
 - A. Water Awareness and Conservation Committee – Billy Wood, Chair
 - 1) Brief the Board on the Committee's activities since the last regular Board meeting
 - B. Rules and Bylaws Development Committee – Kathy Turner Jones, Coordinator
 - 1) Brief the Board on the Committee's activities since the last regular Board meeting, including proposed amendments to the District Rules.
 - C. Policy and Personnel Development Committee – Sam W. Baker, Chair
 - 1) Brief the Board on the Committee's activities since the last regular Board meeting
 - D. Findings and Review Committee –
 - 1) Brief the Board on the Committee's activities since the last regular Board meeting
 - 2) Update and status project report related to Regional Groundwater Update Project w/HGSD and the FBSD – Mark V. Lowry

- 3) Update and status project report related to the District's modeling study of the Catahoula Formation/Aquifer. – Mark V. Lowry/John Seifert
- E. Building and Facilities Committee – Kathy Turner Jones
 - 1) Brief the Board on the Committee's activities since the last regular Board meeting
- F. Budget and Finance Development Committee – Jim Stinson, Chair
 - 1) Brief the Board on the Committee's activities since the last regular Board meeting
 - 2) Review of monthly financial reports
5. Engineering Report – Mark V. Lowry
 - a) Review of monthly engineering status reports
6. Update and status report on installation of Port-of-Measure (“PAM”) equipment for subsidence monitoring – Paul R. Nelson
7. Discussion and possible action to issue a show cause order directing the following permittees, or their designated representative, to appear at a hearing to show cause why appropriate enforcement action should not be taken by the District, including without limitation initiating a lawsuit against the permittees, for failure to remit fees associated with overproduction of groundwater in 2010:
 - a) 1404 Blaketree, L.P. #OP-07120602B
8. General Counsel's Report – The District's General Counsel will brief the Board on pertinent legal issues and developments impacting the District since the last regular Board meeting.
9. General Manager's Report – The General Manager will brief the Board on pertinent operational and management issues that the District, its employees, or consultants have encountered since the last regular Board meeting.
10. Public Comment. *(Public comment is limited to a maximum of 3 minutes per speaker.)*
11. New Business.
12. Adjourn.

The above agenda schedules for the meetings and hearings of the District represent an estimate of the order for the indicated items and are subject to change at any time.

These public hearings and meetings are available to all persons regardless of disability. If you require special assistance to attend the meeting or hearing, please contact the Lone Star GCD at 936/494-3436 at least 24 hours in advance of the meeting.

At any time during one the above meetings or hearings and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the Lone Star Groundwater Conservation

District Board may meet in executive session on any of the above agenda items for consultation concerning attorney-client matters (§551.071); deliberation regarding real property (§551.072); deliberation regarding prospective gift (§551.073); personnel matters (§551.074); and deliberation regarding security devices (§551.076). Any subject discussed in executive session may be subject to action during an open meeting.

Certification

I, the undersigned authority, do hereby certify that on June 10, 2011, at or before 5:00 p.m., I posted and filed the above notices of meeting(s) and hearing(s) with the Montgomery County Clerk's office and also posted a copy in the front window of the Lone Star GCD office in a place convenient and readily accessible to the general public all times and that it will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with the Texas Government Code, Chapter 551.

Kathy Turner Jones, General Manager
Lone Star Groundwater Conservation District