



**NOTICE OF PUBLIC MEETING – In Person and Virtual
PECAN VALLEY GROUNDWATER CONSERVATION DISTRICT
BOARD OF DIRECTORS**

Notice is hereby given in accordance with Texas Open Meetings Act, Chapter 551, Government Code and Section 36.064 of the Texas Water Code that the Pecan Valley Groundwater Conservation District Board of Directors will hold a Public Hearing and Board Meeting on Tuesday, April 20, 2021 at 9:00 a.m. at the District Office, located at 1009 N. Esplanade Street, Cuero, TX.

In consideration of the Governor's Order (GA-18), Open Texas, effective May 1, 2020, regarding the Coronavirus Disease (COVID-19), this meeting will be held in-person, and also can be accessed via telephone call or video conference call. Members of the public who wish to attend virtually and listen, observe, or actively participate during this meeting may join this meeting from their computer, tablet or smartphone via this Video Conference Link:

<https://global.gotomeeting.com/join/832201021>

You may also dial in for audio only using your phone at:

United States: +1 (872) 240-3212

Access Code: 832-201-021

Public comments will be taken at the beginning of the meeting and only during the public comment section on the agenda as per the recent Attorney General Opinion (KP-0300). The Board of Directors may discuss, consider, and take action, including expenditure of funds, on any item or subject matter posted in this agenda.

AGENDA

1. Call to Order.
2. Pledge of Allegiance.
3. Roll Call – Establish Quorum.
4. Introduction of Guests and Virtual Visitors/Hearing Participants.
5. Public Comments.
6. Discussion, update, and possible action as necessary on procedural or administrative matters only related to the Contested Application for Amendment to Operating Permit of Burlington Resources (Hamilton Permit #72), on referral to the State Office of Administrative Hearings (SOAH).
7. Public Hearing on Contested Operating Permit Applications– Repsol Oil and Gas USA, LLC – Jeannie Heard, et al (McClanahan WW #1 and WW #2). The beneficial use is for Mining Oil and Gas purposes. The Operating Permit Applications request 34.79 Acre-Feet of water from each well. This would be a combined total of 69.58 Acre-Feet from the two water wells. This property is located on Alfred Blaschke Road near Nordheim and involves 139.18 acres.
 - a. Applicant direct case presentation – maximum of 15 minutes.
 - b. Protestant direct case presentation – maximum of 15 minutes.
 - c. Applicant cross examination/rebuttal – maximum of 10 minutes.
 - d. Protestant cross examination/rebuttal – maximum of 10 minutes.

- e. Discussion and possible action on operating permits for McClanahan WW #1 and McClanahan WW #2.
 - f. Adjourn or continue Public Hearing.
8. Public Hearing on Contested Operating Permit Applications – Repsol Oil and Gas USA, LLA – Gano property (1/3 Undivided Interest for James Gano Estate, Janet Gano, & Helen Gano Norris) for Gano WW #1 and WW #2. The beneficial use is for Mining Oil and Gas purposes. The Operating Permit Applications request 40.32 Acre-Feet from each of the two water wells. This property is located on FM 952 near Cotton Patch and involves 161.3 acres.
 - a. Preliminary Hearing on Contested Operating Permit Applications from Repsol Oil and Gas USA, LLC on Gano siblings property. Matters to be considered at the Preliminary Hearing include all matters authorized under District Rule 15.5, including but not limited to designation of the parties, designation of procedural schedule, and setting of date for evidentiary hearing on the merits of the applications.
 - b. Adjourn or continue Preliminary Hearing.
 9. Public Hearing - David Arndt Drilling and Operating Permit Application
 - a. Public Hearing on the Drilling and Operating Permit Application, submitted by David Arndt. The beneficial use is for Irrigation purposes. The Operating Permit Application is requesting 72.13 Acre-Feet from this well, with a production rate of 350 gpm. The proposed completion depth of this water well complies with the District's rules regarding additional production limits on deep water wells. This property is located on Boehm Road, Lindenau, TX and involves 72.13 acres.
 - b. Discussion and possible action on drilling/operating permit application from David Arndt.
 - c. Adjourn or continue Public Hearing.
 10. Approval of minutes of March 16, 2021 Board Meeting (provided prior to meeting).
 11. Financial Report – Board Treasurer has reviewed March 31, 2021 Bank Statement reconciliations and finds all in order.
 12. Discussion and possible action on March 2021 Investment Report (provided prior to meeting).
 13. Report on April 2021 Uncontested Permits.
 14. General Manager Report. The General Manager will brief the Board on operational and management matters of the District since the last Board meeting, including updates on registration and permitting, Groundwater Management Area matters, work of consultants, the District's database and website, monitoring wells and water levels, conferences, and upcoming events.
 15. Confirm date for May meeting. (3rd Tuesday – May 18)
 16. Adjourn.

The Pecan Valley Groundwater Conservation District may close the meeting, if necessary, to conduct private consultation with PVGCD attorney regarding matters protected by the attorney-client privilege pursuant to Section 551.071 of the Government Code, real estate matters pursuant to Section 551.072 of the Government Code or to discuss matters regarding personnel pursuant to Section 551.074 of the Government Code. The Pecan Valley GCD will return to open meeting, if necessary, to take any action deemed necessary based upon discussions in closed meeting pursuant to Section 551.102 of the Government Code.

In accordance with Title III of the Americans with Disabilities Act, we invite all attendees to advise us of any special accommodations due to disability. Please submit your request as far as possible in advance of the program you wish to attend.

Certificate of Posting 72 Hour Notice

The above Notice of Meeting was posted at 10:40am on Friday, April 16, 2021 at a place convenient to the public on a bulletin board in the DeWitt County Courthouse at Cuero, Texas, at the District office, and on the District's website.

WITNESS MY HAND AND SEAL of office on the above date.

Natalie Carson County Clerk

By [Signature] Deputy

