



**Notice of Public Hearing of the
Hays Trinity Groundwater Conservation District Board of
Directors
August 6, 2020**

An urgent public necessity exists requiring the District to alter our meeting procedures due to COVID-19 pandemic. Notice is hereby given to all interested members of the public that the Board of Directors of the Hays Trinity Groundwater Conservation District will hold a regular public meeting via telephone conference call pursuant to Texas Government Code, Section 551.125, and as modified by the Governor of Texas who ordered suspension of various provisions of the Open Meetings Act, Chapter 551, Government Code, effective March 16, 2020, in accordance with the Texas Disaster Act of 1975 (see the Governor’s proclamation on March 13, 2020, certifying that the COVID-19 pandemic poses an imminent threat of disaster and declaring a state of disaster for all counties in Texas).

INSTRUCTIONS FOR PARTICIPATION IN PUBLIC HEARING

Telephone Conference Opens at 5:45 p.m.

Note: If you plan on participating in the meeting during the Public Hearing please contact the District at 512-858-9253 or at geology@haysgroundwater.com to register as a speaker. You may also register as a speaker at the beginning of the meeting. Registration as a speaker will require providing (1) first name; (2) last name; (3) email address, and (4) phone number. Any person participating in the meeting must be recognized and identified by the Presiding Officer each time they speak.

Attendees can reach the meeting via telephone at +1-866-899-4679, access code: 871-180-469.

Agenda items may be taken in any order at the discretion of the Board. HTGCD agendas, approved meeting minutes and any available Backup Materials have been posted on the District website, www.haysgroundwater.com under Quick Links/Agendas/Meeting Year/ Meeting Date.

Public Hearing Items Public Comments will be heard prior to Board review, 3 minutes each

- 1. Public Hearing: Rule 1.7.....Linda Kaye Rogers
 - o Procedure, Conduct and Decorum at Meetings of the Board of Directors

The HTGCD Board of Directors shall review and discuss the permit amendment application, hear staff recommendations, and hear the application without motion or action. If a formal protest is timely filed before June 3, 2020, the application shall be found contested and the Board shall: close the Hearing, declare application Contested, and move to open a Pre-Hearing Conference. If the amendment application is not formally contested, the HTGCD Board may take action on the amendment application. The applicant may contest the Board’s action by filing a formal contested case letter within ten days after the Board’s action. The applicant is considered to have Standing and shall be heard at an Evidentiary Hearing.

Pre Hearing Conference:

The Pre-Hearing Conference shall take place immediately following the permit amendment application Hearing and only applies to non-applicants to determine Standing. The HTGCD Board of Directors shall hear those who are contesting and determine if they have Standing (District Rule 5.5). For those with Standing, the Board may:

- a. Recommend a Continuance and allow parties to resolve the amendment application amongst themselves and report back to the HTGCD within 30 days; or
- b. The parties schedule an Evidentiary Hearing with a Hearing examiner; or

- c. Upon the request of the applicant or protestant, the Board may delegate to the State Office of Administrative Hearings (SOAH)

EXECUTIVE SESSION

The Board of Directors of the Hays Trinity Conservation District reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the posted matters listed on this agenda, as authorized by the Texas Government Code Chapter 551 including Section 551.071 (Consultation with Attorney) and Section 551.074 (Personnel Matters). No final action or decision will be made in Executive Session.

CERTIFICATE OF POSTING: Texas Government Code, Open Meetings, Section 551.054

The above Notice of Public Hearing was posted on July 6, 2020 on the HTGCD website and at a place convenient to the public at the HTGCD administrative office. A copy of the notice can also be reviewed at the Hays County Clerk's Office.

Chapter 36 Texas water Code: Groundwater Conservation Districts

The District shall provide notice to the county clerk concerning Rulemaking 36.101(d)(2), Joint Planning 36.108(e)(2), and application for a Permit or Permit Amendment 36.404(c)(2)

The Hays Trinity Groundwater Conservation District is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal opportunity for effective communications will be provided upon request. Please contact the District office at 512-858-9253 at least 24 hours in advance if accommodation is needed.

The District will accept written comments two (2) days prior to the scheduled Board meeting. Hearing item proposals may be reviewed or copied at the District office.

This notice shall be provided to the Hays County Clerk when concerning Rulemaking, Joint Planning and application for a Permit or Permit Amendment. The notice shall also be posted at a place convenient to the public at the HTGCD administrative office and on the HTGCD website not less than three (3) days prior to the scheduled meeting in accordance with the provisions of the Texas Open Meetings Act, Chapter 551, Government Code.

Location: Center Lake Business Park, 14101 Hwy 290 W. Bldg.100, Ste. #212, Austin, Texas 78737

Mail: P. O. Box 1648 Dripping Springs, TX 78620

E-mail: staff3@haysgroundwater.com | Phone: 512-858-9253 | Fax: 512-858-2384

Website: www.haysgroundwater.com