

**Hays Trinity Groundwater Conservation District
Resolution 2005-4**

Adoption of the Hays Trinity Groundwater Conservation District Management Plan

Whereas, the Hays Trinity Groundwater Conservation District (District) is a political subdivision of the State of Texas, created in Chapter 1331, Acts of the 76th Legislature, Regular Session, 1999 (S.B. 1911) and in Act of May 27, 2001, 77th Legislature, Regular Session, Chapter 966, Part 3, 2001 Texas General Laws 1880 (S.B. 2); (collectively, enabling legislation),

Whereas, the District's enabling legislation requires the District to adopt a Management Plan pursuant to Section 36.1071-36.108 of the Texas Water Code,

Whereas, Section 36.1071 of the Texas Water Code requires the Management Plan address the following: providing the most efficient use of groundwater, controlling and preventing waste of groundwater, controlling and preventing subsidence, conjunctive surface water management issues, natural resource issues, drought conditions, and conservation,

Whereas, the District has collected and analyzed the best available scientific information to complete the Management Plan,

Whereas, the District has actively sought out public input to the Management Plan through over 30 publicly noticed meetings and two public hearings,

Whereas, under no circumstances, and in no particular case will this Management Plan, or any part of it, be construed as a limitation or restriction upon the exercise of any discretion where such exists; nor will it in any event be construed to deprive the Board of Directors of an exercise of powers, duties and justification conferred by law, nor to limit or restrict the amount and character of data or information which may be required for the proper administration of the law.

THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT THAT:

- 1) The Management Plan of the Hays Trinity Groundwater Conservation District, dated August 4, 2005, is hereby adopted:
- 2) This Management Plan will take effect upon certification by the Texas Water Development Board. It will remain in effect until a revised Management Plan is certified, or five years, whichever is earlier.

AND IT IS SO ORDERED.

The motion _____ with ___ ayes and ___ naves.

PASSED AND ADOPTED on this _____ day of _____, 2005.

HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT

BY: _____
Andrew Backus, President

ATTESTED BY: _____
Mark Hemingway, Secretary