CERTIFICATE FOR RESOLUTION

I.

On the _____ day of March 2010, the City Council of the Town of Woodloch, Texas, consisting of the following qualified members, to-wit:

_____

_____

did convene in public session in the Council Chambers of the City Hall at Woodloch, Texas. The roll being first called, a quorum was established, all members being present except the following, to-wit: _____ was absent. The Meeting was open to the public and public notice of the time, place and purpose of the Meeting was given, all as required by Chapter 551, Texas Government Code.

II.

WHEREUPON, among other business transacted, the Council considered adoption of the following written Resolution, to-wit:

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF WOODLOCH, TEXAS REQUESTING THE LONE STAR GROUNDWATER CONSERVATION DISTRICT TO EXTEND BY UP TO 90 DAYS CERTAIN REGULATORY PLAN DEADLINES; PROVIDING FOR AN EFFECTIVE DATE AND OTHER MATTERS.

III.

Upon motion of Council Member _____, seconded by Council Member_____, all members present voted for adoption of the Resolution, except the following: No one voted against and no one abstained. A majority of those Council Members present having voted for adoption, the presiding officer declared the Resolution passed and adopted.

IV.

A true, full and correct copy of the Resolution adopted at the Meeting is attached to and follows this Certificate.

SIGNED and SEALED this _____ day of March 2010.

TOWN OF WOODLOCH, TEXAS

_____
ELLEN A. NORMAN, City Secretary

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF WOODLOCH, TEXAS REQUESTING THE LONE STAR GROUNDWATER CONSERVATION DISTRICT TO EXTEND BY UP TO 90 DAYS CERTAIN REGULATORY PLAN DEADLINES; PROVIDING FOR EFFECTIVE DATE AND OTHER MATTERS

WHEREAS, on November 10, 2009, the Lone Star Groundwater Conservation District ("LSGCD") adopted its District Regulatory Plan Phase II(B) (the "Plan"); and

WHEREAS, the Plan provides that Large Volume Groundwater Users ("LVGU") are subject to substantial fines and penalties unless they:

(1) submit a Declaration of Intent ("DOI") to LSGCD by June 1, 2010;
(2) submit a groundwater reduction plan ("GRP") to LSGCD by January 1, 2011; and
(3) implement conversion to alternative water by the year 2016; and

WHEREAS, the Town of Woodloch, Texas ("City") is a LVGU as that term is defined in the Plan; and

WHEREAS, the City Council of the Town of Woodloch, Texas, (the "Council") understands LSGCD's goal of requiring alternative water supplies in order to protect the fresh groundwater resources in Montgomery County; and

WHEREAS, the construction of vast water infrastructure facilities will be required to implement LSGCD's Plan, and tremendous costs (estimated in the billions of dollars) will be incurred to convert much of the current and all of the future groundwater demand of the LVGUs to reliance on alternative water supplies; and

WHEREAS, City residents will see significant increases in water bills as a result of conversion to alternative water supplies; and

WHEREAS, the only significant source of surface water in Montgomery County is under the control of the San Jacinto River Authority ("SJRA"); and

WHEREAS, the current deadlines in the LSGCD Plan have the effect, if not the intent, of forcing most LVGUs to accept the SJRA as the sole GRP provider in Montgomery County; and

WHEREAS, the revised draft of the SJRA contract is not expected to be available for the review by this City Council until sometime in April 2010; and

WHEREAS, it is imperative that all LVGUs in Montgomery County have adequate time to evaluate alternative water options and to determine an appropriate

course of action for the enormous expenditure of public funds that the Plan requires; and

WHEREAS, the Council needs to fully examine all options prior to entering into an arrangement that commits its residents and water system to any particular GRP; and

WHEREAS, the Plan requires an initial conversation, from groundwater to alternative supplies, in 2016 and then allows LVGUs to meet growth in demand by increasing groundwater production provided that average annual groundwater use throughout the 2016 – 2045 planning period does not exceed the maximum authorized groundwater production levels for 2016; and

WHEREAS, the stated objective of the Plan may be achieved by extending the 2016 conversion deadline while preserving Lone Star's identified management goal for achieving average conversion levels over the original 2016- 2045 planning period; and

WHEREAS, in light of the foregoing, the Council respectfully requests that LSGCD amend the Plan to extend those certain deadlines as described below,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF WOODLOCH, TEXAS:

Section 1

The Council hereby respectfully requests that LSGCD modify the deadlines imposed by the Plan as set forth below:

A. Eliminate the requirement for each LVGU to submit to the LSGCD a Declaration of Intent to Submit a GRP.
B. Extend the deadline for each LVGU to prepare and submit a GRP to the LSGCD by up to 90 days.

Section 2

This Resolution shall be in full force and effect from and after its passage and adoption.

Passed this the 9th day of March, 2010.

TOWN OF WOODLOCH, TEXAS

_____
DIANE L. LINCOLN, Mayor

ATTEST:

_____
ELLEN A. NORMAN, City Secretary