

**UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT**  
**THURSDAY, JANUARY 23, 2025**  
**MINUTES OF MEETINGS**  
**OF THE**  
**BOARD OF DIRECTORS**

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**INTRODUCTORY MATTERS**

The Board may discuss, consider, and take appropriate action, including expenditure of funds as necessary or appropriate, on any item listed on this agenda:

1. Welcome guests and members of the public. The meeting convened at 5:00 p.m.
2. Roll call, establish a quorum, call Public Hearing and Regular Board Meeting to order; declare the Hearing and Meeting open to the public.

Directors Present: Jarrod Reynolds, Bob Lusk, Shannon Nave, Don Majka, and Tracy Mesler

Directors Absent: Tim Watts, Todd Vineyard, and Mike Berkley

3. Pledges of allegiance to the flags.
4. Public comments were made where noted below.

At 5:02 p.m., the Board went into executive session, in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, concerning attorney-client matters (§551.071).

President Mesler called the Public Hearing back into open session at 5:30 p.m. No decision was made as a result of the executive session.

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**PUBLIC HEARING**

1. Receive any public comments, requests to contest, and the General Manager's report and recommendations regarding the following applications for permits, permit amendments, and/or requests for exceptions to the District's water well spacing or minimum tract size requirements:

A. **Applicant/Owner:** Aqua Texas, Inc— 3201 Curtis Dr., Fort Worth, TX 76116

1. **Type of Application:** Operating Permit and Exception to Spacing Requirements  
**System ID:** 007-H

**Location of well or proposed well:** Various locations within the Canyon Creek subdivision

**Requested Permit Volume:** 20,000,000 gallons/year

**General Manager's Recommendation:** 20,000,000 gallons/year

**Description of Request:** Aqua Texas, Inc is seeking an Operating Permit and exception to the District's water well minimum well spacing requirements under District Rule 4.7, in order to amend the production capacity of an existing public water supply well.

2. **Type of Application:** Operating Permit and Exception to Spacing Requirements  
**System ID:** 004-W

**Requested Permit Volume:** 33,215,000 gallons/year

**General Manager's Recommendation:** 33,215,000 gallons/year

**Location of well or proposed well:** Illinois Drive, Rhome, TX 76078

**Description of Request:** Aqua Texas, Inc is seeking an Operating Permit and exception to the District's water well minimum well spacing requirements under District Rule 4.7, in

order to drill and operate two new public water supply wells.

- B. **Applicant/Owner:** City of Newark — PO Box 156, Newark, TX 76071  
**Type of Application:** Operating Permit and Exception to Spacing Requirements  
**System ID:** 014-W  
**Requested Permit Volume:** 57,396,250 gallons/year  
**General Manager's Recommendation:** 57,396,250 gallons/year  
**Location of well or proposed well:** Various locations within the City of Newark's CCN.  
**Description of Request:** The City of Newark is seeking an Operating Permit and exception to the District's water well minimum well spacing requirements under District Rule 4.7, in order to drill and operate five new public water supply wells.
- C. **Applicant/Owner:** Hillcrest North MUD of Wise County — 3045 Lackland Rd., Ft. Worth, TX 76116  
**Type of Application:** Operating Permit Amendment and Exception to Spacing Requirements  
B 026-W  
**Requested Permit Volume:** 0 gallons/year  
**General Manager's Recommendation:** 0 gallons/year  
**Location of well or proposed well:** Various locations within the Hillcrest North MUD of Wise County boundary.  
**Description of Request:** Hillcrest North MUD of Wise County is seeking an Operating Permit Amendment to combine systems 026-W and 200-W and an exception to the District's water well minimum well spacing requirements under District Rule 4.7, in order to drill and operate one new public water supply well.
- D. **Applicant/Owner:** Kelly Ranch Estates, LLC —1800 Lone Oak Rd. Ste. 8, Weatherford, TX 76086  
**Type of Application:** Operating Permit Amendment and Exception to Spacing Requirements  
**System ID:** 211-P  
**Requested Permit Volume:** 107,748,000 gallons/year  
**General Manager's Recommendation:** 107,748,000 gallons/year  
**Location of well or proposed well:** Various locations within the Rio Vista, Sierra Vista, and La Dorada subdivisions  
**Description of Request:** Kelly Ranch Estates, LLC is seeking an Operating Permit and exception to the District's water well minimum well spacing requirements under District Rule 4.7, in order to drill and operate five new public water supply wells

2. General Manager Shaw presented background information and his recommendations for the water wells related to the permit applications:

- A. Matt Van Hattem of Collier Consulting participated in the discussion regarding Aqua Texas, Inc.
- 1) Director Reynolds made a motion to approve the General Manager's recommendation, as presented, for the Application for an Operating Permit Amendment for system 007-H in the amount of 20,000,000 gallons per year. Director Nave seconded the motion. Motion passed unanimously.  
  
Director Reynolds made a motion to approve the Application for Exception to Spacing Requirements for Well ID 20776 with the stipulation that the applicant lower the production capacity to 80 gallons per minute once the any new well is put into production, for the system, or any additional alternative source of water is becomes available to the system. Director Nave seconded the motion. Motion passed unanimously.
  - 2) Director Nave made a motion to approve the General Manager's recommendation, as



presented, for the Application for an Operating Permit for system 004-W in the amount of 33,215,000 gallons per year. Director Reynolds seconded the motion. Motion passed unanimously.

Director Lusk made a motion to deny the Applications for Exception to Spacing Requirements for Well IDs 22127 and 22128. Director Reynolds seconded the motion. Motion passed unanimously.

- B. William Allen participated in the discussion regarding City of Newark. Director Majka made a motion to approve the General Manager's recommendation, as presented, for the Application for an Operating Permit for system 014-W in the amount of 57,396,250 gallons per year. The Public Hearing for the Applications for Exception to Spacing Requirements will continue on April 17, 2025 at 5:00 p.m. at the District office. Director Reynolds seconded the motion. Motion passed unanimously.
  - C. Matt Van Hattem of Collier Consulting participated in the discussion regarding Hillcrest North MUD of Wise County. Director Nave made a motion to approve the General Manager's recommendation, as presented, for the Application for an Operating Permit Amendment for system 026-W to add Well ID 22034 to their permit and add the 17,337,500 gallons per year, that is currently associated with the Operating Permit for System ID 200-W which will then be abandoned. The motion included denial of applicant's Application for Exception to Spacing Requirements for Well ID 22034. Director Reynolds seconded the motion. Motion passed unanimously.
  - D. Ryan Vorhees participated in the discussion regarding Kelly Ranch Estates, LLC. Director Reynolds made a motion to approve the General Manager's recommendation, as presented, for the Application for an Operating Permit for system 211-P in the amount of 107,748,000 gallons per year, excluding Well IDs 22157 and 22158 from the Permit. The Public Hearing for the Applications for Exception to Spacing Requirements will continue on February 20, 2025 at 5:00 p.m. at the District office. Director Majka seconded the motion. Motion passed unanimously.
3. President Mesler adjourned the Public Hearing at 6:26 p.m.

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### REGULAR BOARD MEETING


- 1. Director Nave moved to approve the Consent Agenda, including:
  - A. Approval of minutes from the Regular Board Meeting and Public Hearing on December 12, 2024.
  - B. Approval of bank statement ending December 31, 2024, and current financial reports of the District.
  - C. Payment of bills/invoices received through January 23, 2025.
  - D. Reimbursements for expenses incurred on behalf of the District through January 23, 2025.
  - E. Approval of Request for an Extension Applications submitted through January 23, 2025.Director Majka seconded the motion. Motion passed unanimously.
- 2. No items were pulled from the consent agenda for further discussion.
- 3. Director Reynolds made a motion to approve the quarterly Investment Report ending December 31, 2024 as presented. Director Majka seconded the motion. Motion passed unanimously.
- 4. Director Reynolds made a motion to approve the following Applications for a Compliance Order submitted by Aqua Texas, Inc.:
  - A. System ID 004-H for 14,002,940 gallons/year
  - B. System ID 014-P for 7,000,000 gallons/year
  - C. System ID 025-H for 2,000,000 gallons/year


Director Nave seconded the motion. Motion passed unanimously.

5. **Management Report on Administrative and Operational Issues:** The General Manager and staff will brief the Board on the following and any other items included in the General Manager's written report, which may be discussed, considered, and acted upon by the Board, including authorizing the initiation of, managing, or resolving enforcement action or litigation where applicable.
  - A. General Manager's report was submitted to the Board of Directors in advance of the Regular Board meeting.
  - B. Discussion regarding delinquent customers of the District; no action was taken.
  - C. Report on Education and Outreach activities; no action was taken.
  - D. Report on injection well applications filed with the Railroad Commission; no action was taken.
  - E. Well Registration and Groundwater Production reports; no action was taken.
6. No budget amendments were necessary.
7. District General Counsel from SledgeLaw Group gave no updates regarding legal activities related to the District.
8. The next Regular Board meeting is scheduled for Thursday, February 20, 2025, at 5:00 p.m. at the District's office.
9. No new business was placed on the next meeting agenda.
10. President Mesler adjourned the meeting at 6:43 p.m.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF DIRECTORS this 20 day of February 2025.

Attest:

  
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Shannon Nave, Vice President

  
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Secretary/Assistant Secretary