



STATE OF TEXAS           §  
COUNTY OF COMAL       §

**RESOLUTION #2012-75**

**A RESOLUTION OF THE COMAL COUNTY COMMISSIONERS COURT  
SUPPORTING ENABLING LEGISLATION FOR THE ESTABLISHMENT OF  
A COMAL COUNTY GROUNDWATER CONSERVATION DISTRICT  
COVERING THE ENTIRE COUNTY FOR THE TRINITY AQUIFER**

**WHEREAS**, a Groundwater Conservation District (GCD) is a district created under Texas Constitution, Article III, Section 52 or Article XVI, Section 59, as well as Chapter 36 of the Texas Water Code, that has the authority to regulate the spacing of water wells, the production from water wells, or both, and is the State's preferred method of groundwater management through local control; and

**WHEREAS**, recognizing the groundwater supply limitations of the Trinity Aquifer, the Texas Water Commission designated the Hill Country Priority Groundwater Management area (PGMA) in June 1990 to include the western portion of Comal County, parts of Bexar, Hays and Travis County, and all of Bandera, Blanco, Gillespie, Kendall, and Kerr Counties; and

**WHEREAS**, in recognition of the groundwater supply limitations of the Trinity aquifer, to date all of the areas except the western portion of Comal County have created a Groundwater Conservation District (GCD); and

**WHEREAS**, in accordance with Texas Water Code (TWC), Chapters 35 and 36, and Title 30 Texas Administrative Code (30TAC) §293.44, Comal County, being the only area to not be covered by a GCD, established a 25-member stakeholders group to study and consider the creation of a GCD in Comal County; and

**WHEREAS**, after 14 meetings, the stakeholders group voted and made recommendations to Comal County Commissioners Court to go forward with an attempt to establish a GCD in Comal County;

**WHEREAS**, the stakeholders group recommendation was to include all of Comal County since the Trinity Aquifer dips under the Edwards Aquifer in the eastern portion of Comal County, and several large users are drilling through the Edwards Aquifer to gain access to the Trinity Aquifer in the Eastern portion of Comal County.

**NOW THEREFORE BE IT RESOLVED THAT**, the Commissioners Court of Comal County, Texas does hereby respectfully request Senator-Elect Donna Campbell and State Representative Doug Miller to support effective groundwater management authority and regulation for all portions of Comal County and move forward with introducing enabling legislation to the 83<sup>rd</sup> Legislative session, with the hopes that the enabling legislation will be approved so Comal County can begin the process of creating a Groundwater Conservation District covering the entire Comal County area for the Trinity Aquifer.

**ADOPTED THIS**, the 13th day of December, 2012.

  
Sherman Krause, County Judge


  
Donna Eccleston, Commissioner, Precinct 1

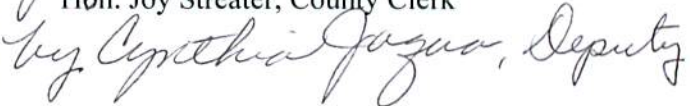
  
Scott Haag, Commissioner, Precinct 2

  
Gregory Parker, Commissioner, Precinct 3

  
Jan Kennedy, Commissioner, Precinct 4



  
Hon. Joy Streater, County Clerk

  
by Cynthia Jazua, Deputy

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