



Edwards Aquifer Authority

900 E. Quincy
San Antonio, TX 78215
EdwardsAquifer.org

NOTICE OF OPEN MEETING

Permits/Enforcement Committee

Rader Gilleland -- Chair
Directors Baker, Carington, Middleton, Miller, and Yanta
Omar Garcia - EAA Staff Liaison

Tuesday, March 28, 2023

12:30 PM

Video Conference

This meeting of the EAA Permits/Enforcement Committee will be conducted via video conference in a manner consistent with the EAA Bylaws.

The public may virtually attend the live meeting by going to <https://us02web.zoom.us/j/82047647401>. Individuals wishing to offer public comment during the meeting must register their name, telephone number and the item, if any, on which they wish to speak no later than 5:00 pm Monday, March 27, by emailing jesparza@edwardsaquifer.org or by calling 210.477.5116. Staff will contact registered speakers prior to the meeting time to arrange the process of addressing the committee.

At this meeting, the following business may be considered, and the committee may take action to make recommendations to the board on any of the following items:

AGENDA

- A. Call to Order**
- B. Public Comment**
- C. Committee Reports**
- D. Individual Consideration**
 - D.1 Consider EAA staff recommendation to approve a conversion of base irrigation groundwater owned by Continental Homes of Texas, L.P.**

- D.2** Consider EAA staff recommendation to approve forbearance agreements with Sidney H. Clary; John A. Persyn and Karen P. Persyn; Frank Persyn, Jr. and Henry Persyn; Kristopher M. Benke; HABY47 FARM, LLC; Deborah Ann Benke; Rodney Carl Hitzfelder; Deborah Benke; John Aviel Persyn; Robyn Jagge Masrouri; Raymond L. Jagge; Sharon Jagge Rogers; Sandra Moerbe; and Dorothy Marie Bourquin DeCock for Edwards groundwater withdrawal rights for the Voluntary Irrigation Suspension Program Option in support of the Edwards Aquifer Habitat Conservation Plan, in the total amount of not less than \$662,281.92, and not to exceed \$2,624,598.72.

E. Staff Reports

- E.1** Receive report from EAA staff on the settlement approach for groundwater use non-reporting and exceeding authorized groundwater withdrawals by both Permitted Users and Owners of Limited Production Wells.

F. Closed Session

- G.** Consider and take action on recommendation(s) regarding matters deliberated in closed session.

H. Consider future agendas

I. Adjournment.

J. Written Reports

- J.1** Permits/Enforcement Committee Report.

March 23, 2023

Jennifer Wong-Esparza
Assistant to Board Secretary

Pursuant to Section 49.064, Texas Water Code, this scheduled meeting of this committee is not subject to the requirements of the Texas Open Meetings Act, Chapter 551, Texas Government Code, as long as a quorum of the Board of Directors ("Board") of the Edwards Aquifer Authority is not present. However, because this meeting is open to the public, members of the Board who are not members of this committee may attend this meeting. If non-committee member directors attend this meeting in numbers such that a quorum of the Board is present, this meeting will constitute a special meeting of the Board subject to the Open Meetings Act and will be conducted in accordance therewith. However, non-committee member directors present at this meeting will have no right to vote on any matter before this committee. Moreover, no action taken at this committee meeting, whether or not there is a quorum of the Board present, shall constitute a final action of the Board.

In the Notice of Open Meeting for this committee meeting, the posting of an agenda item as a matter to be discussed in open session is not intended to limit or require discussion of that matter in open session if the committee chair determines, or the committee votes, that it is appropriate to discuss the matter in closed session. The posting of an agenda item as a matter to be discussed in closed session is not intended to limit or require discussion of that matter in closed session if the committee chair determines, or the committee votes, that it is appropriate to discuss the matter in open session. In no event, however, will this committee take action on any agenda item in closed session, whether it be posted for open or closed session discussion.