



# Edwards Aquifer Authority

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

## NOTICE OF OPEN MEETING

### Permits/Enforcement Committee

*Enrique Valdivia -- Chairman*  
*Directors Akers, Gilleland, Laffere, Middleton, Miller, Stroka,*  
*and Yanta*  
*Earl Parker - EAA Staff Liaison*

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Tuesday, October 23, 2018

12:30 PM

EAA Board Room

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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:

**A. Call to Order**

**B. Public Comment**

**C. Committee Reports**

**D. Individual Consideration**

- D.1** Consider EAA staff recommendation to approve ASR springflow protection program forbearance agreements with Dietrich J. Gemblar III and Barbara J. Gemblar, Sharon Nester Bader, Larry M. Haby & Dwight W. Haby, Martha Watkins Hardesty, M&B Farms, A General Partnership, Eugene Verstuyft and wife, Mildred C. Verstuyft, Shirley Seewald, Jardon Boehme, K. Irene Stone, individually, and Trustee William Cecil Reagan GST Exempt Trust 3, and Trustee K. Irene Stone Trust, and Hermann Clinton Carlisle, Jr. individually, and Trustee Herman Clinton Carlisle, Jr. Trust, Karolyn Irene Stone, Herman Clinton Carlisle, Jr., Susan Bordano, Kathleen Elizabeth Fohn Reavis, John A. Persyn and wife, Karen P. Persyn, Roger L. Berry and wife, Sharon B. Berry, Lena Jo Davenport, as Trustee of the Lena Jo Davenport Revocable Trust, Anthony P. Stinson, Clayton W. Heyen and wife, Peggy Heyen, David Henry Steubing, Deborah Steubing Jacobs, Patricia Ann Daugherty, Fry Homes, Inc., and Brenda M. Hoffman for the Aquifer Storage and Recovery Forbearance Program, in support of the Edwards Aquifer Habitat Conservation Plan, in the total amount of \$2,770,579.10.

- D.2** Consider EAA staff recommendation to approve Voluntary Irrigation Suspension Program Option (VISPO) forbearance agreements with Kincaid Sabinal, LLC, Lena Jo Davenport, as Trustee of the Lena Jo Davenport Revocable Trust, Scott G. Yanta, Kimberly Yanta, Martha Watkins Hardesty, and Dan McWhorter and wife, Mary McWhorter for Edwards groundwater withdrawal rights in the total amount of not less than \$457,107.30, and not to exceed \$1,811,499.30 for the Voluntary Irrigation Suspension Program Option in support of the Edwards Aquifer Habitat Conservation Plan.

**E. Staff Reports**

- E.1** Receive report from EAA staff on compliance efforts with permit holders and limited production well owners who exceeded authorized groundwater withdrawals in 2017.
- E.2** Receive update from EAA staff on the Agricultural Secondary Containment Assistance Program (AgSCAP).

**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.

October 18, 2018

Jennifer Wong-Esparza  
Assistant to Board Secretary

Pursuant to Section 36.064(b) of the 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. However, because this meeting is open to the public, members of the Board of Directors of the Edwards Aquifer Authority who are not members of this committee may attend this meeting. If non-committee member directors attend this meeting such that a quorum of the Board of Directors of the Edwards Aquifer Authority is present, this meeting will constitute a meeting of the Board of Directors of the Authority for the purposes of the Open Meetings Act. In any event, non-committee member directors present at this meeting will have no right to vote on any matter before the committee. Moreover, and in any event, no final action of the Edwards Aquifer Authority will be taken at this meeting. In this Notice of Open 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 it is otherwise appropriate to discuss the matter in executive session. If, during the discussion of any agenda item, a matter is raised that is appropriate for discussion in executive session the committee may, as permitted by law, adjourn into executive session to deliberate on the matter. The posting of an agenda item as a matter to be discussed in executive session is not intended to limit or require discussion of that matter in executive session. The committee may discuss in open session any matter for which notice has been given in this notice of open meeting, including an agenda item posted for executive session. In no event, however, will the committee take action on any agenda item in executive session, whether it be posted for open or executive session discussion.