



**CITIZENS ADVISORY PANEL  
June 20, 2017  
Meeting Minutes**

Attended	Excused	Absent
Marcy Andrade		
	Al Arreola, Jr.	
	Adam Flores Boffa	
	Charlotte Broussard	
Rachel Cywinski		
Suzanne de Leon		
	Jonathan Delmer	
Mary M. Dennis		
	Michael Ferguson	
Javier Garcia		
Yongli Gao		
Ayda Gonzalez		
Cullen Jones		
	Olga Garza Kauffman	
Kay Kutchins		
Bianca Maldonado		
	Gloria S. Martinez	
Yulanee McKnight		
Eddie Meza		
Brice Moczygemba		
Denise Ojeda		
William Ramos II		
Garland Scott		
Robert Sheldon		
	Lisa Tatum	
Guest	Staff	Staff
Jack M. Finger	Scott Halty	Darren Thompson
	Kirk Nixon	Steven Siebert
	Monty McGuffin	
	Kirstin Eller	

**Call to Order:**

The meeting was called to order by Chairwoman Andrade at 6:01 p.m.

**Approval of Minutes:**

Chairwoman Andrade asked if there were any questions, changes, or motions to the May 2017 meeting minutes.

Ms. Kutchins motioned to approve the minutes.

The motion was seconded by Mr. Moczygamba.

**Water Resources Report (Steven Siebert):**

**Edwards Aquifer Level J-17 Index Well**

- The J-17 index well is at 665.7’. The monthly June average is 662.7’; this is 3.0’ feet above the historical average.
- With a continued absence of rainfall, SAWS is forecasting the EAA critical period reductions in early August.
- SAWS customers are in year round water restrictions. Landscape watering with an irrigation system or sprinkler is permitted any day of the week before 11am or after 7pm. SAWS has not had its Edwards production permit cutback so far this year due to Edwards Aquifer levels above the drought triggers.

**Aquifer Storage and Recovery Facility – H2Oaks**

- ASR storage was 130,408 acre-feet as of June 16, 2017.
- ASR is currently storing water at a rate of 35mgd.

**2017 Precipitation Totals**

- San Antonio received 0.27 inches of rain month to date through June 19th
- This is 2.40” below normal month-to-date
- San Antonio’s year to date rainfall is 13.34”
- Year to date, precipitation is 1.30 inches above normal
- Average rainfall in San Antonio is 32.27 inches

Year	Total Annual Precipitation (Inches)
2016	43.92
2015	44.22

**2017 Production**

- 2017 production year to date is 97,074 acre-feet as of June 13th

**Vista Ridge Wellfield and Pipeline Construction**

- Mr. Siebert showed photos of the Vista Ridge wellfield construction in Burleson County and photos of pipeline construction.

**Governor Abbott Veto’s Legislation**

- HB 2377 sought to authorize groundwater conservation districts to implement special permitting rules relating to the completion and operation of wells for the withdrawal of brackish groundwater.
- HB 2378 relates to extensions of an expired permit for the transfer of groundwater from a groundwater conservation district.

### **Draft 2017 Water Management Plan**

- Mr. Siebert stated as soon as the Draft Plan is released for public comment, the link will be emailed to the CAP members.
- [www.watercitysa.com](http://www.watercitysa.com)

### **Upcoming Events**

- MedDrop SA
  - Saturday September 16, 8am-1pm  
Alamo City Church  
6500 Interstate 35 North

### **Presentation: Water Law Update – Mr. Steve Kosub**

The presentation was provided.

#### *Edwards Aquifer Authority v. Day* questions

Ms. Cywinski asked if we took the rule of capture literally there is no way to know exactly how much water is under a person's property.

Mr. Kosub replied hydrogeologists are very good at determining this volume of water under a landowner's property.

Ms. Cywinski asked how water is regulated in other states.

Mr. Kosub answered most of the western states groundwater and surface water are regulated by the State. Colorado is a good example.

Mr. Moczygemba stated in Arizona the groundwater is the State's Water.

Mr. Kosub replied yes and that in most of the western states the water is owned by the Federal government.

#### *GG Ranch et al v. Edwards Aquifer Authority* questions

Mr. Meza asked if these cases have any impact on SAWS' ability to bring in water from other areas of the State.

Mr. Kosub answered groundwater is owned by the owner of the surface estate.

#### *Legislative Efforts*

Mr. Moczygemba asked what SAWS position on HB3028 and SB 1392 was.

Mr. Kosub replied SAWS remained neutral on both bills.

#### *LULAC et al v. Edwards Aquifer Authority* questions

Ms. Ojeda asked what it takes to move the case along to a decision.

Mr. Kosub answered Federal judges have full caseloads.

Mr. Garcia asked if the court rules in SAWS' favor what changes can we expect.

Mr. Kosub answered if the court rules in SAWS' favor, almost certainly the EAA would appeal so this case will be around for a long time.

Mayor Dennis asked if the EAA Board members are salaried.

Mr. Kosub replied the EAA Board members are volunteers.

*SAWS Application for Bed & Banks Authorization* questions

Ms. Cywinski asked if there are other entities discharging groundwater based effluent into the same area.

Mr. Kosub replied a little bit in this region. Most of the State's large urban areas are based on surface water so they do not have the same ownership interests.

Mr. Scott asked if the bed and banks concept has been on the books for quite some time or is it new.

Mr. Kosub answered groundwater based, Rule 11.042b is relatively new within the past ten years. The bed and banks concept is old.

**Citizens to be Heard:**

None

**Next Meeting:**

Tuesday, August 15, 2017

**Adjournment:**

With no further business to discuss, the Citizens Advisory Panel Meeting was adjourned at 7:42pm.