

FILED FOR RECORDS
 10:30 O'CLOCK A.M.
 SEP 21 2023
 SANDRA LIMAS
 CLERK CO. COURT, OCHILTREE CO. TEXAS
 BY *Sandra Limas*

**NORTH PLAINS GROUNDWATER CONSERVATION DISTRICT'S
 NOTICE OF PUBLIC HEARING ON ADOPTION OF PROPOSED
 NEW RULE 1.4**

TO: ALL INTERESTED PERSONS:

The North Plains Groundwater Conservation District ("District") will conduct a public hearing concerning the District's intent to adopt proposed Rule 1.4. (hereinafter the "Proposed Rule").

The purpose of the public hearing is to provide interested members of the public the opportunity to appear and provide oral or written comments to the District related to the adoption of the District's Proposed Rule.

Date, Time, and Place of Public Hearing:

The date, time and place of the public hearing are as follows:

Date: **November 14, 2023.**
 Time: **9:00 a.m. Central Standard Time**
 Location: North Plains Water Conservation Center Conference Room
 6045 County Road E
 Dumas, Texas 79029.

**Procedures for Submitting Public Comment
 on Proposed Rule:**

A. Oral Comments:

Any person may appear in person, or by authorized representative, at the public hearing on the adoption of the Proposed Rule. Any person making an appearance must indicate such person's desire to make oral comments on the registration form provided by the District at the public hearing. A person must disclose any affiliation on the registration form and if applicable, the legal authority to speak for a person represented. Any other person attending the public hearing will be considered by the District to be an observer not desiring to make comment on the adoption of the Proposed Rule. The District will not consider any comments of an observer in its rulemaking proceedings.

The presiding officer will establish the order of oral comments of persons at the hearing. As appropriate, the presiding officer may limit:

1. the number of times a person may speak;
2. the time period for oral comments;
3. cumulative, irrelevant, or unduly repetitious comments;
4. general comments that are so vague, undeveloped, or immaterial as to be impracticable for the District to ascertain the intent or purpose of the person making the general oral comments and that are otherwise unhelpful to the District in analyzing the Proposed Rule;
5. the time period for asking or responding to questions; and

6. other matters that come to the attention of the presiding officer as requiring limitation.

B. Written Comments:

1. Written comments concerning the adoption of the Proposed Rule must be filed with the District electronically by email at klane@northplainsgcd.org, or by mail or hand-delivery at the District's office at 603 East First Street, P. O. Box 795, Dumas, Texas 79029-0795. All written comments must be filed with the District and date-stamped no later than **Monday, November 13, 2023, at 5:00 p.m. Central Standard Time.**
2. Written, mailed or hand-delivered, comments must be filed on 8½ x 11-inch paper and be typed or legibly written.

C. Response to Comments:

Please note that while the District Board and staff will consider both oral and written comments, the staff will not prepare written responses to these comments for review and consideration by the Board of Directors of the District when it deliberates on whether or not to adopt the proposed Rule 1.4.

Procedure for Obtaining the Proposed Rules:

Copies of the Proposed Rules may be obtained from the District by:

1. telephoning (806) 935-6401;
2. e-mailing a request to the District at klane@northplainsgcd.org;
3. visiting the offices of the District at 603 East First Street, Dumas, Texas 79029-0795; or,
4. visiting the District's website at <http://www.northplainsgcd.org>.

**Opportunity to Attend the Board Meeting
at which the Proposed Rule May be Adopted:**

The meeting of the District's Board of Directors to consider the Proposed Rule Change will be held on November 14, 2023, at 10:00 a.m. Central Standard Time.

**PROPOSED NEW RULE 1.4 OF THE
NORTH PLAINS GROUNDWATER CONSERVATION DISTRICT**

Proposed New Rule 1.4.

1.4. Petition to Adopt or Change District Rules:

1. *A person with a real property interest in groundwater in the District may file a petition with the District to request the adoption of a rule or to request a change to an existing District rule.*
2. *Petitions must be submitted in writing to the District office and must comply with the following requirements:*
 - A. *each rule, or rule revision, requested must be submitted by a separate petition;*

- B. each petition must be signed and state the name and address of each person signing the petition;*
- C. each petition must include:*
- (1) a brief description of petitioner's real property interest in groundwater in the District;*
 - (2) a brief explanation of the proposed rule or proposed rule revision;*
 - (3) the text of the proposed rule prepared in a manner to indicate the words to be added or deleted from the text of the current District rule, if any;*
 - (4) an allegation of injury or inequity that could result from the failure to adopt the proposed rule.*
- 3. The General Manager may reject any petition for failure to comply with the requirements of Subparagraph 2. of this Paragraph 1.4. and shall provide notice to the petitioner about the reason for the rejection.*
- 4. Within 90 days after submission of a petition that complies with Subparagraph 2. of this Paragraph 1.4., the Board shall either deny the petition, stating its reason for denial in the minutes of the board meeting and in a letter providing a written explanation to the petitioner, or initiate rulemaking proceedings as provided by Texas Water Code, Section 36.101 and these Rules.*

Issued this 20th day of September 2023.



Kristen Blackwell, Administration Manager
North Plains Groundwater Conservation District