



Southern Trinity Groundwater Conservation District

420 North 6th Street
Waco, Texas 76703

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NOTICE OF VIOLATION

February 12, 2020

Leroy-Tours-Gerald
312 West Commerce
Waco, Texas 76654

The production records of the Southern Trinity Groundwater District (“District”) indicate you have produced a total of 56,181,000 gallons from the Trinity Aquifer from January 1, 2018, to December 31, 2019. Leroy-Tours-Gerald Water Supply Corporation was issued HUPP-2010-0023 in 2010, which authorizes you to withdraw only 54,419,000 gallons per year. Therefore, your 2019 withdrawals exceeded your authorized permit amount by 3.24%. Withdrawals in excess of your authorized permit amount violate the District’s rules. Section 5.9(g) of the District’s rules states, “Violation of a permit’s terms, conditions, requirements, or special provisions, including pumping, withdrawing, or producing groundwater in excess of the quantity authorized by a permit issued by the District, is a violation of these rules and is subject to enforcement action as provided by these rules and any applicable law.” The District is authorized to file suit in district court for civil penalties and injunctive relief to enforce its rules.

In August of 2012, the District approved a new rule that allows it to suspend taking enforcement action for overpumping in any one year if the District determines the permit holder’s average annual withdrawals over a rolling three-year period are not in excess of the permit’s annual authorized withdrawal amount. District Rules §11.11(a).

This is the first year the Leroy-Tours-Gerald Water Supply Corporation has violated its Historical Use Production Permit. Therefore; the District requires that the Leroy-Tours-Gerald Water Supply Corporation to provide written information regarding its plan to reduce the overpumping to the District by no later than March 24, 2020.

If no information is provided by March 24th the board may commence enforcement action to enforce its rules and the terms of the permit.

The District is interested in working with each groundwater user in the county to resolve and assist in complying with the District’s rules. Please contact the office if you have concerns or questions.

Respectfully,


Scooter Radcliffe
Southern Trinity GCD