

**DRAFT**  
**Barton Springs/Edwards Aquifer Conservation District**  
**Fiscal Year ~~2016~~2017**  
**Fee Schedule**

To be Effective September 1, ~~2015~~2016.

**I. PERMIT FEES AND PRODUCTION FEES**

**A. ~~Permit and Drilling and Production~~ Application Fees (See Table 1)**

~~**\$50300.00 General Permit Application Fee** – assessed ~~to~~ ~~for the drilling (new well or replacement well), modification or production of~~ all new limited production permit (LPP), monitor, and test wells subject to the general permits by rule outlined in District Rule 3-1.20. This fee includes construction inspections conducted by District staff. ~~and additional aquifer pump tests~~ (a non-refundable, one-time fee assessment).~~

- ~~For monitoring wells, multiple wells that are similar in well design, construction, location, and purpose will be assessed an additional \$10 fee for each monitoring well.~~
- For test wells requiring additional aquifer pump tests an additional \$50 fee will be assessed.

~~**\$500.00 Production Permit Application Fee** - assessed to all new Production Permits for existing or new nonexempt wells not covered by Rule 3-1.20 - general permits by rule (a non-refundable fee assessment). Permit applications will be assessed an application fee based on the following scale:~~

- \$ 500 - production volume requests less than 2,000,000 gallons per year
- \$ 750 - Tier 1 production volume requests > than 2,000,000 to 12,000,000 gallons per year
- \$ 1000 - Tier 2 production volume requests > than 12,000,000 to 200,000,000 gallons per year
- \$ 1500 - Tier 3 production volume requests > than 200,000,000 gallons per year

~~**\$0.00 Temporary Production Permit Application Fee** - assessed to all Temporary Production Permit applications pursuant to District Rule 3-1.55 ~~(a non-refundable fee assessment)~~.~~

~~**\$500.00 Transport Permit Application Fee** – assessed to all new Transport Permit applications for existing or new nonexempt wells (a non-refundable fee assessment). This is in addition to production permit application fee, if applicable.~~

~~**\$625.00 Drilling/ Modification Application Fee**– assessed for the drilling (new well or replacement well) or modification of all nonexempt wells. This fee includes construction inspections conducted by District staff. This fee does not apply to general permits by rule outlined in District Rule 3-1.20.~~

~~**\$125.00 Well Plugging, Capping, or Recompletion** –assessed for application and site review of proposed abandonment procedures, field inspections, and registration on abandonment of all wells (a non-refundable fee assessment).~~

~~**\$50.00 Annual Permit Fee** –assessed to all permittees for renewing annual permits ~~(a non-refundable fee assessment)~~.~~

**B. Permit Amendment Applications (see District Rules for clarification).**

**Minor Amendments**

- \$300.00 Production Permit Increase - minor amendments to increase pumpage authorized by individual permits (a non-refundable fee assessment)
- \$200 Substantial Alteration - minor amendments to substantially alter a well (a non-refundable fee assessment)
- \$ 50.00 All other minor amendments (a non-refundable fee assessment)

**Major Amendments**

- \$750.00 Production Permit Increase - major amendments to increase pumpage authorized by individual permits (a non-refundable fee assessment)
- \$625.00 Well Modification - major amendment to alter the physical or mechanical characteristics that increase capacity of an existing well ( a non-refundable fee assessment)

**B.C. Production Fees**

**\$0.17 per 1,000 gallons** for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a Historical Permit or a Conditional Permit not authorized by material amendment.

**\$0.17 per 1,000 gallons** for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a Temporary Production Permit.

**\$0.46 per 1,000 gallons** for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a new Class A, B, or C Conditional Permit or a Class A, B, or C Conditional Permit authorized by material amendment.

**\$0.17 per 1,000 gallons** for annual permitted or authorized pumpage for water to be withdrawn from a well or aggregate of wells by a new Class D (ASR) Conditional Permit or a Class D Conditional Permit authorized by material amendment.

**\$0.08 per 1,000 gallons** for annual permitted or authorized pumpage for water to be withdrawn from a well or an aggregate of wells in the Saline Edwards Management Zone.

**\$1.00 per acre foot** for Agricultural Wells for annual permitted pumpage for water to be withdrawn from a well or aggregate of wells.

Production Fees are assessed annually based on the current permitted pumpage volume of certain nonexempt wells. Permits are issued annually for nonexempt wells and are explicit as to the volume of water permitted to be withdrawn from a well or aggregate of wells over a specific time period.

**C.D. Transport Fees**

**\$0.31 per 1,000 gallons** - assessed annually to all permittees who are transporting water out of the District. Transport fees are based on the volume authorized to be transported outside the District boundaries, in addition to the production fee associated with the production of that water (a non-refundable fee assessment).

**DE. Annual Permit Fees**

~~- **\$50.00 Annual Permit Fee** - assessed to all permittees for renewing annual permits (a non-refundable fee assessment).~~

~~**D Permit Amendments – Minor / Major** (see District Rules for clarification).~~

~~**Minor Amendments**~~

~~Production Permit – minor amendments to increase pumpage authorized by individual permits –~~

~~**\$400.00** (a non-refundable fee assessment)~~

~~All other minor amendments – **\$ 50.00**~~

~~**Major Amendments**~~

~~Production Permit – major amendments to increase pumpage volumes –~~

~~**\$500.00** (a non-refundable fee assessment)~~

~~Well Modification – major amendment to alter the physical or mechanical characteristics that increase capacity of an existing well – **\$625.00** (a non-refundable fee assessment)~~

**EE. Excess Pumpage Fee**

Permittees who exceed their annual permitted pumpage shall be assessed an excess pumpage fee for groundwater withdrawn in excess of the permitted volume in accordance with the following schedule:

An excess of **500,000 gallons or less:** \$0.17 per 1,000 gallons for a Historical Permit, a Conditional Permit not authorized by material amendment, or a Temporary Production Permit.

\$0.46 per 1,000 gallons for new Conditional Permits and Conditional Permits authorized by material amendment.

An excess of **more than 500,000 gallons:**

Up to 25% of permitted pumpage - \$0.50 per 1,000 gallons plus the applicable production fee\*

25% to 100% of permitted pumpage - \$1.00 per 1,000 gallons plus the applicable production fee\*

Over 100% of permitted pumpage - \$2.00 per 1,000 gallons plus the applicable production fee\*

\* Applicable production fee means the higher rate associated with any authorized pumpage.

**FG. Regulatory/Drought Management Fees**

During periods of District-declared drought starting after two full months of a drought period, a drought management fee will be imposed on permittees permitted for more than 2,000,000 gallons annually (excludes all uses under general permits and Temporary Production Permits). This regulatory fee will be paid annually in arrears as a condition of permit renewals at the beginning of each fiscal year. The fee will be assessed per full month of declared drought, with a credit of that same fee amount per month applied for each month that

the permittee does not exceed its monthly mandated restriction in the prevailing UDCP. Fees will be assessed in accordance with the following schedule:

For production zone casing with outside diameters nominally 5.0 inches or less \* - **\$100.00/month**

For production zone casing with outside nominally between 5.0 inches and 10.0 inches\* - **\$250.00/month**

For production zone casing with outside diameters nominally greater than 10.0 inches\* - **\$500.00/month**

## **II. WELL CONSTRUCTION FEES**

### **Well Development Application—per well**

~~———— A well development application fee is assessed to drill or modify any well in the District. It is also assessed when classifying existing wells as nonexempt and bringing them into compliance with the permitting process. The first assessment of this fee also registers the well with the District. The classifications of the various well types are as defined in the District's prevailing Rules & Bylaws.~~

~~———— **\$125.00**—Drilling or modifying all new limited production permits (LPPs), and monitor and test wells subject to the general permits by rule outlined in District Rule 3-1.20.~~

~~———— **\$500.00**—Drilling or modifying all nonexempt wells including Temporary Authorizations. This does not apply to limited production permits (LPPs), and test wells subject to the general rule by permit outlined in District Rule 3-1.20. This fee is also assessed on previously unpermitted nonexempt existing wells applying for a pumpage permit for more than 12,000,000 gallons (a non-refundable fee assessment).~~

~~———— **\$125.00**—Drilling or modifying all exempt wells including closed loop geothermal well systems consisting of ten wells or less within the same system and of like well design and construction. Also assessed on previously unpermitted existing wells applying for a pumpage permit for 12,000,000 gallons or less (a non-refundable fee assessment).~~

~~———— **\$10.00**—Assessed for each additional well (above the first ten wells) of the same closed loop geothermal well system or monitoring well system and with the same well design and construction.~~

### **B. Well Construction Inspection Fee**

~~———— **\$125.00**—Assessed to all wells constructed within the District including well modifications and Temporary Authorizations. District staff provides inspection for compliance with District Rules and standards.~~

### **C. Well Abandonment / Capping Application Fee**

~~———— **\$50.00**—This fee is for application and site review of proposed abandonment procedures, inspections, and registration on abandonment of exempt wells (a non-refundable fee assessment).~~

~~———— **\$125.00**—This fee is for application and site review of proposed abandonment procedures, inspections, and registration on abandonment of all nonexempt wells (a non-refundable fee assessment).~~

### **III. OTHER FEES**

#### **Meter Verification / Inspection Fee - \$50.00 to \$75.00**

Assessed only when a permitted user fails inspection after being advised that meters must be installed or calibrated, or when a permittee fails to submit the required meter readings and District personnel must visit the well site or take the meter readings. May be assessed as many times as permitted user fails to comply with Board Orders or District Rules to come into compliance. The fee will increase to \$75.00 on the third instance to occur within a 12 month period in which a \$50 fee was previously assessed two instances prior (a non-refundable fee assessment).

#### **Special Fees - ~~\$80~~300.00 per hour**

A Special Fee rate will be based on times required for ~~such things as~~ certain tasks involving extensive application and technical/legal plan review, ~~type of project, fieldwork required,~~ and/or inspection time. These fees may be applicable to a variety of special cases including but not limited to the following:

- Production Permit applications found to have a potential for unreasonable impacts;
- Test Well applications involving alternative well designs, that are temporary in nature, for formal aquifer tests that are conducted to support a future Production Permit request;
- Permit requests involving special permit provisions that require ongoing and periodic technical review or additional technical and legal consultation;
- Permit requests involving external~~additional~~ technical consulting ~~resource~~services for the application review (e.g. ~~and~~-well construction, engineering plans and specifications, hydrogeological modeling). review;
- Closed loop geothermal well systems;
- Special or innovative well developments or closures; or
- Special inspections or investigations, or requests from local government or private entities.

#### **Returned Check Fee - \$25.00**

The District will assess the person writing the returned check a \$25.00 fee for each check returned by the District depository due to insufficient funds, account closed, signature missing, or any other problem causing such a return. This fee will be charged each time a check is returned. If bank charges to the District's account exceed \$25.00, the District shall assess the higher of the two amounts (a non-refundable fee assessment).

#### **Accounting Fee - \$50.00 per hour**

Anyone requesting that the District conduct any accounting, other than the routine accounting normally done by the District, shall be assessed an accounting fee of \$50.00 per hour of District staff time spent on the accounting. Accounting fees will not be assessed if District generated errors are found in the Permittee's account.

#### **Variance Request Fees - \$100.00**

An applicant may, by meeting eligibility requirements of Section 3-1.25 or Section 3-7.10 and by written petition to the Board, request a variance from the requirements of District Rule 3-1 or District Rule 5, except Sections 3-1.20, 3-1.22, 3-1.23, and 3-1.24, or District Rule 3-7, respectively.

### **III. FEE REFUNDS**

The General Manager or a specifically designated representative may approve a refund of any fee for which no District service has been provided at the time of the request for refund is submitted. Requests for refunds must be submitted in writing to the District office and can be mailed, faxed, hand-delivered, or sent by e-mail. Fee payers who feel they have been unfairly denied a refund may request that the matter be reviewed by the Board.

Table 1. Summary of Application Fees

<b>Exempt Wells – Permit Actions</b>	<b>TOTAL</b>
Register Existing Well/ Change of Ownership	\$0
Drill New Well/ Well Modification	\$250

<b>Nonexempt Wells – Permit Actions</b>	<b>TOTAL</b>
GP -Drill New Monitor Well	\$300
GP - Drill New Test Well	\$300
GP - Conduct Pump Test	\$50
GP - Drill New Well (LPP) Limited Production Permit	\$300
Drill New Well / Well Modification (Individual Prod)	\$625
Production From Well	\$500-\$1500
Transport Out of District	\$500
Production Volume Increase(Minor Amendment)	\$300
Production Volume Increase (Major Amendment)	\$750
Plug, Cap, Recomplete Abandoned Wells	\$125
Change of Ownership of Permitted Well	\$50