



RESOLUTION ADOPTING WASTEWATER TREATMENT PLANT  
EFFLUENT REUSE POLICY

WHEREAS, West Harris County Regional Water Authority (the "Authority") has been legally created by Special Act (the "Act") of the legislature of the State of Texas for the purpose, among others, of causing the reduction of groundwater withdrawals and the conservation, preservation, protection, and recharge of groundwater reservoirs; and

WHEREAS, the Act further provides that the Authority may provide for the reduction of groundwater withdrawals as necessary to develop, implement, or enforce a groundwater reduction plan ("GRP") and facilitate compliance with applicable subsidence district regulations;

WHEREAS, the Harris Galveston Subsidence District ("HGSD") and Fort Bend Subsidence District ("FBSD") have adopted regulations requiring reduction of groundwater withdrawals through conversion to alternate source water (e.g., surface water or wastewater treatment plant effluent);

WHEREAS, in order to facilitate compliance with HGSD and FBSD regulations, the Authority is incurring significant costs to acquire surface water facilities and capacity and to deliver surface water to participants of its GRP (collectively, "Surface Water Costs");

WHEREAS, the Board has determined that encouraging reuse of wastewater treatment plant effluent ("Effluent") by adopting the Wastewater Treatment Plant Effluent Reuse Policy (the "Reuse Policy") set forth in this Resolution is beneficial and necessary: (i) to cause the reduction of groundwater withdrawals and the conservation, preservation, protection, and recharge of groundwater reservoirs; (ii) to comply with HGSD and FBSD regulations; (iii) to reduce the Surface Water Costs to be incurred by the Authority; and (iv) for the Authority's GRP; Now, Therefore,

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF WEST HARRIS COUNTY REGIONAL WATER AUTHORITY THAT:

Section 1: The recitals and facts set forth above are hereby found to be true and correct.

Section 2: The Board hereby adopts the Reuse Policy described below. The Authority may enter into written contracts ("Contracts") with owners of wastewater treatment plants ("Plants") who also own water well facilities ("Owners") to provide, among other terms, that: (i) Owners who hereafter implement an Effluent reuse system ("Effluent System") will receive a \$0.50 per 1,000 gallon credit for each 1,000 gallons of metered Effluent reused from their Plants to be applied against pumpage fees (or any other fees) due the Authority by such Owners; (ii) such credit will remain in effect for a five-year period, beginning at the time of commencement of metered reuse of Effluent or at a later date if agreed to by the Authority and Owner; and (iii) HGSD or FBSD


conversion credits, if any, associated with the reuse during the life of the reuse system will belong to the Authority for the benefit of the Authority's GRP. The Authority may refuse to enter into Contracts applicable to Effluent Systems that were in existence prior to the date this Reuse Policy is adopted, as determined by the Authority.

Section 2: Notwithstanding any provision hereof, the Authority reserves the right to: (i) refrain from entering into a Contract for any reason whatsoever, (ii) include any terms or provisions in a Contract that are mutually acceptable to the Owner and the Authority, and (iii) modify this Reuse Policy at any time, except that a Contract executed by an Owner and the Authority will not be modified without the mutual agreement of the Owner and the Authority.

PASSED AND APPROVED this 12<sup>th</sup> day of September, 2007.

  
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President, Board of Directors

ATTEST:

  
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Secretary, Board of Directors

(SEAL)

