

**RESOLUTION NO. 33-2009**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS REQUESTING THAT THE BRAZOS G REGIONAL WATER PLANNING GROUP AND THE TEXAS WATER DEVELOPMENT BOARD DESIGNATE THE CEDAR RIDGE RESERVOIR SITE AS A SITE OF UNIQUE VALUE FOR THE CONSTRUCTION OF A RESERVOIR IN THE 2011 BRAZOS G REGIONAL WATER PLAN AND THE 2012 STATE WATER PLAN.**

**WHEREAS**, the City of Abilene, Texas (the "City") serves as a regional water supplier for its citizens and for surrounding communities in and near Taylor and Jones Counties, Texas; and,

**WHEREAS**, the City is located in the Brazos G Regional Water Planning area; and,

**WHEREAS**, pursuant to the approved 2006 Brazos G Regional Water Plan and the 2007 State Water Plan, the City is projected to need additional water supplies before 2060; and

**WHEREAS**, the Cedar Ridge Reservoir, which is proposed to be located on the Clear Fork Brazos River downstream of the City's existing Fort Phantom Hill Reservoir (the "Cedar Ridge Reservoir Site"), is identified in the 2006 Brazos G Regional Water Plan and the 2007 State Water Plan, adopted by the Texas Water Development Board ("TWDB"), as a recommended water management strategy for the City and this region of the state; and

**WHEREAS**, the 2007 State Water Plan designates the Cedar Ridge Reservoir Site as a site of unique value for the construction of a reservoir pursuant to Texas Water Code § 16.051(e); and

**WHEREAS**, the Texas Legislature adopted Senate Bill 3 during the 2007 Legislative Session, which created, in part, Texas Water Code § 16.051(g-1) and designated the Cedar Ridge Reservoir Site as a site of unique value for the construction of a reservoir; and

**WHEREAS**, the 2006 Brazos G Regional Water Plan did not identify any reservoir site within the region as having unique value for the construction of a reservoir; and

**WHEREAS**, the Brazos G Regional Water Planning Group is currently evaluating and preparing the 2011 Brazos G Regional Water Plan; and,

**WHEREAS**, the 2011 Brazos G Regional Water Plan will be part of the 2012 State Water Plan, to be adopted by the TWDB; and,

**WHEREAS**, the City believes that the unique reservoir site designation for the Cedar Ridge Reservoir Site included in Senate Bill 3 and the 2007 State Water Plan represents good public policy by preserving, to an important extent, the ability of the City to pursue the permitting and construction of the Cedar Ridge Reservoir to meet future water needs; and

**WHEREAS**, the City desires to have the Cedar Ridge Reservoir Site designated as a site of unique value for the construction of a reservoir in the 2011 Brazos G Regional Water Plan and the 2012 State Water Plan.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:**

PART 1: The City hereby formally issues its support for designating the Cedar Ridge Reservoir Site as a site of unique value for the construction of a reservoir in the 2011 Brazos G Regional Water Plan and the 2012 State Water Plan.

PART 2: The City hereby requests that the Brazos G Regional Water Planning Group and the TWDB designate the Cedar Ridge Reservoir Site as a site of unique value for the construction of a reservoir in the 2011 Brazos G Regional Water Plan and the 2012 State Water Plan.

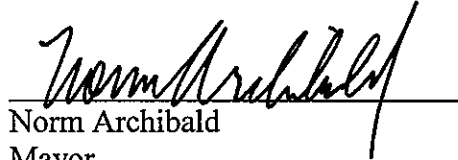
PART 3: The City Manager or his designee is hereby authorized and directed to take action necessary to request that the Brazos G Regional Water Planning Group and the TWDB designate the Cedar Ridge Reservoir Site as a site of unique value for the construction of a reservoir in the 2011 Brazos G Regional Water Plan and the 2012 State Water Plan.

PART 4: A certified copy of this resolution shall be provided to the Brazos G Regional Water Planning Group, TWDB, and to all persons interested in the subject matter hereof.

ADOPTED AND EFFECTIVE this 5<sup>th</sup> day of November, A.D., 2009.

ATTEST:

  
Danette Dunlap  
City Secretary

  
Norm Archibald  
Mayor

APPROVED:

  
Daniel Santee  
City Attorney