

RESOLUTION NO. 2024-3

**A RESOLUTION OF THE NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4 CONCERNING THE WAIVER OF THE RATE
SURCHARGES PROVIDED FOR IN THE DROUGHT CONTINGENCY PLAN
FOR A RETAIL PUBLIC WATER PROVIDER**

WHEREAS, the Nueces County Water Control and Improvement District No. 4, hereinafter referred to as the “District”, is a water control and improvement district and political subdivision in the State of Texas organized pursuant to Article 16, Chapter 59, of the Texas Constitution; and,

WHEREAS, the District pursuant to Chapters 49 and 51 of the Texas Water Code has the authority to adopt rules and regulations which govern methods, terms and conditions of water and sewer service, within its certificated area as defined in its Certificates of Convenience and Necessity issue by the Texas Commission Environmental Quality for the providing of water and sewer service to parcels or tracts of land in the District; and,

WHEREAS, the District, in order to preserve the available water supply and protect the integrity of water supply facilities, with particular regard for domestic water use, sanitation, and fire protection, and to protect and preserve public health, welfare and safety and minimize the adverse impacts of water supply shortage or other water supply emergency conditions, adopted a Drought Contingency Plan (the “Plan”) containing regulations and restrictions on the delivery and consumption of water within the service area of the District; and,

WHEREAS, the Plan adheres to the Drought Contingency Plan adopted by the City of Corpus Christi, Texas; and,

WHEREAS, the City of Corpus Christi will be going into Stage 3 of its Drought Contingency Plan on or before December 14, 2025 and pursuant to the Plan the District will go into Stage 3 in its Plan; and,

WHEREAS, Stage 3 water restrictions in the Plan provides for a surcharge of the water rate equal to 2 times the published rate per 1000 gallons of water; and,

WHEREAS, The City of Corpus Christi has advised its retail water suppliers, including the District, that it will not implement the surcharges provided or in its Drought Contingency Plan at this time; and,

WHEREAS, Stage 3 water restrictions in the Plan provides that the filling, refilling, or adding water to swimming pools, wading pools, and jacuzzi-type pools, and water parks is prohibited; and,

WHEREAS, the City of Corpus Christi has advised its retail water suppliers, including the District, that it will not implement the restrictions concerning the filling, refilling, or adding water to swimming pools, wading pools, and jacuzzi-type pools, and water parks.

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Nueces County Water Control and Improvement District No. 4, that it hereby waives the provisions in its Drought Contingency Plan that provide for the implementation of a surcharge of the water rate equal to 2 times the published rate per 1000 gallons of water.

BE IT FURTHER RESOLVED by the Board of Directors of the Nueces County Water Control and Improvement District No. 4, that it hereby waives the restriction contained in its Drought Contingency Plan prohibiting the filling, refilling, or adding water to swimming pools, wading pools, and jacuzzi-type pools, and water parks.

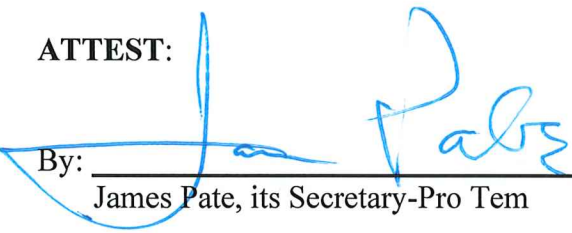
The provisions in the Plan that are waived by the Board of Directors shall remain in effect until such time as the District is no longer in Stage 3 water restrictions or the City of Corpus Christi passes a resolution reinstating said surcharges or restrictions

DULY ADOPTED on this 12th day of December 2024.

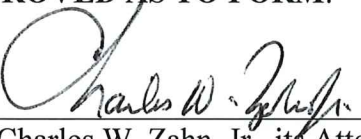
**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4**

By: 
Josh Garcia, Its President

ATTEST:

By: 
James Pate, its Secretary-Pro Tem

APPROVED AS TO FORM:

By: 
Charles W. Zahn, Jr., its Attorney