



JOHNSON COUNTY COMMISSIONERS COURT

Christopher Boedeker
County Judge

Rick Bailey
Commissioner
Precinct 1

Kenny Howell
Commissioner
Precinct 2

Mike White
Commissioner
Precinct 3

Larry Woolley
Commissioner
Precinct 4

THE STATE OF TEXAS

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§
§

RESOLUTION 2025-05

COUNTY OF JOHNSON

RESOLUTION SUPPORTING JOHNSON COUNTY SPECIAL UTILITY DISTRICT'S REQUEST TO MODIFY CHAPTER 7216 OF THE TEXAS SPECIAL DISTRICT LOCAL LAWS CODE

WHEREAS, the Johnson County Special Utility District (JCSUD) has requested that the Texas Legislature modify Chapter 7216 of the Texas Special District Local Laws Code as outlined in the attached proposed modification;

WHEREAS, Johnson County is committed to ensuring fair representation on the JCSUD board of directors by advocating for the implementation of single-member districts, allowing for more equitable representation of all ratepayers;


WHEREAS, Johnson County recognizes that requiring redundant filings with the Texas Commission on Environmental Quality (TCEQ) imposes unnecessary administrative burdens and financial costs on ratepayers, including municipalities within the County.

NOW THEREFORE, BE IT RESOLVED, that the Johnson County Commissioners Court hereby supports the Johnson County Special Utility District's efforts to modify Chapter 7216 of the Texas Special District Local Laws Code to establish single-member districts for board representation and to eliminate redundant filings with the Texas Commission on Environmental Quality.

DONE IN OPEN COURT THIS 24TH DAY OF MARCH, 2025.


Christopher Boedeker, Johnson County Judge

Voted: ☒ yes, ☐ no, ☐ abstained


Rick Bailey, Comm. Pct. 1

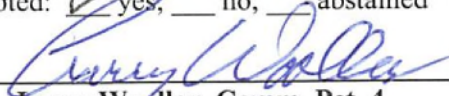
Voted: ☒ yes, ☐ no, ☐ abstained


Kenny Howell, Comm. Pct. 2

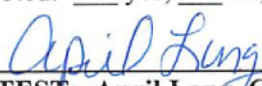
Voted: ☒ yes, ☐ no, ☐ abstained


Mike White, Comm. Pct. 3

Voted: ☒ yes, ☐ no, ☐ abstained


Larry Woolley, Comm. Pct. 4

Voted: ☒ yes, ☐ no, ☐ abstained


ATTEST: April Long, County Clerk



SPECIAL DISTRICT LOCAL LAWS CODE

TITLE 6. WATER AND WASTEWATER

SUBTITLE C. SPECIAL UTILITY DISTRICTS

CHAPTER 7216. JOHNSON COUNTY SPECIAL UTILITY DISTRICT

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 7216.001. DEFINITIONS. In this chapter:

- (1) "Board" means the board of directors of the district.
- (2) "Director" means a member of the board.
- (3) "District" means the Johnson County Special Utility District.

Added by Acts 2015, 84th Leg., R.S., Ch. 855 (S.B. 1162), Sec. 1.03, eff. April 1, 2017.

Sec. 7216.002. NATURE OF DISTRICT. The district is a conservation and reclamation district in Johnson, Hill, Ellis, and Tarrant Counties created under Section 59, Article XVI, Texas Constitution.

Added by Acts 2015, 84th Leg., R.S., Ch. 855 (S.B. 1162), Sec. 1.03, eff. April 1, 2017.

Sec. 7216.003. FINDINGS OF BENEFIT AND PUBLIC PURPOSE. (a) The district is created to serve a public use and benefit.

(b) All land and other property included in the district will benefit from the works and projects accomplished by the district under the powers conferred by Section 59, Article XVI, Texas Constitution.

(c) The district is essential to accomplish the purposes of Section 59, Article XVI, Texas Constitution.

Added by Acts 2015, 84th Leg., R.S., Ch. 855 (S.B. 1162), Sec. 1.03, eff. April 1, 2017.

Sec. 7216.004. DISTRICT TERRITORY. (a) The district is composed of the territory described by Section 3, Chapter 780, Acts of the 78th Legislature, Regular Session, 2003, as that territory may have been modified under:

- (1) Subchapter J, Chapter 49, Water Code;
- (2) Subchapter H, Chapter 65, Water Code; or

(3) other law.

(b) The boundaries and field notes of the district form a closure. A mistake in the field notes or in copying the field notes in the legislative process does not affect:

(1) the district's organization, existence, or validity;

(2) the district's right to issue bonds or refund bonds or to pay the principal of and interest on the bonds; or

(3) the legality or operation of the district or the board.

Added by Acts 2015, 84th Leg., R.S., Ch. 855 (S.B. [1162](#)), Sec. 1.03, eff. April 1, 2017.

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 7216.051. COMPOSITION OF BOARD. The district is governed by a board of not fewer than 5 or more than 11 elected directors.

Added by Acts 2015, 84th Leg., R.S., Ch. 855 (S.B. [1162](#)), Sec. 1.03, eff. April 1, 2017.

Sec. 7216.052. Sec. 7209.052. DIRECTOR ELIGIBILITY. To be eligible to be listed on the ballot as a candidate for or to serve as a director, a person must be:

(1) eligible to vote in the State of Texas and not otherwise disqualified to serve by law;

(2) a retail water or sewer service customer of the district; and

(3) owner or beneficiary of an owner of land receiving services from the district.

Sec. 7209.053. ELECTION OF DIRECTORS FROM SINGLE-MEMBER DISTRICTS. (a) The board, by rule, may provide for the election of some or all of the directors from single-member districts.

(b) In addition to the qualifications required by Section [7209.052](#), if the board provides for the election of some or all of the directors from single-member districts, to be eligible to be listed on the ballot as a candidate for or to serve as a director from a single-member district, a person must be a resident of that single-member district.

SUBCHAPTER C. BONDS

Sec. 7216.101. AUTHORITY TO ISSUE BONDS. (a) The district has the rights, powers, duties, and obligations of an issuer under Chapter 1371, Government Code.

(b) Sections 49.181 and 49.182, Water Code, do not apply to the district. Sec. 7216.103. DISTRICT RULES. The district may adopt and enforce reasonable rules.

Added by Acts 2015, 84th Leg., R.S., Ch. 855 (S.B. [1162](#)), Sec. 1.03, eff. April 1, 2017.

Sec. 7216.104. CONFLICT WITH MUNICIPAL REGULATION. (a) If a municipality asserts regulatory authority, including water quality standards, over a geographic area located within the

district's jurisdiction, the municipality's regulation controls over the district's regulation if there is a regulatory conflict.

(b) This section does not apply to:

- (1) potable water quality standards; or
- (2) a dispute relating to retail water utility service areas.

Added by Acts 2015, 84th Leg., R.S., Ch. 855 (S.B. 1162), Sec. 1.03, eff. April 1, 2017.

SUBCHAPTER D. GENERAL FINANCIAL PROVISIONS

Sec. 7216.151. TAX-EXEMPT BOND FINANCING; SALES TAX EXEMPTION. This chapter may not be construed to impair the district's ability or right to obtain tax-exempt bond financing or a state sales tax exemption.

Added by Acts 2015, 84th Leg., R.S., Ch. 855 (S.B. 1162), Sec. 1.03, eff. April 1, 2017.