

## MINUTES OF MEETING

### State Water Resources Board

The State Water Resources Board, re-established under Chapter 20, Code of West Virginia by an Act of the Legislature, Regular Session, 1964, held its organizational meeting in the office of the Director of the Department of Natural Resources at 10:00 a.m. on July 17, 1964. All members were present as follows:

John C. Ailes  
Charles T. Holland  
Glen McKinney  
Mathew Turkovich  
W. W. Jennings

#### Others Present:

Warden M. Lane, Director - Department of Natural Resources  
Bern Wright, Chief - Division of Water Resources  
L. E. Gillenwater, Assistant Chief, Division of Water Resources  
Thomas B. Yost, Assistant Attorney General

#### Election of Chairman

The first item of business was the election of a chairman. Mr. Ailes was unanimously elected to that position.

#### Administrative Procedures

During a discussion of the administrative procedures to be followed by the Board, it was agreed that Mr. Ailes and Mr. Yost would meet to discuss rules and regulations and that a draft would be drawn up by Mr. Yost. Mr. Wright and Mr. Gillenwater presented to the Board drafts of forms drawn up for use by the Water Resources Division and the Board. The Board decided not to discuss them since the forms used by the Division are not of official concern to the Board.

Mr. Holland moved that a filing fee of one dollar be charged, in accordance with the law, to those who wish to be notified of hearings on rules and regulations. Mr. Jennings seconded and the motion passed unanimously.

#### Appeals

Mr. Wright stated that at least two appeals are pending, one of them being on Jones Creek. Mr. Yost stated he felt that the appointment of the new Board automatically terminated all resolutions and policy statements of the old Board. He stated he thought these would have to be re-enacted by rules and regulations of the new Board. He said he did not believe that even the old Board had authority to refuse permits on Jones Creek on the basis of a directive only. He said he thought the company should be told to re-apply for a permit. Then the Division must make an investigation. The permit could be refused on the basis of the investigation.

STATE WATER RESOURCES BOARD

Page 2

Minutes of Meeting

Public Law 660

Mr. Wright pointed out that Public Law 660 funds are received in the name of the Board. Mr. Wright passed around an expenditure schedule for the Board's examination.

Secretary for the Board

A long discussion was held on this point. It was finally decided that the Board would hire a secretary to work in the Division offices and would be available to do Division work when not engaged in work for the Board.

Guests at Board Meetings

It was decided to invite the State Health Department to send a representative to future Board meetings as well as the Natural Resources Director and the various Division Chiefs in the Department of Natural Resources.

Adjournment

Mr. Jennings moved for adjournment. Mr. McKinney seconded and the meeting was adjourned at 12:20 p.m.

LEG/mms  
9-21-64