

Board Minutes

May 7, 1985

The Board met in their conference room at 1260 Greenbrier Street with the following members present: John C. Ailes, Chairman, Robert Scott and William Plass - absent Dr. David Samuel and Dr. Alan Hamner.

By proper motion and vote the following actions were taken:

Denied the Motion for Summary Judgement in Appeal Nos. 256 and 257 Union Carbide Corp. vs. Chief;

Approved and entered an Order in Appeal No. 278 Ohio Power Company for an extension of the suspension of WV/NPDES Permit No. 0005304 Item 26 until the next meeting of the Board (see transcript in file). (These conditions are stayed and suspended until that time).

The Board again had an informal review of the revision to the Legislative rules.

AGENDA

State Water Resources Board Meeting Days

Following is the tentative schedule of the Board - appellate and regulatory for the next few months.

The Board did announce on January 8, 1985 that it would be reviewing all Legislative rules and that any suggestions would be accepted until March 15, 1985. The Board has also set the first and third Tuesday of each month for appellate and any other necessary Board actions. Meetings will begin at 10:00 a. m. and notices will be duly filed in the Office of the Secretary of State pursuant to the State's Administrative Procedure's Act.

- March 26 - Regular Board Meeting - Appellate function. Begin informal review of suggestions for revisions of Legislative rules.
- April 2 - Same as above.
- April 16 - " " "
- May 7 - " " "
- May 10 - File proposed Legislative rules with Secretary of State along with notice of hearing date. Comment period begins.
- May 21 - Regular Board Meeting.
- June 4 - " " "
- June 25 - Regular Board Meeting. Official public hearing at Coonskin Armory at 7:00 p. m. on proposed Legislative Rules. Close of comment period July 5, 1985.
- July 9 - Regular Board Meeting. Begin review of comments, deliberations of Legislative Rules.
- July 16 - Same as above.
- Aug. 6 - " " "
- Aug. 12 - Proposed Legislative Rules filed with the Legislative Rule Making Review Committee and the Secretary of State.
- Aug. 20 - Regular Board Meeting.

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OFFICE OF THE SECRETARY OF STATE
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STATE OF WEST VIRGINIA
STATE WATER RESOURCES BOARD
1206 Greenbrier Street
Charleston, West Virginia 25311
(304) 348-4002

1985 APR 29 PM 2:50

OFFICE OF THE SECRETARY OF STATE

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Executive Secretary
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Technical Assistant
ROBERT K. PARSONS
ASSISTANT ATTORNEY GENERAL
Legal Advisor
OFFICE LOCATION
1260 Greenbrier Street

April 29, 1985

The Honorable Ken Hechler
Secretary of State
State Capitol Bldg. # 1 - Room 157K
Charleston, WV 25305

Re: Notice of Meeting/Hearing

Dear Mr. Secretary:

Pursuant to Chapter 6, Article 9A of the Code of West Virginia and in accordance with rules and regulations promulgated and filed by this Board in your office, notice is hereby given that the State Water Resources Board will be meeting on May 7, 1985 in conference room located at 1260 Greenbrier Street, Charleston, WV at 9:00 a. m. for the purpose of:

- Consider Request for Immediate Suspension in Appeal No. 278 (Item 26) - Ohio Power Company, Appellant, v. Chief, Division of Water Resources, State Department of Natural Resources, Appellee;
- * - Consider Motion for Summary Judgment in Appeal No. 257 and on Ground No. 3 of Appeal No. 256, Union Carbide, Appellant, v. Chief, Division of Water Resources, State Department of Natural Resources; *
- Continue informal review of revision of Legislative rules; and
- Other business which may properly come before the Board.

Not to discuss

The meeting is open to the public pursuant to above Code. Seating capacity of the conference room is 20.

Very truly yours,

Frances E. Hunter
Frances E. Hunter
Executive Secretary