

Board Minutes

The Board met on October 21 and 22, 1985 with all four Board members present.

The order of business followed the notice filed in the office of the Secretary of State and by proper motion and vote the following actions were taken.

1. Appeal Nos. 256 & 257 - Union Carbide - the Board granted the Motion to Strike Evidence (see transcript in file).
2. Agreed to the Stay on Item 29 in Appalachian Power Company's Appeal No. 302. (Order entered)
3. Heard and entered Order in Kaiser Aluminum's Motion for Stay (see file).
4. Board denied the Motion to Intervene and Dissolve Stay in Appeal No. 198 Elbert Zirkle (see file).
5. Continued and Order entered in Appeal No. 294 Mary Ann Totten.
6. Had evidentiary hearing in Appeal No. 278 Ohio Power (see transcript in file).
7. Continued by motion of the parties and entered Order to same in Appeal No. 301 - Central Operating Co.
8. Received and agreed to the Petition to Intervene filed by Canaan Village re: Appeal No. 300 Linda Elkinton.
9. Continued Appeal No. 303 Robert Riffe.
10. " " " 304 Village of Beech Bottom.

For further info see file(s) on above.



STATE OF WEST VIRGINIA
STATE WATER RESOURCES BOARD

1206 Greenbrier Street
Charleston, West Virginia 25311
(304) 348-4002

October 11, 1985

STAFF
FRANCES E. HUNTER
Executive Secretary

PAUL L. HILL, JR., PH.D.
Technical Assistant

ROBERT K. PARSONS
ASSISTANT ATTORNEY GENERAL
Legal Advisor

OFFICE LOCATION
1260 Greenbrier Street

FILED
OCT 11 AM 10:48
CLERK OF COURTS

JOHN C. AILES
P.O. Box 1036
Romney, West Virginia
DR. DAVID E. SAMUEL
Box 16 Rt. 6
Morgantown, West Virginia

ROBERT B. SCOTT
601 David Avenue
Elkins, West Virginia

DR. ALLEN HAMNER
3 Lincoln Way
Buckhannon, West Virginia

WILLIAM PLASS
21 Grandview Drive
Princeton, West Virginia

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

Re: Notice of Hearings/Meetings

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 at 1260 Greenbrier Street, Charleston, West Virginia, at 9:00 A.M. on dates listed below and for purposes as listed:

October 21, 1985

- Hear Argument and Render a Decision on Appellee, Chief's Motion to Strike Evidence in Appeal Nos. 256 and 257 - Union Carbide Corporation, Appellant;
- Hear Appellant, Appalachian Power Company (APCO)'s Motion to Suspend, Appeal No. 302, v Chief, Division of Water Resources, Appellee;
- Hear Appellant, Kaiser Aluminum & Chemical Corporation's Motion for Stay, Appeal No. 280, v Chief, Division of Water Resources, Appellee;
- Hear Elbert Zerkle's Motion to Intervene and Dissolve Stay (Appeal No. 198, Enoxy Coal Company);
- Hear Appeal No. 294 Mary Ann Totten, et al v Chief, Appellee;

*entered
filed
hand*

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Cont

The Honorable Ken Hechler
Secretary of State
State Capitol Bldg. # 1 Room 157K
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- Other business which may properly come before the Board.

October 22, 1985 (this may continue into October 23, beginning at 9:00 A.M.)

heard Evidentiary Hearing - Appeal No. 278 - Ohio Power Company, Appellant, v. Chief, Division of Water Resources;

cont - Hear Appeal No. 301, Central Operating Co., Appellant, v. Chief, Division of Water Resources;

OK & cont - Rule on Petition to Intervene by Canaan Village, Inc., Re: Linda Elkinton, et al, v. Chief, Division of Water Resources, Appeal No. 300;

- Hear Appeal No. 303 - Robert Riffe, Appellant, v. Chief, Division of Water Resources, Appellee;

cont - Hear Appeal No. 304, Village of Beech Bottom, Appellant, v. Chief, Division of Water Resources, Appellee along with their Motion for Immediate Suspension;

- Other business which may properly come before the Board.

The above meetings/hearings are open to the public pursuant to above Code. Seating capacity of conference room is 20.

Very truly yours,



Frances E. Hunter
Executive Secretary

10-22-03 Attendees
 Board Hearing Ohio Power

Appeal 278

<u>Name</u>	<u>Organization</u>
Kristi Treadway	AG - DNR
Karen Watson	AG - DNR
DAVID M Flannery	Robinson & McElwhee (OP)
M Ann Bradley	"
MICHAEL R. ROYDA	AMERICAN ELECTRIC POWER SERVICE CORP.
KEVIN D. MACK	AMERICAN ELECTRIC POWER SERVICE CORP.
Chuck Hewett	Ohio Power Co.
SKIPP KROPP	APPALACHIAN POWER CO.
TIM MALLAN	" "
G. S. ATWA	HW - DNR
John Ailes	BE Chairman
Bill Pless	" member
Robert O. Sep	DNR - WRD
Jim Duranti	"
Mark Casdorff	DNR
Melony Van Meter	WVDNR DWR
David Johnson	" "
Glenn Ray	" "
Andy Jones	" "
Bob West	Board member
Bob Parsons	Board Legal Advisor
Paul L. Hill Jr	" - tech. "
Pravin Sangani	WVDNR DWR
Fran Ventler	Board, Exec Sec.