

12-12-88

Attendees
Shenandoah Wood Preserves
WRB Hearing

Name

Organization

Randy Jones
John H. Britton

WV Division of Natural Resources
" " " " " "

Deborah A. Lawson

Lawson + Barton

Edward W. Ollivier

Dynamic Corporation

Ann Spaner

WV Attorney General's Office

Patricia G. Telle

Spokesperson Citizens for Pure Water of
Shepherdstown

Joanne Odenkirchen

Eli McCoy

Nat'l Cancer Institute

Eli McCoy

WV DNR WRD

RAY JAFARI

WV DNR WRD

William N Jones

Consulting Hydrologist

Board Minutes

December 12, 13, 1989

Board members Mr. Ailes, Mr. Plass and Dr. Samuel met on above date in conference room located at 1260 Greenbrier Street, Charleston, WV.

The Board heard the Shenandoah Woods Appeals Nos. 367-372 - see transcript in file. The Board also heard Appeal No. 393 and 394 - see transcript in file. Status reports were received as follows: Appeals Nos. 363, 284-286, 329, 308, 313 and 120 along with Appeals Nos. 340, 336 and 314 (see file for transcript).

Mr. Ailes announced at this time that he had received a letter from Governor Moore reappointing him to the Board with 4 new members. A date of December 27, 1988 was set for above members to rule on unfinished business and to meet the newly appointed members.

Notice of hearing and attendee list attached.

The Board also by proper motion and vote upheld the Appellee's request for cross-Motion in appeal No. 364-HW Quaker State and denied the Appellants Motion for Summary Judgment and upheld the Appellee.



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

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

STAFF
 FRANCES E. HUNTER
 Executive Secretary
 Jan R. Taylor
 Technical Advisor
 Lowell D. Greenwood
 ASSISTANT ATTORNEY GENERAL
 Legal Advisor
 OFFICE LOCATION
 1260 Greenbrier Street

November 29, 1988

WILLIAM PLASS
 21 Grandview Drive
 Princeton, West Virginia

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

Re: Notice of Hearings/Meetings

Dear Mr. Secretary:

Pursuant to Chapter 6, Article 9 of the Code of West Virginia and in accordance with rules and regulations promulgated and filed by the Board in your office, notice is hereby given that the State Water Resources Board will be meeting on December 12 and 13, 1988, in conference room located at 1260 Greenbrier Street, Charleston, West Virginia times/purposes as follows:

12th-9:00 A.M. - Evidentiary Hearing Appeals Nos. 367 (Rippon Area Citizens for Pure Water), 368 (Citizens for Pure Water of Shepherdstown), 369 (Potomac Valley Audubon Society), 370 (League of Women Voters of Jefferson County), 371 (Windflower Garden Club) and 372 (Breezy Bluffs Farm-Eugene and Margaret Olcott), Appellants - Re: NPDES Permit WV0076279 Shenandoah Wood Preservers), vs. Chief, Division of Water Resources, State Department of Natural Resources, Appellee.

13th-9:00 A.M. - Status reports and/or Consent Orders on:

Koppers Appeal No. 363
 Wheeling Pittsburg Steel Appeal Nos. 284, 285 & 286
 Ravenswood Appeal No. 329
 Virginia Electric Power Company Appeal No. 308
 Appalachian Power Company Appeal No. 313
 Riverton Coal Company Appeal No. 120

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 FILED
 SECRETARY OF STATE

The Honorable Ken Hechler
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November 29, 1988

Twin Branch Coal Company Appeal No. 340
Freemont Coal Company Appeal No. 336
Quaker State Newell Plant Appeal No. 314
Hear Appeal No. 398 BASF Corp., Appellant, vs. Division of
Water Resources, Appellant;
10:30 A.M.- Evidentiary Hearing Appeal No. 393, Homeplace, Inc.; Save Our
Mountains, Inc.; James Probst; John Salstrom; Ric McDowell;
Jane Burns; Bonnie Burns; and Bobby Burns, Appellants, vs.
Director, Department of Natural Resources, State Department
of Natural Resources, Appellee-Re: (NPDES Permit No.
WV1005081 Black Gold of West Virginia, Inc.); and
Evidentiary Hearing Appeal No. 394, Albert Miller, Idell Miller,
Jackie Miller, Barbara Sharon Miller, Sandra L. Miller,
Thelma Stepp, Bobby Ray Short and Diana Sue Short, Appellants,
vs. Director, Department of Natural Resources, State Department
of Natural Resources, Appellee-Re: (NPDES Permit WV1005081
Black Gold of West Virginia, Inc.) and Request for Stay; and
Other business which may properly come before the Board.

The meeting is open to the public and has a seating capacity of 20 persons.

Very truly yours,



Frances E. Hunter
Executive Secretary

Attendee List 12-13-88
W R B Hearing

<u>Name</u>	<u>Organization</u>
Ann Spaner	WV AG Office
Steve Buckley	"
Ann Bradley	Robinson + McElwee (Appalachian Power)
Kim Brown Poland	Robinson + McElwee
Joe Nash, Jr.	City of Ravenswood (City Atty.)
Ken Politan	WV DOE
Joseph H. Zell LAZELL	WV AG Office
Dan Bays	WV DOE
Jeff Wood	Black Grad Mt Black Daniel
Paul Hare	DNR
John M ^c Ferrin	A.R.D.F.
RICHARD diPRETORO	HOMEPLACE, BURNS ET AL.
John Salstrom	SIX-MILE RESIDENT PRESIDENT, HOME PLACE
Sandra Miller	Six mile resident
Albert Miller	Six mile resident
Bill Raney	