

Board Minutes - September 13, 1989

The Board met at 9:30 A.M. with *4 members present at conference room located at 1260 Greenbrier Street, Charleston, WV. Also present were E. Forrest Jones, Special AG Legal Advisor to the Board and staff - Fran Hunter and Jan Taylor.

The order of business followed as listed in the Notice of Hearing as filed in the office of the Secretary of State. Transcripts of the record is in the appropriate file. In the PM session, Lowell Greenwood, Assistant Attorney General was here.

By proper motion and vote the following actions were taken:

Order entered dismissing Appeals Nos. 368, 367, 370, 371 and 372;

Order entered dismissing Appeal No. 262;

Received status reports on Appeals Nos. 194, 198 and 261; also in Appeals Nos. 346 and 401;

Consent Order entered in Appeal No. 313;

Consent Order entered in appeal No. 311;

Discussed Appeal No. 329 - Order to be drafted dismissing this appeal upon receipt of letter by Board from Counsel for Ravenswood;

Status report received in Appeal No. 340;

Consent Order entered dismissing Appeal No. 400;

Agreed to continue appeal No. 413;

In the Lackawanna Appeals parties agreed to continue until the next Board meeting as counsel for Lackawanna wanted to come and review the Board's files on these appeals;

Agreed to dismiss Appeals Nos. 407 and 408;

Discussed Appeal No. 337 - Technical Advisor to check with Solid Waste downstairs on status of new application;

Discussed Phillip J. Gwinn Appeal No. 409; and

adjourned until 7 P. M. when hearing would be held on the proposed amendments to the NPDES rules. Transcripts of above actions in respective file.

Next meeting scheduled for September 27, 1989.

attached copy of Notice
attendee list

* Absent- David Samuel



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

Dr. Edward Snyder
 Dr. Donald Tarter
 DR. DAVID E. SAMUEL
 Dr. Charles R. Jenkins
 Ms. Sarah L. Neal

FILED
 1989 AUG 30 PM 4:05
 STAFF
 FRANCES E. HUNTER
 Executive Secretary
 JANE Taylor
 Technical Advisor

August 30, 1989

OFFICE LOCATION
 1260 Greenbrier Street

The Honorable Ken Hechler
 Secretary of State
 State Capitol Bldg. # I 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 September 13, 1989 at 9:00 A.M. in conference room located at 1260 Greenbrier Street, Charleston, West Virginia for the purposes/times listed below:

9:30 A.M. - Hold public hearing on draft permit - LCS Services, Inc., Application No. SWF-1020 (a Public Notice of this hearing was duly printed in the Martinsburg, W. Va. Evening Journal on July 18, 1989 and in the Charleston Daily Mail and Charleston Gazette also on this date);

Noon - 1:30 P.M. - LUNCH

1:30 P.M. - Enter Order dismissing Appeals Nos. 367, 368, 369, 370, 371 and 372 - Rippon Area Citizens for Pure Water, Citizens for Pure Water of Shepherdstown, Potomac Valley Audubon Society, League of Women Voters of Jefferson County, Windflower Garden Club and Breezy Bluffs Farm, Appellants, vs. Chief, Division of Water Resources, State Department of Natural Resources, Appellee;

Enter Order dismissing Appeal No. 262, Lady H Coal Company, Appellant, vs. Chief, Division of Water Resources/Director, Department of Natural Resources, Appellee;

Receive status report and/or consent orders on the following:

Appeal No. 194 - Island Creek Coal Company;

" 198 - " " " "

" " 261 - Badger Coal Company

Appeals Nos. 346 and 401 - Borg Warner Chemicals Inc.;

Appeal No. 313 - Appalachian Power Company (Mountaineer Plant); *24 issues*

" " 311 - Union Carbide (Tech Center); *2 issues*

" " 329 - City of Ravenswood;

" " 340 - Twin Branch Coal Company;

" " 400 - PPG;

" " 413 - Edsel Simmons;

Scheduling

Appeals Nos. 355, 359, 381 and 385 - Lackawanna Transport Company and
Appeal No. 354 - Eller Excavating and Hauling Company;

Evidentiary Hearing - Appeals Nos. 407 and 408 - Donald R. Morris and
Theodore H. Wachter, Appellants, vs. Chief, Division of Water Resources,
Appellee;

D.N.R.

Deliberations in Appeal No. 337 - Harold J. Rehe, Appellant, vs. B.
Douglas Steele, Chief, Division of Waste Management, Appellee and
West Virginians Against Out-Of-State Garbage, et al, Intervenors/
Appelles; and

appeared

Deliberations in Appeal No. 409 - Phillip J. Gwinn, Appellant vs.
Director, Department of Natural Resources, Appellee and Tri-County
Citizens for Irish Mountain, Intervenor/Appellee;

Other matters which may properly come before the Board may be
considered.

7:00 P.M. - Hearing on proposed amendments to the Title 46 Series 2 Rules
Governing the State National Pollutant Discharge Elimination
System (NPDES) Program (this was published in the Charleston
Gazette and the Charleston Daily Mail on July 28, 1989 and
also filed in the Office of the Secretary of State on this date).

The hearing(s)/meeting(s) are open to the public and the conference room has
a seating capacity of 20 persons.

Very truly yours,

STATE WATER RESOURCES BOARD

Frances E. Hunter

Frances E. Hunter
Executive Secretary

WRB Hearing
HCS Services, Inc.

Name	Address	Comments	
		NO	yes
J. J. PHILBIN	RT 4 BOX 289AA HEDGESVILLE 25427		
Kenneth R. Dechman	RT 1 BOX 390B HEDGESVILLE, WV. 25427		
W.A. Winkle	RT #1 Box 384-A Hedgesville WV 25427		
Betty Silver	R2 Box 272 Beechey Spring 25411		
Oleta Cain	132 Camp Harmon Dr Berkeley Springs WVA 25411		
Betty Mene	RT 1 Box 436 Hedgesville, WVA 25427		
Dolly Crowell	Rt 1 Box 433 Hedgesville W.VA 25427		
Mary E. Murphy	Route 4 Box 569 Hedgesville Wva 25427		
John Carter	RT 2 BOX 37-S MARTINSBURG WV 25401		
MELISSA CHRISTENSEN	ROUTE 2 BOX 317S MARTINSBURG WV 25401		
Robert W. Miller	PO Box 713 Hedgesville Wva 25427		
Don and Sherry Evasis	RT 1 Box 362 Hedgesville W.Va 25427	NO	
Marie Warren	RT 1 Box 368 Hedgesville W.V 25427		
Ronnie J Good	P.O. Box 32 Hedgesville W.Va 25427		
Charles Wimer	Rt. 1 Box 348 Hedgesville WVA 25427		
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Doug. Fletcher	Rt #1 - Box 428 - Hedgesville, W. Va. - 25427		
James Murch	RT 1, Box 365 Hedgesville ^{W.Va.} 25427		
James B. Warren	RT# Box 360 Hedgesville W.V. 25427		
Caroly French	RT 1 Box 395 Hedgesville W.VA 25427		
Ray Emeric	P.O. Box 206 Hedgesville W.VA. 25427		
Robert Barrett	RT #1 Box 375 Hedgesville WV. 25427		
Carolyn S. French	Rt # 1 Box 365 Hedgesville, W. Va. 25427		
Hilda Jo Ketting	RT 1. Box 442 Hedgesville Wva 25427		

George W. Moun	Rt 1 Box 394	Hedgesville W Va.	25427
Smith	Rt 1, Box 385A	Hedgesville	25427
Ellis McDonald	Rt. 1, Box 385	Hedgesville	25427
Ly L McDonald	Rt. 1 Box 385	Hedgesville WVa	25427
Morris	Rt. #1 Box 394	Hedgesville WV	25427
French	Rt 3 Box 182-28	Hedgesville WV	25427
Winn French	Rt 3 Box 182-28	Hedgesville WV.	25427
Sheppard	Rt 1 Box 391	Hedgesville) W. V.	25427
Ed Butts	Rt 1 Box 408	Hedgesville WVa	25427
Gene Richard	Rt 1	Hedgesville WVa	25427
Ken Moshu	P O Box 207	Hedgesville, WVa	25427
Mary Ann Head	Rt 5 Box 451	HEDGESVILLE, W.VA.	25427
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ne L Cassidy	Rt 5 Box 444	Hedgesville WV	25427
Imbu Group			
Cottrill	Rt 1 Box 304	Hedgesville, WV	25427
R O Snapp	Rt #1 Box 325	Hedgesville	25427
Snapp	"	"	"
reg Gorrell	604 Va. St. E.	Chas WV	25301
Bob Jackson	"	"	"