

MINUTES BOARD MEETING

June 4, 1990

The Board met on the above date at 9 A.M. with Board members present:  
Dr. David Samuel, Chairman - members - Sarah Lee Neal and Dr. Charles Jenkins.  
Absent: Dr. Don Tarter and Dr. Edward Snyder.

By proper motion and vote the Board:

- agreed to continue Appeals 284, 285 & 286 - Wheeling-Pittsburgh Steel to 6-5;
- heard evidentiary matters in Appeal No. 419 - Shorty's Tire, Inc.  
(see transcript in file)

On June 5 the Board by proper motion and vote:

- agreed to continue Appeal 313 - Appalachian Power negotiations in progress;
- AG indicated there is no change in Quaker State - Appeal 314 continued;
- heard report in Appeal 362 - Rhone Poulenc - all but one issue may be resolved by Consent Order/negotiation but may need hearing on one issue;
- received report Appeal No. 410 - Fishers indicated that if the well in question is plugged they will withdraw appeal - set for next hearing.
- AG indicated that they are negotiating in Appeal 415 - Westmoreland Coal - continued;
- received report in Appeal 416 - G.E. Chemicals - all issues may be resolved by issuance of permit (new application) agreed to continue until July;
- heard status report Appeal 424 - Kessell Lumber - continue. If not resolved within 60 days set hearing;
- AG represented to the Board that they are working at a Consent Order in the Royce Hosiery Appeal No. 426 - are waiting for a letter from the City of Martinsburg - will give report at next hearing - continued; and
- agreed to continue Appeal No. 428 as the AG represented to the Board they are close to settlement.

Next meeting scheduled for June 29 - will advise members if changed.

attached - attendee list  
notice of hearing



STATE OF WEST VIRGINIA  
STATE WATER RESOURCES BOARD

1260 Greenbrier Street  
Charleston, West Virginia 25311  
(304) 348-4002

FILED

1990 MAY 23 PM 12: 59

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

CHARLES R. JENKINS, Ph.D.  
SARAH LEE NEAL  
DAVID E. SAMUEL, Ph.D.  
EDWARD M. SNYDER, Ph.D.  
DONALD C. TARTER, Ph.D.

May 23, 1990

GASTON CAPERTON  
Governor  
STAFF  
FRANCES E. HUNTER  
Executive Secretary  
JAN R. TAYLOR, Ph.D.  
Technical Advisor

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 and Chapter 29A, Article 5 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 the following dates/times/purposes as listed below:

June 4, 1990

- 9:00 A.M. - Consent Order or Dismissal in Appeal Nos. 284, 285 and 286 - Wheeling-Pittsburgh Steel Corporation, Appellant, vs. Chief, Division of Water Resources, Appellee;
- 9:30 A.M. - Evidentiary Hearing - Appeal No. 419 - Shorty's Tire, Inc., Appellant, vs. Director, Department of Natural Resources and Chief, Division of Waste Management, Department of Natural Resources, Appellees;

June 5, 1990

9:00 A.M. - Consent Order/Status Reports in the following appeal numbers:

- \*313 - Appalachian Power Company (Mountaineer Plant)(NPDES)
  - \*314 - Quaker State Oil Refining Corporation (NPDES)
  - \*362 - Rhone Poulenc Ag Company (NPDES)
  - \*\*410 - Farrell & Augusta Fisher (UIC Permit issued to Cabot Oil & Gas)
  - \*\*\*415 - Westmoreland Coal Company (NPDES)
  - \*416 - G. E. Chemicals Inc.(Woodmar Plant)(NPDES)
  - \*424 - Kessel Lumber Supply
  - \*426 - Royce Hosiery Mills, Inc.
- and any other Consent Orders which may be offered.

- \* Chief, Division of Water Resources
- \*\* Chief, Division of Waste Management
- \*\*\* Director, Department of Natural Resources

The Honorable Ken Hechler  
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June 5, 1990 (continued)

9:45 P.M. - Evidentiary Hearing - Appeal No. 428 Allegheny Properties, Inc.,  
Appellant, vs. Chief, Division of Water Resources, Appellee; and

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

The Board will break at 12:15 P.M. for lunch and resume hearings at 1:30 P.M. on  
each of the above dates. The hearings/meetings are open to the public and the conference  
room has a seating capacity of 20 persons.

Very truly yours,



Frances E. Hunter  
Executive Secretary

URB Hearing/Meeting  
9AM - June 5, 1990

Name

Organization

Chauncey Browning

Kessel Lumber Inc.

Smiley A. Succors

AG's Office/D.N.R.

Paul Ware

Water Res. Div.

Dave Yausky

Robinson & McElwee

Elmer

PNZ

WRJ - Hearing / meeting  
June 4, 1990

Name

Organization

My Chamber

D.N.R. - Waste Management

John G. Oues

Atty

Kevin Keplinger

Shatp Tice

Barbara Brown

A.G.

Thomas N. Sanders

Frederick County Va. Emergency Services

Joseph Dwyer

P.N.A.

Laura Kerber

D.N.R.

Paul Rendon

P.N.R.

Randy Hoffman

D.N.R.

Hampton Newsome

AG

Maria Fatada

AG