

MINUTES BOARD HEARING/MEETING

January 17, 1992

The Board met at 9:00 A.M. in their conference room at 1260 Greenbrier Street, Charleston, WV with the following members present: Dr. Charles R. Jenkins, Sarah Lee Neal, Dr. Donald C. Tarter and Dr. Edward M. Snyder. Absent - Dr. David E. Samuel.

By proper motion and vote the following actions were taken:

- Heard status report in Appeal No. 486 - Appalachian Mining, Inc. and continued it to the next meeting as issues may be resolved;

- Order forthcoming in Appeal No. 415 - Westmoreland Coal Co.; re-schedule it for Feb. date; Appeal No. 445 - Charleston sanitary Board - Agreed To Consent Order entered; Appeal No. 446 - State will review letter submitted by Airco (dismissal letter) if agreeable will be dismissed as of this date; Appeal No. 362 - Agreed to Consent Order presented and entered; Appeal No. 498 - Valero Terrestrial Co.'s Motions to Intervene and Move Place of Hearing - after discussion with counsel an order was to be entered on exchange of witness and hearing schedule - hearing examiner would hear part of testimony in Wellsburg - depositions to be taken in part of case, see transcript in file for further information; Appeal No. 495 - Wayne County Concerned Citizens et al v. DNR and Cyrus Dock Company Intervenor - the parties represented to the Board that issues were resolved - an agreed to Consent Order was to be presented at the next scheduled hearing.

Next meeting of the Board was scheduled for January 23rd - but as of this date is unlikely to go forward. February 14 and March 23 are future dates to meet.

WRG Hearing Meeting

1-17-92

Name

Organization

Randy Cox

Spilmer, Thomas, et al

R DAN HALLORAN

CHARLESTON SANITARY, BO.

Bill Fox

VALERO & LAKSHMANA

Bob Pollitt

~~Bob~~ ~~Pollitt~~ AG.

Maria Farkady

AG

Bob McIsley

Jackson & Kelly

Bill Raney

WV Mining & Reclamation Assoc.

Thomas J. Beets

WV Citizen Action Group

Dorothy L. Streib

D.L. Streib & Assoc. Inc. (Robinson & McElwee)

DAVID M FLANNERY

Robinson & Mc Elwee

David Yaussey

Robinson & McElwee

Thomas V. Pishman

Cyrus Dock Company

TOM SADLER

CYRUS DOCK CO.

Ken Politan

WV DEP

ROBERT J. SROSTAR

atly for Wayne County Citizens



STATE WATER RESOURCES BOARD

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

December 30, 1991

FILED
DEC 30 PM 1:53
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

The Honorable Ken Hechler
Secretary of State
Main Capitol Bldg. Room 157K
Charleston, West Virginia 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 meet in conference room located at 1260 Greenbrier Street, Charleston, West Virginia on the following dates and with agenda as listed below:

January 17, 1992

9:00 A.M. - Status report - Appeal No. 486 - Appalachian Mining, Inc.;

- Enter agreed to Consent Orders in:

- Appeal No. 415 - Westmoreland Coal Co.;
- " " 445 - Charleston Sanitary Board;
- " " 446 - Airco; and
- " " 362 - Rhone Poulenc Ag. Co.

9:30 A.M. - Hear Motion To Intervene And To Move Place of Hearing in Appeal No. 498 - Valero Terrestrial Co., a West Virginia Corporation, Appellant, v. West Virginia Division of Natural Resources and J. Edward Hamrick, Director of the West Virginia Division of Natural Resources, Appellees - filed by counsel for Sihio Paesani, et al.;

10:00 A.M. - Evidentiary hearing and all matters, motions, consent orders, or other pleadings in connection with Appeal No. 495 - Wayne County Concerned Citizens, et al., Appellant, v. J. Edward Hamrick, III, Director, Division of Natural Resources, Appellee and Cyrus Dock Company, Intervenor; and

- Other matters that may properly come before the Board.

"An independent Board dedicated to the protection of West Virginia waters and to the fair adjudication of environmental disputes"

BOARD MEMBERS

Charles R. Jenkins, Ph.D.
Sarah Lee Neal
David E. Samuel, Ph.D.
Edward M. Snyder, Ph.D.
Donald C. Tarter, Ph.D.

STAFF

Executive Secretary	Frances E. Hunter
Technical Advisor	Jan R. Taylor, Ph.D.
Special Assistant	
Legal Advisor	Lowell D. Greenwood

The Honorable Ken Heister
December 30, 1991

NOON - 1:30 - LUNCH

1:30 P.M. - Resume hearing in above Appeal No. 495.

January 23, 1992

9:00 A.M. - Continuance of hearing in Appeal No. 499 - Lackawanna
Transport Company, Appellant, vs. West Virginia Division of
Natural Resources, and J. Edward Hamrick, III, Director,
of the West Virginia Division of Natural Resources, Appellee,
and Wetzel County Solid Waste Authority, Intervenor/Appellee;

NOON - 1:30 P.M. - LUNCH;

1:30 P.M. - Resume above hearing; and

- Other matters that may properly come before the Board.

The above hearings/meetings are open to the public and the conference room has
a seating capacity of 20 persons.

Sincerely yours,



Frances E. Hunter
Executive Secretary

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