

BOARD MINUTES

June 2, 1992

The State Water Resources Board met at 9:00 A.M. at the Capitol Complex Conference Room A with the following members present: Dr. David E. Samuel, Chairman, Dr. Donald C. Tarter, Sarah Lee Neal - Absent: Dr. Edward M. Snyder and Dr. Charles R. Jenkins (Dr. Jenkins is on a sabbatical until January 1993). By proper motion and vote the following actions were taken:

- agreed to the continuing of Appeal No. 447 & 452 - C. W. Bentley, Inc. v. Director, DNR - a settlement may be reached. A C.O. in Appeal 462 was reached.

- took testimony in Appeals Nos. 505, 506 & 507 - Island Creek Coal Co., v. Director DNR. Buckhannon - Tygart River Coalition, et al. were granted status as Intervenors in this appeal.

Board Chairman Dr. Samuel also introduced Libby Chatfield to the parties as the Board's Technical Advisor. She will be doing research and drafting of new Wetland Rules along with all the other day-to-day technical support of the Board office.

The Board also unanimously agreed to file proposed Groundwater Quality Standards and proposed changes to the Underground Injection Control (UIC) Rules and adopted the NPDES Rules as emergency. These are to be filed by next week and notice to be given to the public.

The hearing in Appeals Nos. 505, 506 & 507 was continued to the next day.

attachment - notice of hearing
attendee list



STATE WATER RESOURCES BOARD

~~1260 Greenbrier Street~~ 1615 Washington Street, East
Charleston, WV 25311
(304) 348-4002

May 26, 1992

FILED
1992 MAY 26 PM 1:00
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

The Honorable Ken Hechler
Secretary of State
State Capitol Complex
Charleston, West Virginia 25305

Re: Notice of Hearings/Meeting

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 9:00 A.M. on the following dates and locations:

June 2, 1992 - Capitol Complex Conference Room A - Bldg. 6

- Status Report - Appeal No. 447 & 4562 - C. W. Bentley, Appellant vs. Director, Division of Natural Resources, Appellee;
- Evidentiary Hearing - Appeal No. 462 - W. Va. Mountain Stream Monitors, Appellants, vs. Director, Division of Natural Resources, Appellee - (this was continued from May 18, 1992);

NOON - 1:30 P.M. - LUNCH

- 1:30 P.M. - Continuation of Appeal Nos. 505, 506 & 507 - Island Creek Coal Company, Appellant vs. Director, Division of Natural Resources, Appellee, and Buckhannon-Tygart River Coalition, Mountaineer Chapter of Trout Unlimited, and The West Virginia Highlands Conservancy, Intervenors (this was continued from March 23, 1992 and May 18, 1992).

June 3, 1992 - Capitol Complex Conference Room B - Bldg. 6

- Continuation of Appeal Nos. 505, 506 & 507; and
- Other business that may properly come before the Board.

June 25 & 26, 1992 - Capitol Complex Conference Room B - Bldg. 6

- Evidentiary hearing Appeal No. 494 - Braxton County Citizens for a Better Environment, et al., Appellants, vs. Division of Natural Resources, J. Edward Hamrick and G. Max Robertson, Waste Management Section, Appellees.

"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 Hechler

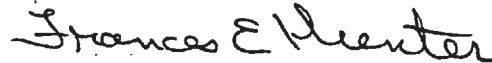
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May 26, 1992

- The Board will break for lunch at noon - 1:30 both days.
- Other business that may properly come before the Board.

The above hearings/meetings are open to the public and the conference rooms have a seating capacity of 30 persons.

Sincerely yours,



Frances E. Hunter
Executive Secretary

c Capitol News Media

Attendee List
- WRB - June 2, 1992

<u>Name</u>	<u>Organization</u>
Ken Johnson	Island Creek Coal Co.
Cindy Rank	Buckhannon Tygart River Coalition
John M Ferrin	" " "
AL Meek	Island Creek Corp.
Art Buikema	Self-employed -
BARBARA Little	Jackson + Kelly for Island Creek
Ken Politan	WU DEP
Jay Lazell	WU DEP
Mark Mullyh	WV AG
Bob Melroy	Jackson + Kelly for Island Creek Co
DON GARWIN	Mountaineers Chapter Trout Unlimited
Mike Shingleton	WV-DNR Fisheries
DONALD C GASPEN	" " "
Philip J. Romano	Pres - Mountaineers Chapter Trout Unlimited
Paul Shaw	
Rick Steelhammer	The Charleston Gazette