



## ENVIRONMENTAL QUALITY BOARD

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Charles R. Jenkins  
Chairman

### MINUTES

#### WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD

May 2 & 3, 1996

#### I. General

The West Virginia Environmental Quality Board (the "Board") met on May 2 & 3, 1996, at 8:15 a.m.. The meeting was held in the conference room located at 1615 Washington Street, East, in Charleston, West Virginia. Chairman Charles R. Jenkins called the meeting to order. Board members present at the meeting included:

Dr. Charles Jenkins, Chairman  
Dr. David Samuel, Vice-Chairman  
Dr. Edward Snyder  
Dr. Donald Tarter

Members not present:

Dr. David Samuel, not present on 5-3-96  
Sarah Lee Neal

#### II. Board Meeting

##### A. Administrative Meeting

##### 1. Minutes from April Meeting

The Board approved the minutes from the April 18 & 19, 1996 meeting. David Samuel moved to accept the minutes as presented and Edward Snyder seconded the motion.

##### 2. Team Management Evaluation

Libby Chatfield presented a six-month evaluation of the Team Management Program to the Board for their review.

### **3. Scheduling**

The Board along with staff discussed June & August hearing dates, hearing rooms and which Board members would be in attendance.

### **4. Monongahela Power Company Variance**

Libby Chatfield gave the Board an update on the Monongahela Power Company variance.

### **5. Kenneth M. Orr, et al. Appeal Nos. 628-649**

Chairman Charles R. Jenkins will read the transcript of this case in order to deliberate with the Board in a final decision.

## **B. Case Summaries**

Case summaries were provided and the Board members were briefed by Becky Charles. She presented prehearing summaries on David White Appeal No. 651 and Raleigh-Boone Service Company Appeal No. 650.

## **C. Evidentiary Hearing**

### **1. David White, Appeal No. 651**

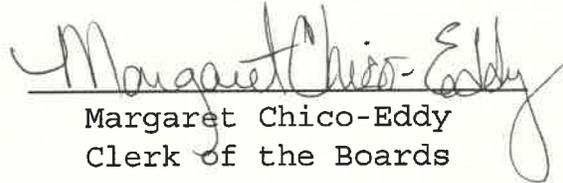
The parties waived their rights to Findings of Fact and Conclusions of Law, so the Board could rule immediately. The Board ruled that DEP properly denied the public hearing, but that DEP could have responded to the Appellant's comments simultaneously with the issuance of the permit.

### **2. Raleigh-Boone Service Company, Appeal No. 650**

An evidentiary hearing was held in the Raleigh-Boone Service Company Appellant. Findings of Fact and Conclusions of Law are due thirty days after the receipt of the transcript.

I hereby certify that the foregoing is a true and correct record of the proceedings of the meeting held on May 2 & 3, 1996 by the West Virginia Environmental Quality Board.

Submitted this 14th day of June 1996.

  
Margaret Chico-Eddy  
Clerk of the Boards