



## ENVIRONMENTAL QUALITY BOARD

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Gaston Caperton  
Governor

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Charles R. Jenkins  
Chairman

### MINUTES

## WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD

October 9, 1996

### I. General

The West Virginia Environmental Quality Board (the "Board") met on October 9, 1996, beginning at 11:00 a.m. The meeting was held in the conference room located at 1615 Washington Street, East, in Charleston, West Virginia and the Circuit Court of Kanawha County. Chairman Charles R. Jenkins called the meeting to order. Board members present at the meeting included:

Dr. Charles Jenkins, Chair  
Dr. Edward Snyder, Vice Chair  
Sarah Lee Neal  
Dr. David Samuel  
Dr. Donald Tarter

### II. Board Meeting

#### A. Administrative Matters

##### 1. Kanawha County Circuit Court Hearing

Rex Burford spoke to the Board about the circuit court hearing that was held in Judge Tod Kaufman's courtroom on October 9. The Board discussed further options involving this case.

##### 2. Reappointment of EQB Members

The Board discussed the fact that all of their terms have expired, but decided not to explore this issue any further since they had already sent a letter to Governor Caperton.

##### 3. Scheduling

The Board confirmed hearing dates and members for dates in December, January, February and March.

#### **4. Raleigh-Boone, Appeal No. 650**

Becky Charles presented the final order in Raleigh-Boone to the Board for their review. The Board approved the order and ordered that it be sent to all parties.

#### **5. Budget Report**

Administrative Secretary, Ann Holstein, presented a budget report to the Board showing the EQB and ground water monies. Office of Water Resources owes the EQB ground water money that has not been transferred to the Board to date.

#### **6. Ex Parte**

Bob Jenkins informed legal counsel, Becky Charles, and other Board members that he has been contacted by someone that is employed by Alliant Techsystem and is a former student. Becky Charles will notify the attorney's for the State and Alliant Techsystem.

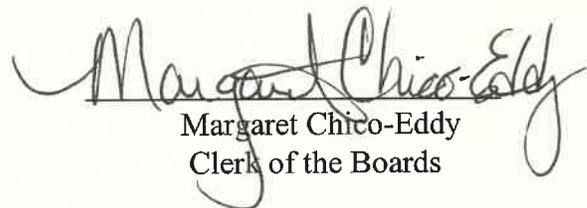
### **B. Rulemaking 46 CSR 1**

#### **1. Body Burden Committee**

Libby Chatfield discussed progress to date on another environmental group to balance the inter-agency committee if the Chamber of Commerce was added to the committee. Libby informed the Board that she had not been able to find another environmental group to participate. David Samuel made a motion to thank the Chamber for their interest, but to go forward with the representatives that are presently on the committee, seconded by Edward Snyder. The motion carried by a unanimous vote.

I hereby certify that the foregoing is a true and correct record of the proceedings of the meeting held on October 9, 1996 by the West Virginia Environmental Quality Board.

Submitted this 25<sup>th</sup> Day of November 1996.

  
Margaret Chico-Eddy  
Clerk of the Boards