

ENVIRONMENTAL QUALITY BOARD

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**WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD
MEETING MINUTES**

November 17, 2005

I. General

On Thursday, November 17, 2005, a quorum of the members of the Environmental Quality Board (hereinafter referred to as the "Board") conducted a public meeting at the Board offices located at 601 57th Street, S.E., Charleston, Kanawha County, West Virginia. Dr. Snyder, Chair of the Board called the meeting to order at 9:00 a.m.

Board Members present were as follows:

Dr. Ed Snyder, Chair
Dr. James Van Gundy
Mr. William Gillespie
Dr. Scott Simonton

Absent Board Members were as follows:

Mr. Ted Armbricht

Staff Members Present were as follows:

Kathy Coleman, Administrative Secretary
Sandra Castillo, Clerk of the Boards
Wendy Radcliff, Attorney for the Boards

Whereupon, the Board addressed the issues set forth in the meeting agenda as follows:

I. Appeals

1.) Appeal No. 05-20-EQB (Gary Deeds)

Appeal No. 05-20-EQB was filed on September 22, 2005 by David Yaussy, regards to Order No. 5754 dated August 22, 2005 issued by the DEP regarding Mr. Deeds dairy

farm located in Summers County. Appellant presented for testimony, Mr. Deeds and Carl Amick. Appellee presented Mr. Zeto, Susan Kershner and John Fredericks.

2.) Appeal No. 05-12-EQB (Reilly Industries):

This case was continued to the next Board Meeting due to the complexity of the previous case.

II. Administrative Matters

- 1.) Review and Approval of the Board Minutes from the October 20, 2005 meeting.
- 2.) Board discussed the need for a Laptop computer to be used by Board's Attorney.
- 3.) Clerk requested approval to join National Association of Legal Assistants. Approval was granted by EQB pending approval by AQB.
- 4.) Board dates were established for the upcoming year as follows: January 12 & 13, March 2 & 3, April 6 & 7, May 4, 2005 and June 8, 2006.

Whereupon, Mr. William Gillespie moved and Dr. Simonton seconded that the November 17, 2005, meeting be adjourned and the motion carried unanimously 4 to 0.

I hereby certify that the forgoing is a true and correct record of the proceedings of the meeting held on November 17, 2005, by the West Virginia Environmental Quality Board. These minutes were approved by the Environmental Quality Board on 16th Day of December, 2005.

Sandra Castillo, Clerk