



## WEST VIRGINIA AIR QUALITY BOARD

1615 Washington Street, East, Suite 301  
Charleston, West Virginia 25311

Telephone: (304) 558-4002

Fax: (304) 558-4116

### MINUTES WEST VIRGINIA AIR QUALITY BOARD June 23 & 24, 1997

#### I. General

The West Virginia Air Quality Board (the "Board") met on June 23 & 24, 1997, at 1:00 p.m. and 9:00 a.m. The meetings were held at 1615 Washington Street, E., Charleston, West Virginia. Mike Koon, Vice-Chair of the Board, called the meeting to order. Board members present included:

Michael Koon, Vice Chair  
Ann Calvert  
Robert Foster  
Don Kuntz (designee for Dr. Henry Taylor)  
Jean Neely

Staff Members Present:

Becky Charles, Legal Counsel  
Margaret Chico-Eddy, Clerk of the Boards  
Ann Holstein, Administrative Secretary

#### II. Board Meeting

##### A. Introduction of Technical Advisor

The Board was introduced to Bill Auberle the contractual technical advisor, hired by the Board for the Apple Grove case. The Board discussed many aspects of the case with Mr. Auberle.

##### B. Gift for Thomas Ising

The Board discussed getting a plaque for Tom Ising as a departure gift from the Board and requested that Tom receive a letter from the Governor and Commissioner Caffrey. Mike Koon will notify the Governor and Commissioner Caffrey at the appropriate time.

**C. Minutes**

Don Kuntz made a motion to adopt the minutes as amended, which was seconded by Bob Foster. The Board wanted the May 13, 1997 minutes to reflect in the budget report that the Environmental/Air Quality Boards discussed sharing money to cover the cost of the Air Boards Apple Grove hearings. The decision between the two Boards is not a precedent, but has happened in the past.

**D. Apple Grove Evidentiary Hearing**

**1. Motion for Continuance**

Jean Neely made a motion to deny the Motion to Continue by the Appellee, which was seconded by Bob Foster. The motion carried by a unanimous vote.

**2. Motion on Constitutional Amendment**

Don Kuntz made a motion to grant the Motion on a Constitutional Amendment and deny the motion on questions of BACT and LAER, which was seconded by Bob Foster. The motion carried by a unanimous vote.

I hereby certify that the foregoing is a true and accurate representation of the proceedings held by the Air Quality Board on June 23 & 24, 1997.

Submitted for approval the 15th day of July 1997.

  
Margaret Chico-Eddy  
Clerk of the Boards