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TELECONFERENCE MINUTES
May 28, 2010

Call to Order

The Board of Environmental Review's special meeting regarding Department Circular 7 rulemaking was called to order by Chairman Russell at 9:05 a.m., on Friday, May 28, 2010, in Room 111 of the Metcalf Building, 1520 East Sixth Avenue, Helena, Montana.

Attendance

Board Members Present via Phone: Chairman Joseph Russell, Marvin Miller, Heidi Kaiser, Larry Anderson, and Robin Shropshire

Board Secretary Present: Misty Gable

Court Reporter Present: Laurie Crutcher, Crutcher Court Reporting

Department Personnel Present: Richard Opper (Director), Tom Livers (Deputy Director), Tom Ellerhoff – Director's Office; John North – Legal; George Mathieus – Planning Division; Mark Bostrom and Rod McNeil – Water Quality Planning Bureau

Interested Persons Present (*Disclaimer: Names are spelled as best they can be read from the official sign-in sheet.*): Dave Galt – Montana Petroleum Association; Association

Interested Persons Present via Phone: Rebecca Fischer – Northern Plains Resource Council

- I.A In the matter of the amendment of ARM 17.30.502, 17.30.619, 17.30.702, 17.30.1001, 17.36.345, 17.55.102, 17.56.507, and 17.56.608 pertaining to Department Circular DEQ-7 and the triennial review of Montana's water quality standards.

Mr. North provided an introduction stating that at the March Board meeting, the Board initiated two processes. One was some proposed changes to specific amendments of the State's water quality standards. The second was to seek comments on all of the State's water quality standards, with a specific reference to EC and SAR for coal bed methane discharge, as part of the three-year review required by law. Notice was published in the Montana Administrative Register and mailed to interested persons on April 15, 2010. The Board received a 30-day extension request. Mr. North stated that the Department is proposing a 15-day extension be granted. The Department feels that comments need to be received by June 16, 2010, in order to adequately prepare for the July 23, 2010, meeting.

Mr. Galt explained the reasons for the request for extension and that 15 days would work for them.

Ms. Fischer stated that Northern Plains has known about the comment period for quite awhile and although they believe that there has been plenty of time for public comment. Northern Plains would not oppose the 15-day extension.

Chairman Russell called for questions from the Board; there was no response. Chairman Russell called for a motion to accept the Department's recommendation to extend the comment period for 15 days, until June 16, 2010, and republish the notice in the MAR accordingly. Ms. Kaiser so MOVED and Mr. Miller SECONDED the motion. Chairman Russell called a VOTE and the motion CARRIED unanimously.

II. General Public Comment

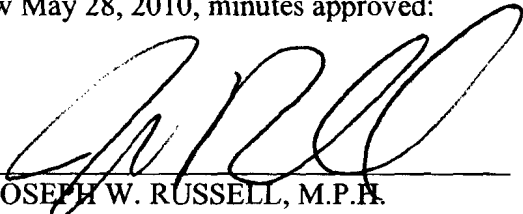
Chairman Russell asked if any member of the audience would like to speak regarding any matters pertaining to the Board. There was no response.

III. Adjournment

Chairman Russell called for a motion to adjourn. Mr. Miller so MOVED. Ms. Kaiser SECONDED the motion. The motion CARRIED with a unanimous VOTE.

The meeting adjourned at 9:14 a.m.

Board of Environmental Review May 28, 2010, minutes approved:



JOSEPH W. RUSSELL, M.P.F.
CHAIRMAN
BOARD OF ENVIRONMENTAL REVIEW

7/27/2010
DATE