



State of Utah

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Governor

SPENCER J. COX  
Lieutenant Governor

Department of  
Environmental Quality

Alan Matheson  
Executive Director

DIVISION OF WATER QUALITY  
Walter L. Baker, P.E.  
Director

**Water Quality Board**  
Myron E. Bateman, Chair  
Shane E. Pace, Vice-Chair  
Clyde L. Bunker  
Steven K. Earley  
Gregg A. Galecki  
Jennifer Grant  
Michael D. Luers  
Alan Matheson  
Walter L. Baker  
Executive Secretary

**MINUTES**

**UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**UTAH WATER QUALITY BOARD**  
Coalville Council Chambers  
60 N Main  
Coalville, UT 84017  
September 23, 2015

**UTAH WATER QUALITY BOARD MEMBERS PRESENT**

Clyde Bunker	Jennifer Grant
Steven Earley	Scott Baird
Gregg Galecki	Michael Luers
Myron Bateman	Shane Pace

**DIVISION OF WATER QUALITY STAFF MEMBERS PRESENT**

Walt Baker, Leah Ann Lamb, Erica Gaddis, Jenny Potter, Marsha Case, Ally Gagon, Jeff Studenka, Harry Campbell, Kari Lundeen, Carl Adams, John Mackey, Jennifer Robinson, Kim Shelley, Chris Bittner.

**OTHERS PRESENT**

<b><u>Name</u></b>	<b><u>Organization Representing</u></b>
Jay Olsen	UDAF
Craig McKnight	NRCS

Myron Bateman called the Board meeting to order at 1:02 PM and took roll call for the members of the Board and audience.

**APPROVAL OF MINUTES FOR THE JUNE 24, 2015 MEETING**

**Motion: It was moved by Mr. Pace to approve the minutes for June 2015 Board meeting. Mr. Luers seconded the motion. The motion was unanimously passed.**

## EXECUTIVE SECRETARY REPORT

- Hugo Rodier has resigned from the board to focus on his medical practice. We will recognize him for his service on the Board when he is available to attend the Board Meeting
- Gold King Mine release will be discussed in detail by Erica Gaddis later in our meeting.
- Waters of the US Rule has been issued by the EPA and appealed to three District Courts. However, the rule remains in effect within Utah. This case should make its way back to the Supreme Court and the Board will be updated on the court rulings that may take place.
- Tomorrow there will be a meeting with the Tax Revenue Commission to discuss the funding the DWQ loan program receives from sales tax revenue. This funding is used to match the federal dollars DWQ receives for that ultimately capitalizes the loan/grant programs. The commission's desire is that all sales tax monies be put into the general fund rather than allocated to the divisions that benefit from these funds. DWQ currently receives \$3.8 million dollars per year in sales tax funding. Mr. Baker will update the board next month on the details of this meeting and what can be expected moving forward.
- Emily Cantón has accepted the position as Administrative Services Manager with DWQ. She has been handling the Board's loan/grant programs for several years.
- In the 2016 Legislative Session there likely will be a bill sponsored by POTW's that will require any DWQ initiative that exceeds \$10 million to be approved by the legislature. Once the bill is presented, Mr. Baker will keep the Board aware of the events surrounding it.

## RULEMAKING

**R317 - Permission to Initiate Rule Making R317-4:** Mr. Mackey requested authorization to initiate rulemaking to implement various miscellaneous changes to Rule R317-4, as detailed in the Board packet, pages 6-68.

**Motion:** Following a discussion, Mr. Pace made the motion to initiate rulemaking. Ms. Grant seconded the motion. The motion unanimously passed.

**R317-2 – Request for a Change in Proposed Rule 317-2:** Mr. Bittner requested the adoption of changes to Rule 317-2 Standards of Quality for Waters of the State, with an effective date of November 30, 2015. This was detailed in the Board packet, pages 69-335.

**Motion:** Following a discussion, Mr. Bunker made the motion to adopt the requested changes to Rule 317-2. Mr. Earley seconded the motion. The motion unanimously passed.

**R317-101- Request to Adopt Amendment to Rule 317-101:** Mr. Mackey requested the adoption of the amendment to Rule 317-101, Utah Wastewater Project Assistance Program, as detailed in the Board Packet, pages 336-346.

**Motion:** Following a discussion, Mr. Luers made the motion to adopt requested changes to Rule 317-101. Mr. Galecki seconded the motion. The motion unanimously passed.

### **OTHER BUSINESS**

**Gold King Mine Release:** Dr. Gaddis addressed the Board with the timeline and events of the Gold King Mine Release in Colorado, the impact so far and the ongoing sampling for the impacted waterways in Utah. More information regarding these updates and ongoing measures can be found at: <http://www.deq.utah.gov/Topics/Water/goldkingmine/>.

**303(d) Vision Update:** Mr. Adams addressed the Board by covering the updated 303(d) Vision, a strategy that implements the responsibilities of Utah's water quality goals and priorities. Information on this program can be found at: <http://www.deq.utah.gov/ProgramsServices/programs/water/wqmanagement/assessment/index.htm>

**Next Meeting – October 28, 2015  
DEQ Building Board Room 1015  
195 North 195 West  
Salt Lake City, UT 84116**

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Myron Bateman, Chair  
Utah Water Quality Board