



State of Utah

GARY R. HERBERT  
Governor

GREG BELL  
Lieutenant Governor

Department of  
Environmental Quality

Amanda Smith  
Executive Director

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

**Water Quality Board**  
Jay I. Olsen, *Chair*  
Paula Doughty, *Vice-Chair*  
Lou Ann Christensen  
David F. Echols  
Merritt K. Frey  
Darrell H. Mensel  
Leland J. Myers  
Amanda Smith  
Gregory L. Rowley  
Steven P. Simpson  
Daniel C. Snarr  
Phil Wright  
Walter L. Baker  
*Executive Secretary*

**MINUTES**

**UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY**

**UTAH WATER QUALITY BOARD**

168 North 1950 West, Room 101  
Salt Lake City, Utah 84116  
Wednesday January 27, 2010

**UTAH WATER QUALITY BOARD MEMBERS PRESENT**

Lou Ann Christensen	Dave Echols	Jay Olsen
Leland Myers	Steve Simpson	Dan Snarr
Darrel Mensel	Greg Rowley	Phil Wright
Merritt Frey	Amanda Smith	Paula Doughty

**DIVISION OF WATER QUALITY STAFF MEMBERS PRESENT**

Walt Baker, Faye Bell, Emily Canton, Lisa Nelson, Leah Ann Lamb, Shelly Andrews, Chris Bittner, John Whitehead and Bill Moellmer

**OTHERS PRESENT**

<u>Name</u>	<u>Organization Representing</u>
Jim Goodley	J-U-B Engineers
Teresa Gray	Salt Lake Valley Health
Julie Houre	Stantec Consulting

Chair Olsen called the Board meeting to order at 9:37 a.m. He welcomed those in attendance and invited the members of the audience to introduce themselves.

Chair Olsen then invited Bill Moellmer to come up and presented him with a clock from the Water Quality Board in recognition of his years of service to the State of Utah upon his retirement.

**APPROVAL OF MINUTES OF THE DECEMBER 16, 2009 MEETING**

**Motion:** It was moved by Ms. Doughty and seconded by Mayor Christensen to approve the minutes of the December 16, 2009 meeting. The motion was unanimously approved.

**Executive Secretary's Report:**

Mr. Baker explained to the Board, in order to meet the budget cuts impact on DWQ's budget, the Water Quality Board will not be traveling to St. George to attend the WEAU Conference this year, nor will we be attending the Non Point Source Conference.

Ms. Smith told the Board that the Great Salt Lake Commission has put together the framework and they are moving forward with Representative Ferry's bill, to establish the commission. There is draft legislation hoping to move forward.

**LOAN ITEMS**

**Financial Assistance Status Report** – Ms. Canton updated the Board on the “Summary of Assistance Program Funds,” as outlined on page 2.1.

**Washington Terrace Introduction** – Ms. Nelson explained that Washington Terrace is withdrawing their request for funds at the present time.

**RULEMAKING**

**Results of Public Comment Period for Proposed Water Quality Standard Rule Revision and Request to Proceed with a “Change in Proposed Rule”:** Mr. Bittner explained that the public comment period for these proposed rule changes ended on January 14, 2010. Staff has reviewed the comments received and is recommending that the Board approve a Change in Proposed Rule to address some of the comments received and adopt the amended rule subject to no substantive adverse comments during the public notice period. Ms. Doughty requested staff strike footnote 6.4. Ms. Frey asked to go on record opposing removing the dissolved oxygen and pH numeric criteria with footnote 2a, Table 2.14.2, R317-2-14 without having an alternative approach for assessing if the impounded wetlands are supporting their beneficial uses. Mr. Meyers made a motion to add the sentence “The Executive Secretary will inform the Water Quality Board of any protocols or guidelines that are developed.” to the end of footnote 2a, Table 2.14.2, R317-2-14 and the Board approve the proposed change in rule

**Motion:** It was moved by Mr. Myers to approve staff's request to proceed with the Change in Proposed Rule to Utah's Water Quality Definitions and Standards (R317-1 and R317-2) with the change to footnote 2a. The motion was seconded by Ms. Frey and was unanimously approved.

**OTHER BUSINESS**

**Appointment Recommendations for Wastewater Operator Certification Council Members for 2010-2012:** Ms. Lamb presented to the Board the names of those being recommended for Appointments to the 2010 Wastewater Operator Certification Council. As of January 1, 2010, the term of service for three members of the Wastewater Operator Certification Council have expired. Recommendations to fill these vacancies were solicited from a number of entities. Upon consideration of the recommendations submitted by those entities, we recommend that *James Faulkner & Rex Ausburn P.E.* be reappointed to fill the vacancies for Municipal Wastewater Management and the Private Sector, respectively. We also recommend that *Danny J. James* be

appointed to fill the position representing Wastewater Operators. The terms would begin immediately and continue through December 31, 2012.

**Motion:**        **It was moved by Mr. Myers and seconded by Mr. Wright to approve staff's recommendations for appointment to the Wastewater Operator Certification Council and was unanimously approved.**

**-NEXT MEETING -**  
**Wednesday, February 24, 2010**  
168 North 1950 West, Room 101, Salt Lake City, Utah 84116

---

Jay Olsen, Chairman  
Utah Water Quality Board