



State of Idaho
DEPARTMENT OF ENVIRONMENTAL QUALITY
BOARD OF ENVIRONMENTAL QUALITY

1410 North Hilton, Boise, ID 83706-1255, (208) 373-0502

C. L. "Butch" Otter, Governor
Toni Hardesty, Director

MEMBERS OF THE BOARD

L. Nicholas "Nick" Purdy
Chairman
Box 686
Highway 20
Picabo, ID 83348

Carol Mascareñas
Vice-chairman
5000 Baltimore Circle
Idaho Falls, ID 83401

Dr. Joan Cloonan
Secretary
9038 W. Beachside Lane
Boise, ID 83714

Dr. John R. MacMillan
P.O. Box 712
Buhl, ID 83316

Kermit V. Kiebert
P.O. Box 970
Ponderay, ID 83852

John McCreedy
1951 S. Saturn Way
Ste. 100
Boise, ID 83709

Kevin C. Boling
5881 N. Ferdinand Court
Coeur d'Alene, ID 83814

LEGAL COUNSEL

Douglas M. Conde
Harriet A. Hensley

BOARD ASSISTANT

Rosie Alonzo
(208) 373-0240

IDAHO BOARD OF ENVIRONMENTAL QUALITY

A G E N D A
November 9 & 10, 2011

The Board convenes on November 9, 2011 at 8:30 a.m. at:

**Idaho Department of Environmental Quality
Conference Rooms A & B, 1410 N. Hilton, Boise, Idaho**

November 9, 2011

8:30 a.m. Call to Order and Roll Call

Public Comment Period – the Board will allow up to 30 minutes for the public to address the board on issues *not specifically shown as agenda items*.

1. Director's Report Toni Hardesty
2. Adoption of June 29, 2011 Meeting Minutes
Adoption of October 12, 2011 Meeting Minutes

3. **CONTESTED CASE HEARING** **9:00 a.m.**
Canyon County v. DEQ, Docket No. 0101-11-02
Oral Argument on Recommended Order Granting Summary Judgment
For Respondent, Idaho Department of Environmental Quality
(Pursuant to Idaho Code § 67-2345(f), the Board may convene an executive session during the contested case hearing.)

4. **Rules and Standards for Hazardous Waste, Docket No. 58-0105-1101 (Pending Rule)** Orville Green
John Brueck
Update of federal regulations incorporated by reference

5. **Rules Regulating the Disposal of Radioactive Material Not Regulated Under the Atomic Energy Act of 1954, as Amended, Docket No. 58-0110-1101 (Pending Rule)** Orville Green
John Brueck
Rulemaking to revise certain definitions as necessary for consistency with House Bill 93

6. **Standards and Procedures for Application of Risk Based Corrective Action at Petroleum Release Sites, Docket No. 58-0124-1101 (Pending Rule)** Orville Green
Bruce Wicherski
Rulemaking initiated to update portions of the rule that are pertinent to evaluation of petroleum release sites in order to promote consistent corrective action decision-making

November 10, 2011

9:00 a.m. Call to Order and Roll Call

7. **Water Quality Standards, Docket No. 58-0102-1101 (Pending Rule)** Barry Burnell
Don Essig
*Rulemaking to revise two sections addressing temperature:
1) the thermal treatment requirements which limit the rise in water temperature due to wastewater treatment plants, and
2) site-specific criteria for water temperature to protect salmonid spawning*
8. **Water Quality Standards, Docket No. 58-0102-1102 (Pending Rule)** Barry Burnell
Don Essig
Rulemaking initiated to include a site specific temperature criterion for the Snake River to protect fall spawning of Chinook salmon from Hell's Canyon Dam to the Salmon River
9. **Water Quality Standards, Docket No. 58-0102-1103 (Pending Rule)** Barry Burnell
Don Essig
Rulemaking initiated to make the language on implementation of antidegradation procedures in Idaho's water quality standards consistent with changes in state law brought about by the 2011 Legislature's passage of House Bill 153
10. Contested Case and Rule Docket Status Report Paula Wilson
11. Set 2012 Board Meeting Schedule
12. Local Reports and Items Board Members May Wish to Present