



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**

**IDAHO BOARD OF ENVIRONMENTAL QUALITY**

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Ponderay, ID 83852

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Burley, ID 83318

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Idaho Falls, ID 83401

**LEGAL COUNSEL**

Douglas M. Conde  
Harriet A. Hensley

**MANAGEMENT ASSISTANT**

Debra L. Cline  
(208) 373-0465

**AMENDED AGENDA**  
July 29, 2009

**The Board convenes on July 29, 2009 at 8:30 a.m. at:**

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

**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 April 21, 2009, Meeting Minutes

3. **CONTESTED CASE HEARING**

**9:00 a.m.**

*In the Matter of Sunnyside Park Utilities' Application for Sewage Disposal Permit, Contested Case Docket No. 0103-07-02, Oral Argument on Sunnyside Park Utilities' Motion for Enlargement of Time to File Notice of Intention to Submit Amended Application and the Department's Response to Motion for Enlargement of Time; Oral Argument on Objection to Transcript Per I.R.C.P. 84(j)*

a. Executive Session – The Board will convene an executive session pursuant to Idaho Code § 67-2345(f) to advise and seek advice from its legal counsel regarding probable litigation.

4. Water Quality Standards, Docket No. 58-0102-0801  
(Pending Rule) (*Rulemaking to protect human health from adverse effects of elevated arsenic and protect sensitive aquatic life from cadmium toxicity in low hardness waters.*)

*Barry Burnell  
Don Essig*

5. Petition for Initiation of Rulemaking to Limit and Control Mercury Emissions from Certain Facilities, filed by the Idaho Conservation League and P4 Production, LLC

**NOTE:** Any agenda items not completed may be carried over to July 30, 2009 at 9 a.m.

Idaho Board of Environmental Quality

July 29, 2009

Meeting Agenda

6. Consideration of Hearing Officer Application for Board Approval *Paula Wilson*  
John C. Lynn, Boise, Idaho
7. Contested Case and Rule Docket Status Report *Paula Wilson*
8. Local Reports and Items Board Members May Wish to Present

**NOTE:** Any agenda items not completed may be carried over to July 30, 2009 at 9 a.m.