

# MINUTES

## WATER COUNCIL MEETING

Wednesday, April 12, 2023

The Water Council met on Wednesday, April 12, 2023 at 8:32 a.m., in Rooms 112, 113, 114 at the NH Department of Environmental Services (NHDES), 29 Hazen Drive, Concord, NH.

### ATTENDEES:

Vice Chairman Philip Croasdale, Councilors John Boisvert, Kenneth Conaty, Charles DeCurtis, Gary Spaulding, Bill Gegas, Richard Geisser, Michael Dionne, Daniel Flores, Larry Maznek, Michele Tremblay (arrived at 9 a.m.), Sarah Richos, Interim Council Secretary; Pamela Monroe, Legal Unit Administrator, NHDES; Charlie Krautmann, Dam Safety Engineer, Dam Bureau, NHDES; Rene Pelletier, Director, Water Division, NHDES; Philip Trowbridge, Manager, Land Resources Management (LRM), Water Division, NHDES; Courtney Lockwood, Esquire, Legal Counsel, LRM, Water Division, NHDES; Ridgley Mauck, Administrator, Alteration of Terrain Bureau, Water Division, NHDES

### ABSENTEES:

Chairman John Gilbert, Christopher Rawnsley, Chip Hardy

The regular Water Council meeting was called to order at 8:34 a.m. by Vice Chairman Croasdale. A roll call was taken. Quorum present.

1. **APPROVAL OF MINUTES:** Motion made by Councilor Spaulding to approve the February 8, 2023, meeting minutes as amended. Seconded by Councilor Boisvert. Motion was passed without dissent.
2. **STATUS OF APPEALS:**
  - See attached Status Report on Pending Appeals provided by Pamela Monroe. Discussion held.
3. **NEW BUSINESS:**
  - Charlie Krautmann, Dam Safety Engineer, Dam Bureau, NHDES
    - Presentation of proposed changes to Env-Wr 900 – Official List of Public Waters. Discussion held.
  - Ridgley Mauck, Administrator, AoT Bureau, Water Division, NHDES; Courtney Lockwood, Esquire, Legal Counsel, LRM, NHDES
    - Presentation of proposed changes to Env-Wq 1500. Discussion held.
  - Discussion of HB 2.
  - Councilor Tremblay – letter of appeal process; motion made by Councilor Spaulding .Seconded by Councilor DeCurtis.
  - Council Spaulding requested to attend a meeting to discuss why departments do not consult with stakeholders before changes are made to rules.
4. **OLD BUSINESS:** No old business was presented before the Council.
5. **NEXT MEETING:** Wednesday, May 10, at 8:30 a.m.
6. **ADJOURNMENT:** Motion made by Councilor Boisvert to adjourn. Seconded by Councilor Conaty. Motion passed without dissent. Meeting adjourned at 10:25 a.m.

To: Water Council  
From: Pamela Monroe, Legal Unit Administrator (*Acting Appeals Clerk*)  
Re: Status Report on Pending Appeals  
Date: February 3, 2023

**I. New Appeals:**

*NONE*

**II. Decisions that need to be written/finalized and issued.**

*NONE*

**III. Hearings or PHCs Pending**

**Docket No. 20-04 WC – Biological Recycling Co., LLC et al. Appeal**

Subject: 2/7/20 Administrative Order No. 20-004 WD

Hearing Officer: Zachary Towle (appointed by AG 08/31/21)

Recusals: J. Gilbert

7/26/22 - Order Granting Parties' Joint Motion for Stay of Appeal- *Joint Status update received on December 12, 2022. The parties agree that the appeal should remain stayed and will submit a further status update in July 2023 unless either party moves to lift the stay.*

**IV. Misc.**

**Docket No. 20-06 WC – Matthew and Laura Graves, et al. Appeal**

Subject: 4/2/20 Approval of AoT-1780 permit, issued to Dale White

Hearing Officer:

08-03-22 - The certified record was provided to the NH Supreme Court. Oral argument is scheduled for February 14, 2023