

NEW HAMPSHIRE ENVIRONMENTAL COUNCILS

Air Resources Waste Management Water Wetlands



WATER COUNCIL

John Gilbert, Chairman

NOTICE OF MEETING

Wednesday, June 14, 2023

The New Hampshire Water Council will convene at
8:30 a.m., Wednesday, June 14, 2023 Rooms 112, 113, 114,
NH Department of Environmental Services (NHDES), 29 Hazen Drive, Concord, NH

AGENDA

1. Approval of May 10, 2023 Minutes
2. Public Input
3. Status and Discussion of Appeals
4. New Business
 - a. Ken Edwardson, Senior Scientist, NHDES Watershed Management Bureau
Discussion of the Rule changes for "Env-Wq 1700 SURFACE WATER QUALITY REGULATIONS"
5. Old Business
6. Next Meeting
7. Nonpublic Session:
 - a. Nonpublic session per RSA 91-A:3, II(I) for considering legal advice from the New Hampshire Department of Justice, Office of the Attorney General.
Guest: Mark W. Dell'Orfano, Civil Law Bureau.
8. Adjournment

<https://www.nhec.nh.gov/>

29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095

Council Secretary (non-appeal related): (603) 271-2915 • Appeals Clerk (appeal related only): (603) 271-6072

TDD Access: Relay NH 1 (800) 735-2964

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Air Resources Waste Management Water Wetlands



WATER COUNCIL John Gilbert, Chairman

To: Water Council
From: Pamela Monroe, Legal Unit Administrator (*Acting Appeals Clerk*)
Re: Status Report on Pending Appeals
Date: June 8, 2023

I. New Appeals

Docket No. 23-04 WC – Appeal of New England Consulting Engineers, LLC

Subject: DES denial of inclusion of New England Consulting Engineers on the roster of prequalified engineers
Hearing Officer: Zachary Towle (appointed by AG 06-07-23)

Status:

05-12-23 – Notice of Appeal Filed

06-07-23 – DOJ Assignment of Hearing Officer

II. Pending Cases

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

Subject: 02-07-20 Administrative Order No. 20-004 WD

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

Recusals: J. Gilbert

Status:

07-26-22 – 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.

III. Misc.

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

Subject: 04-02-20 Approval of Aot-1780 permit, issued to Dale White

Hearing Officer:

Status:

08-03-22 – The certified record was provided to the NH Supreme Court. Oral argument was held on February 14, 2023. NHSC Decision is pending.

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