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1 DEPARTMENT OF NATURAL RESOURCES
2 STATE OF MISSOURI
3 MISSOURI CLEAN WATER COMMISSION

4 In Re:

5 10 CSR 20-8.110
6 Engineering Reports, Plans and Specifications

7 Public Hearing
8 1101 Riverside Drive
9 Jefferson City, Missouri
January 12, 2011

10 BEFORE: Ron Hardecke, Chairman
11 Samuel Hunter, Vice-Chairman
12 Samuel Leake, Commissioner
William Easley, Jr., Commissioner

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16 REPORTED BY:

17 KELLENE K. FEDDERSEN, RPR, CSR, CCR
18 MIDWEST LITIGATION SERVICES
3432 West Truman Boulevard, Suite 207
19 Jefferson City, MO 65109
(573) 636-7551

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1 P R O C E E D I N G S

2 COMMISSIONER HARDECKE: The Commission will
3 begin the public hearing on proposed amendment
4 10 CSR 20-8.110, Engineering Reports, Plans and
5 Specifications. The purpose of this public hearing is to
6 provide the Department opportunity to present testimony
7 and to provide both the Department and the public the
8 opportunity to comment on the proposed amendment.

9 This hearing is not a forum for debate or
10 resolution of issues. The Commission asks that those
11 commenting limit their testimony to five minutes and not
12 repeat comments others have already made.

13 The Commission will first hear testimony
14 from the Department. Following the Department's
15 testimony, the Commission will give the public an
16 opportunity to comment. We ask that all individuals
17 present fill out an attendance card so our records are
18 complete. If you wish to present verbal testimony, please
19 indicate that on your card. When you come forward to
20 present testimony, please speak into the microphone and
21 begin by identifying yourself to the court reporter.

22 Following the public hearing today, the
23 Commission will review testimony presented and make
24 appropriate modifications to the proposed amendment to
25 10 CSR 20-8.110, Engineering Reports, Plans and

1 Specifications. The Commission plans to take final action
2 at the March 2nd, 2011 meeting.

3 The court reporter will now swear in anyone
4 wishing to testify at this public hearing before the Clean
5 Water Commission today. Will all of those wishing to
6 comment please stand.

7 (Witnesses sworn.)

8 COMMISSIONER HARDECKE: Thank you. Emily.

9 MS. CARPENTER: Emily Carpenter, Missouri
10 Department of Natural Resources, Financial Assistance
11 Center.

12 In July 2008, Department staff held
13 stakeholder meetings to discuss the Chapter 8 design
14 guide, large design guide, and it was decided that we
15 would follow the 2004 ten state standards, which
16 Missouri -- which Missouri is a member, an original member
17 and continues to actively participate today. Following
18 the ten state standards, it's a nationally recognized
19 standard, and we feel that it was most appropriate for
20 Missouri.

21 The Commission signed a finding of
22 necessity on March 3rd, 2010. The regulatory impact
23 report, or RIR, was on public notice May 17, 2010 through
24 July 16, 2010. The Department received one comment from
25 the Department of Health and Senior Services. This

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1 comment did not influence the rulemaking. They suggested
2 that we look at decentralized options, but considering
3 that this large design guide was towards facilities of
4 100,000 gallons per day or greater, we decided that wasn't
5 applicable and that we would consider it for the small
6 design guide.

7 In October 15th, 2010, the rule was placed
8 on the Missouri Register for public comment through
9 January 19th, 2011.

10 This rule is the first step in the design
11 process. Well-conceived engineering reports, facility
12 plans enable holistic and cost-effective projects. Plans
13 and specifications set clear expectations of quality and
14 wastewater design and construction, and this minimum --
15 this rule defines the minimum aspects expected from
16 engineering reports, facility plans and plans and
17 specifications.

18 I would like to thank all the consultants
19 and stakeholders who participated in this rulemaking
20 process. Thank you.

21 COMMISSIONER HARDECKE: Thank you. Okay.
22 Does anyone wish to speak in this hearing? I don't have
23 any cards. You did a pretty good job.

24 MS. CARPENTER: Thank you.

25 COMMISSIONER HARDECKE: If there's no

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1 further comments, the Commission will receive written
2 testimony on the proposed amendment to 10 CSR 20-8.110,
3 Engineering Reports, Plans and Specifications regulation,
4 until 5 p.m. on January 19th, 2011. You may submit this
5 written testimony to Ms. Emily Carpenter, Missouri DNR
6 Water Protection Program, P.O. Box 176, Jeff City,
7 Missouri, 65102 prior to that deadline.

8 On behalf of this Commission, I want to
9 thank everyone who's participated in this process. The
10 hearing is now closed.

11 (Hearing concluded.)

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C E R T I F I C A T E

STATE OF MISSOURI)
) ss.
COUNTY OF COLE)

I, Kellene K. Feddersen, Certified
Shorthand Reporter with the firm of Midwest Litigation
Services, do hereby certify that I was personally present
at the proceedings had in the above-entitled cause at the
time and place set forth in the caption sheet thereof;
that I then and there took down in Stenotype the
proceedings had; and that the foregoing is a full, true
and correct transcript of such Stenotype notes so made at
such time and place.

Given at my office in the City of
Jefferson, County of Cole, State of Missouri.

Kellene K. Feddersen, RPR, CSR, CCR