

Missouri Clean Water Commission

July 1, 2009

**Drury Lodge
104 South Vantage Street
Cape Girardeau, Missouri**

Missouri Clean Water Commission
P.O. Box 176, Jefferson City, Missouri 65102

Notice of Open Meeting
Missouri Clean Water Commission

People with disabilities requiring special services or accommodations to attend the meeting can make arrangements by calling the Commission secretary at (573) 751-6721, the division's toll-free number at 1-800-361-4827, or by writing two weeks in advance of the meeting to: Department of Natural Resources, Clean Water Commission Secretary, P.O. Box 176, Jefferson City, MO 65102. Hearing impaired individuals may contact the program through Relay Missouri at 1-800-735-2966.

AGENDA

MISSOURI CLEAN WATER COMMISSION MEETING

Drury Lodge Cape Girardeau
104 South Vantage Drive
Cape Girardeau, Missouri 63701

July 1, 2009

Convene 9:00 a.m.

General Session (Open)

- Call to Order/Introductions

Administrative Matters

1. Public Hearing – Proposed Amendment to 10 CSR 20-6.010 Construction and Operating Permits
John Rustige, Permits and Engineering

Recommended Action: Hearing only.

2. Public Hearing – Proposed Amendment to 10 CSR 20-4.061 Storm Water Grant and Loan
Regulations
Joe Boland, Financial Assistance Center

Recommended Action: Hearing only.

3. Approval of the June 10, 2009 Missouri Clean Water Commission Teleconference Meeting
Minutes

Recommended Action: The Commission to vote and approve minutes.

4. Adoption of Amendment to 10 CSR 20-7.031 Water Quality Standards
John Hoke, Water Quality Monitoring and Assessment

Recommended Action: The Department recommends the Commission adopt the Order of Rulemaking amending 10 CSR 20-7.031 Water Quality Standards.

5. Adoption of Amendment to 10 CSR 20-6.200 Storm Water Regulations
John Rustige, Permits and Engineering

Recommended Action: The Department recommends the Commission adopt the Order of Rulemaking amending 10 CSR 20-6.200.

6. Changes to State Forty Percent Construction Grant List
Joe Boland, Financial Assistance Center

Recommended Action: The Department recommends that the Commission approve the proposed changes to the state forty percent construction grant list.

7. Small Borrower Loan Requests – Village of St. Elizabeth and City of Rocheport
Joe Boland, Financial Assistance Center

Recommended Action: The Department recommends that the Commission approve the proposed small borrower loans to the Village of St. Elizabeth for \$100,000 and to the City of Rocheport for \$38,115.

8. Targeted 2008-2009 Section 319 Nonpoint Source Grant Request for Proposals
Greg Anderson, Watershed Protection Section

Recommended Action: Information only.

9. Boone County Sewer District and City of Columbia Regional Level 2 Continuing Authority Request
Rob Morrison, Water Pollution Control Branch
Tom Ratermann, Boone County Regional Sewer District
Steve Hunt, City of Columbia

Recommended Action: Information only.

Enforcement

10. Mr. Frank Davis and Davis Rentals, L.L.C. The Upper Deck, MO-0126845, Boone County – Referral to the Attorney General’s Office
Kevin Mohammadi, Compliance and Enforcement

Recommended Action: The Water Protection Program recommends the Missouri Clean Water Commission request the Missouri Attorney General to institute appropriate legal action against Mr. Frank Davis and Davis Rentals, L.L.C., on behalf of the Missouri Clean Water Commission and the Department, requiring Mr. Frank Davis and Davis Rentals, L.L.C., to comply with the Missouri Clean Water Law; pay a civil penalty for past violations; and any relief deemed appropriate by the Attorney General’s Office.

11. Mr. Thomas and Ms. Shelly James, Holiday Lakes Resort Subdivision Club, Inc., and all Property Owners in the Holiday Lakes Resort, NP-0002485, Lafayette County – Referral to the Attorney General’s Office
Kevin Mohammadi, Compliance and Enforcement

Recommended Action: The Water Protection Program recommends the Missouri Clean Water Commission request the Missouri Attorney General to institute appropriate legal action against Mr. Thomas and Ms. Shelly James, Holiday Lakes Resort Subdivision Club, Inc., and all property owners in the Holiday Lakes Resort on behalf of the Missouri Clean Water Commission and the Department, requiring Mr. Thomas and Ms. Shelly James, Holiday Lakes Resort Subdivision Club, Inc., and all property owners in the Holiday Lakes Resort to comply with the Missouri Clean Water Law; pay a civil penalty for past violations; and any relief deemed appropriate by the Attorney General’s Office.

12. Garth Coleman Builders, Inc. and Mr. Garth Coleman, Kinkade Crossings, Plats 1, 2, & 3, MO-R107117 & MO-R10C340, Boone County – Referral to the Attorney General’s Office
Kevin Mohammadi, Compliance and Enforcement

Recommended Action: The Water Protection Program recommends the Missouri Clean Water Commission request the Missouri Attorney General to institute appropriate legal action against Mr. Garth Coleman and Garth Coleman Builders, Inc., on behalf of the Missouri Clean Water Commission and the Missouri Department of Natural Resources to require compliance with the Missouri Clean Water Law and its implementing regulations, payment of civil penalties for past violations and any relief deemed appropriate by the Attorney General’s Office.

13. Mathis Homes, Inc. and Mr. Craig Mathis, Castle Heights, MO-R109Q88, Jefferson County – Referral to the Attorney General’s Office
Kevin Mohammadi, Compliance and Enforcement

Recommended Action: The Water Protection Program recommends the Missouri Clean Water Commission request the Missouri Attorney General to institute appropriate legal action against Mr. Craig Mathis and Mathis Homes, Inc., on behalf of the Missouri Clean Water Commission and the Missouri Department of Natural Resources to require payment of civil penalties for past violations and any relief deemed appropriate by the Attorney General’s Office.

Staff Updates

14. Permits and Water Quality Review Sheet Update
Rob Morrison, Water Pollution Control Branch

Recommended Action: Information only.

15. Financial Assistance Center Update
Joe Boland, Financial Assistance Center

Recommended Action: Information only.

Standing Items

- Legal Report
Jennifer Frazier, Attorney General's Office

- Director's Update
Earl Pabst, Acting Director, Water Protection Program/Deputy Director, Division of Environmental Quality

Recommended Action: Information only.

Presentation

- Public Comment and Correspondence - This standing item provides an opportunity for comments on any issue pertinent to the Commission's role and responsibilities. The Commission encourages any and all interested persons to express their comments and concerns.
General Public

- Missouri Clean Water Commission Meetings
 - September 2, 2009 Commission meeting location University Plaza Hotel and Convention Center, 333 John Q Hammons Parkway, Springfield, Missouri.
 - November 4, 2009 Commission meeting location Jefferson City area.

Recommended Action: Information only.

Closed Meeting - The Clean Water Commission may go into closed session at this meeting if such action is approved by a majority vote of the Commission members who constitute a quorum, to discuss legal, confidential or privileged matters under Section 610.021(1), RSMo (Supp. 1995); personnel actions under Section 610.021(3), RSMo (Supp. 1995); personnel records or applications under Section 610.021(13), RSMo (Supp. 1995) or records under Section 610.021(14), RSMo (Supp. 1995) which are otherwise protected from disclosure by law.

Target Adjournment: 3:00 p.m.

For more information contact:

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**Drury Lodge Cape Girardeau
104 South Vantage Drive
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July 1, 2009

**Staff Action Items Follow-up Summary
From May 6, 2009 Missouri Clean Water Commission Meeting**

- 1) Update on the Martin Subdivision.

