

ARIZONA WATER QUALITY APPEALS BOARD

100 N. 15th Avenue, Suite 202

Phoenix, Arizona 85007

(602) 364-2877

**NOTICE OF AND AGENDA FOR A PUBLIC
OF THE ARIZONA WATER QUALITY APPEALS BOARD**

To call-in dial: 1-866-751-5726

Enter the room number: *8511490*

(Enter the star key before and after your room number)

Pursuant to Arizona Revised Statutes (A.R.S.) § 38-431.02, notice is hereby given to the general public that the Arizona Water Quality Appeals Board (WQAB) will hold a **regular meeting** open to the public on **Monday, November 8, 2010, at 9:30 A.M.** at the Arizona Department of Administration Building, 100 N. 15th Avenue, Second Floor, **Suite 204 Conference Room**, Phoenix, Arizona. Members of the Water Quality Appeals Board may attend either in person or by telephone conference call.

The agenda for this meeting follows. Any amendments or additions to the agenda will be made available at least 24 hours prior to the meeting. The Board officer presiding at the meeting reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. Pursuant to A.R.S. § 38-431.03(A)(3), the Board may vote to go into Executive Session to obtain legal advice from its attorney on any matter listed on the agenda. Executive sessions are not open to the public.

Pursuant to Title II of the Americans with Disabilities Act (ADA), the WQAB will not discriminate on the basis of disability in admission to and observation of its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting the Board's Office at (602) 364-2877. Requests should be made as early as possible to allow time to arrange the accommodation.

AGENDA

1. **Call to order and roll call.** (Chairman Treon)
2. **Disclosures and Recusals.** The Board members may disclose past employers and professional associations for informational purposes and, if necessary, may recuse themselves from matters in which they have conflict of interest.
3. **Approval of the Minutes from the Monday, September 13, 2010 Regular Board Meeting.** The Board may vote to go into Executive Session for discussion and consideration of confidential documents under A.R.S. §41-431.03(A)(2).
4. **10-003 WQAB – Resolution Copper Mining, LLC, APP File No. 107703, New Appeal.** For Board discussion/decision on the Order Vacating Hearing received from OAH on October 21, 2010 and the fax letter received from Appellant dated October 27, 2010 RE: Resolution Copper Mining LLC's Withdrawal of Request for Hearing of ADEQ's September 8, 2010 Grant of APP for Outfall 002.
5. **10-002 WQAB – Evergreen Air Center WWTF, APP File No. 101435/LTF: 50104, New Appeal.**). The Board will conduct an administrative hearing under A.R.S. § 49-323 and A.R.S.

§ 41-102, et seq. The Board may affirm, reverse or modify the decision of the Arizona Department of Environmental Quality.

6. **Call to the Public.** This is the time for the public to comment. Members of the Board may not discuss items that are not on the agenda. Therefore, action taken as a result of public comments will be limited to directing staff to study the matter or scheduling the matter for further consideration and decision at a later date.
7. **Future Agenda Items.**
8. **Adjourn.**

DATED AND POSTED this the 4th day of **November, 2010**

ARIZONA WATER QUALITY APPEALS BOARD

By: 
Toni Towne, Clerk of the Board

A copy of the foregoing was mailed / emailed
this the 4th day of **November, 2010**

ARIZONA WATER QUALITY APPEALS BOARD:

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