

A G E N D A

OKLAHOMA WATER RESOURCES BOARD

February 17, 2015

9:30 a.m.

3800 N. Classen Boulevard, Oklahoma City, OK 73118

A copy of this notice of meeting and agenda has been posted in a prominent location at the offices of the Oklahoma Water Resources Board, 3800 North Classen Blvd., Oklahoma City, Oklahoma, on February 12, 2015, at 4:45 p.m. A copy of this agenda is available on the OWRB website at www.owrb.ok.gov.

- 01000 1. CALL TO ORDER** **Chairman Rudy Herrmann**
- A. Roll Call
 - B. Discussion, Amendments, and Vote to Approve Official Minutes of the January 20, 2015, Regular Meeting.
 - C. Executive Director's Report. **Mr. J.D. Strong**
 - D. Monthly Budget Report **Ms. Amanda Storck**
- 02000 2. FINANCIAL ASSISTANCE DIVISION** **Mr. Joe Freeman**
- A. Consideration of and Possible Action on a Proposed Order Approving Water for 2060 Grant for Infrastructure Project for Boise City Public Works Authority, Cimarron County. Recommended for Approval.
 - B. Consideration of and Possible Action on a Proposed Order Approving Water for 2060 Grant for Infrastructure Project for Fort Supply Public Works Authority, Woodward County. Recommended for Approval.
 - C. Consideration of and Possible Action on a Proposed Order Approving Water for 2060 Grant for Infrastructure Project for Town of Shattuck, Ellis County. Recommended for Approval.
 - D. Consideration of and Possible Action on a Proposed Order Approving Drinking Water Funding Application for Rural Water, Sewer and Solid Waste Management District No. 1, Logan County. Recommended for Approval.

03000 3. SUMMARY DISPOSITION AGENDA ITEMS

Chairman Herrmann

All of the items listed below under this Summary Disposition Agenda are recommended for approval.

Any item listed under this Summary Disposition Agenda may, at the request of any member of the Board, the Board's staff, or any other person attending this meeting, be transferred to the Special Consideration Agenda. Under the Special Consideration Agenda, separate discussion and vote or other action may be taken on any items already listed under that agenda or items transferred to that agenda from this Summary Disposition Agenda.

- A. Requests to Transfer Items from Summary Disposition Agenda to the Special Consideration Agenda, and Action on Whether to Transfer Such Items.
- B. Discussion, Questions, and Responses Pertaining to Any Items Remaining on Summary Disposition Agenda and Possible Action on Items Listed Below.
- C. Consideration of and Possible Action on Financial Assistance Division Items:

1. Rural Economic Action Plan (REAP) Grant Applications:

<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
SWODA				
a.	FAP-07-0012-R	Thomas Public Works Authority	Custer	\$150,000.00

- D. Consideration of and Possible Action on Contracts and Agreements:
None
- E. Consideration of and Possible Action on Applications for Temporary Permits to Use Groundwater:
 - 1. Treva Kaye & Donnie Sadders, Caddo County, #2014-541
 - 2. Oklahoma Gas & Electric Company, Canadian County, #2014-585
 - 3. Harold E. & Elda Lou Schmidt, Major County, #2014-600
 - 4. Pawnee Public Works Authority, Pawnee County, #2014-601
 - 5. Vernon L. & Linda S. Racer, Kingfisher County, #2014-608
 - 6. Klint A. & Linda A. Parker and Brandon K. & Cortney Parker, Grady County, #2014-609
 - 7. The Lindsey 2011 Revocable Trust, Wagoner County, #2014-617
 - 8. Enid Municipal Authority, Major County, #2014-620
 - 9. Trey Resources, Inc., Cleveland County, #2014-630
 - 10. Paul Kelly Horton, Harmon County, #2014-635

- F. Consideration of and Possible Action on Applications to Amend Temporary Permits to Use Groundwater:
1. Sedra Jean Farrow successor trustee of the Ruby J. Stevens Trust and Ricky & Sedra Farrow, Caddo County, #1973-252
 2. Dantz R. & Summer A. Hall, Greer County, #1979-623
 3. J. Paul Williams, Osage County, #1980-609
 4. Bryan Family Land & Cattle, L.L.C., Kingfisher County, #2012-684
- G. Consideration of and Possible Action on Applications for Regular Permits to Use Groundwater:
1. McCurtain Farm, L.L.C., McCurtain County, #2012-677
 2. Doyle Johnson, Washita County, #2014-542
 3. Ventura Farms, L.L.C., Cimarron County, #2014-563
- H. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Groundwater:
1. Fischer Family Farms, FLP, Texas County, #1990-517
 2. Randal & Jerri Riggs, Harper County, #1992-612
- I. Consideration of and Possible Action on Applications to Amend Prior Rights to Use Groundwater:
None
- J. Consideration of and Possible Action on Applications for Regular Permits to Use Stream Water:
1. W T L Oil, L.L.C., Alfalfa County, #2014-034
 2. Lawana & Foster S. Johnson, Jr., LeFlore County, #2014-045
 3. Mark & Rebecca Sandmann, Coal County, #2014-062
- K. Consideration of and Possible Action on Applications for Term Permits to Use Stream Water:
1. Interstate Highway Construction, Atoka County, #2014-068
- L. Consideration of and Possible Action on Dam and Reservoir Construction:
None
- M. Consideration of and Possible Action on Well Driller and Pump Installer Licensing:
1. New Licenses and Operators:
 - a. Licensee: Blakley Lumber & Carpets, Inc. DPC-0913
 1. Operator: Harlie Blakley OP-2079
 - b. Licensee: Cimarron Water Well Service DPC-0926
 1. Operator: Terry Figures OP-2070
 2. Operator: Mark Reust OP-2071
 2. New Operators, Licensee Name Change, and/or Activities for Existing Licenses:
 - a. Licensee: P.S.I. DPC-0772
 1. Operator: George Campbell OP-2073
 - b. Licensee: Lehl & Son Water Well DPC-0124
 1. Operator: Travis Lehl OP-2074
 - c. Licensee: Williams Drilling DPC-0229
 1. Operator: Joshua Johnson OP-2075

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| d. | Licensee: Pratt Well Service, Inc. | DPC-0621 |
| 1. | Operator: Edward Terry | OP-2076 |
| e. | Licensee: Crescent Services | DPC-0781 |
| 1. | Operator: Jon Morgan | OP-2077 |
| 2. | Operator: David Lambert | OP-2078 |
| 3. | Operator: Zachary Stewart | OP-2041 |

N. Consideration of and Possible Action on Permit applications for Proposed Development on State Owned or Operated Property within Floodplain Areas:

1. Oklahoma Department of Transportation, Pittsburg County, #FP-14-41
2. Oklahoma Department of Transportation, Choctaw County, #FP-14-42

O. Consideration of and Possible Action on Applications for Accreditation of Floodplain Administrators:

Names of floodplain administrators to be accredited and their associated communities are individually set out in the February 17, 2015 packet of Board materials.

04000 4. PROPOSED AMENDMENTS TO PERMANENT RULES Chairman Herrmann

A. Consideration of and Possible Action on Adoption of Rules Amendments in Chapter 45 – Oklahoma’s Water Quality Standards

Staff recommends for approval the proposed changes to OAC 785:45 listed below. In order to allow for further evaluation and consideration of the comments received during the public comment period, staff is not recommending for approval the previously proposed portions of OAC 785:45 related to Water Quality Standards for wetlands.

1. Summary – **Mr. Derek Smithee**

Subchapter 5. Surface Water Quality Standards

Part 3. Beneficial Uses and Criteria to Protect Uses

785.45-5-12. Fish and Wildlife Propagation [AMENDED]

Appendix G. Numerical Criteria To Protect Beneficial Uses. Table 1. [REVOKED]

Appendix G. Numerical Criteria To Protect Beneficial Uses. Table 1. [NEW]

Appendix E. Requirements For Development of Site-Specific Criteria For Certain Parameters [REVOKED]

Appendix E. Requirements For Development of Site-Specific Criteria For Certain Parameters [NEW]

2. Questions and Discussion by Board Members

3. Comments by Public

4. Vote on whether to adopt recommended amendments as presented or as may be revised after discussion and comment.

B. Consideration of and Possible Action on Adoption of Rules Amendments in Chapter 46 - Implementation of Oklahoma's Water Quality Standards

Staff recommends for approval the proposed changes to OAC 785:46 listed below:

1. Summary – **Mr. Derek Smithee**

Subchapter 15. Use Support Assessment Protocols

785:46-15-5. Assessment of Fish and Wildlife support [AMENDED]

2. Questions and Discussion by Board Members

3. Comments by Public

4. Vote on whether to adopt recommended amendments as presented or as may be revised after discussion and comment.

C. Consideration of and Possible Action on Adoption of Rules Amendments in Chapter 50 – Financial Assistance

Staff recommends for approval the proposed changes to OAC 785:50 listed below:

1. Summary -**Mr. Joe Freeman**

Subchapter 1. General Provisions

785:50:1-2. Definitions [AMENDED]

Subchapter 3. Project and Entities Eligible

785:50-3-1. Project Eligibility [AMENDED]

Subchapter 7. Water and Sewer Program (Bond Proceed Loans and Emergency Grants) Requirements and Procedures

785:50-7-5. Emergency grant priority points system [AMENDED]

Subchapter 8. Rural Economic Action Plan (REAP) Grant Program Requirements and Procedures

785:50-8-2. Definitions [AMENDED]

785:50-8-4. Applicable law, deadline for applications, eligible project costs [AMENDED]

785:50-8-5. REAP grant priority point system [AMENDED]

Subchapter 9. Clean Water State Revolving Fund Regulations

Part 1. General Provisions

785:50-9-9. Definitions

Part 3. General Program Requirements

785:50-9-21. Eligible project [AMENDED]

785:50-9-23. Clean Water SRF Project Priority System [AMENDED]

785:50-9-24. Intended use plan [AMENDED]

785:50-9-28. Pre-application for funding [AMENDED]

785:50-9-33. Application for financial assistance [AMENDED]

785:50-9-35. Loan closing [AMENDED]

785:50-9-38. Construction phase [AMENDED]

785:50-9-45. Compliance with federal authorities [AMENDED]

Part 7. SRF Environmental Review Process

785:50-9-60. Requirement of environmental review [AMENDED]

785:50-9-61. Environmental information required by the Board [AMENDED]

785:50-9-62. Environmental review by the Board [AMENDED]

2. Questions and Discussion by Board Members
3. Comments by Public
4. Vote on whether to adopt recommended amendments as presented or as may be revised after discussion and comment.

05000 5. SPECIAL CONSIDERATION

Chairman Herrmann

- A. No items.
- B. Consideration of and Possible Action on Items Transferred from Summary Disposition Agenda, if any.

6. NEW BUSINESS

Chairman Herrmann

Under the Open Meeting Act, this agenda item is authorized only for matters not known about or which could not have been reasonably foreseen prior to the time of posting the agenda or any revised agenda.

7. ADJOURNMENT

Chairman Herrmann

The next regular meeting of the Oklahoma Water Resources Board will be held at 1:30 p.m., March 11, 2015, at the OWRB Offices located at 3800 N. Classen Boulevard, Oklahoma City, Oklahoma. The meeting will be held in conjunction with Water Appreciation Day at the State Capitol Fourth Floor Rotunda, 9:00 a.m.-2:00 p.m. March 11, 2015.

2/12/2015