

ENVIRONMENTAL HEARINGS OFFICE

Minutes of Meeting January 16, 2006 10:00 am

The January 2007 meeting was called to order by Chair Bill Lynch in the Boards' office in Lacey, Washington. Present were Chair Bill Lynch, Board Member Andrea McNamara Doyle; Administrative Appeal Judges, Phyllis Macleod, Kay Brown, and Cassandra Noble and Administrative Secretary Debbie Joblonski. Alternate Board Members Kevin Ranker and Mary Alyce Burleigh were present by telephone for the rulemaking portion of the meeting. Minutes of the December 2006 meeting were read, amended and approved.

Handouts were distributed for review for the month of December 2006, which included the pollution, shoreline, forest practice, hydraulic, and environmental and land use appeals filed, a brief summary of all cases that have closed, and the Case Statistics Report.

Appellate Update

Chair Bill Lynch reported that Squaxin Island Tribe v. Ecology and Miller Land and Timber was appealed to Thurston County Superior Court. Mr. Lynch also reported that Jack Thompson, Jr. v. Ecology was affirmed by the Court of Appeals.

Rulemaking

A packet of materials was distributed to members of the PCHB (Bill Lynch, Kathleen Mix, and Andrea McNamara Doyle) and SHB (Judy Wilson, Kevin Ranker and Mary Alyce Burleigh) regarding the permanent rules which were scheduled for adoption at this meeting. The distributed materials included a draft CR 103 form for the rule packet, a draft concise explanatory statement, the proposed rules as published in WSR 06-23-139, and the comment letters received related to the proposed rules.

The Members and rules coordinator Kay Brown discussed one change to be made to WAC 461-08-495(7), the reinsertion of the term "representative" in this section where it had been proposed to be removed. This change was made in response to a comment that had been received. With this change, the Shoreline Hearings Board members Kevin Ranker, Mary Alyce Burleigh, Bill Lynch, Andrea McNamara Doyle, Judy Wilson (by proxy) and Kathleen Mix (by proxy) approved the proposed amendments. The Pollution Control Hearing Board members Bill Lynch, Andrea McNamara Doyle and Kathleen Mix (by proxy) also approved the amendments to the PCHB rules.

Website Update

Robyn Bryant, Judy Greear and Cassandra Noble will be meeting with Frontline Solutions again regarding the upgrade for our website. Frontline Solutions will be providing 3 mockups to decide from.

ELUHB Update

Bill Lynch discussed that the database will be updated to accommodate for the ELUHB cases the office receives. The database will need to be able to track each permit and provide more text space for each field. More than one person may be handling the current ELUHB case.

Filing the Record on Appeal Update

Bill Lynch spoke with the Administrative Office of the Courts and they referred Mr. Lynch to the Washington State Association of County Clerks to discuss the issue involving oversized exhibits. This issue will be put on next months agenda for the NAA. Mr. Lynch will continue to address this issue.

The meeting was adjourned at 10:45 am.

Debbie Joblonski
Administrative Secretary