

Janice K. Brewer  
Governor



Scott A. Smith  
Director

**ARIZONA DEPARTMENT OF ADMINISTRATION**

**WATER QUALITY APPEALS BOARD**

100 NORTH FIFTEENTH AVENUE • ROOM 202  
PHOENIX, ARIZONA 85007

Telephone: (602) 364-2877 • Fax: (602) 542-4082

**REVISED – 06/09/11**

**NOTICE OF AND AGENDA FOR A PUBLIC MEETING 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 members of the Water Quality Appeals Board and general public that the Arizona Water Quality Appeals Board (WQAB) will hold a **regular meeting** open to the public on **Monday, June 13, 2011, at 9:30 A.M.** at the Arizona Department of Administration Building, 100 N. 15<sup>th</sup> Avenue, Second Floor, **Conference Room 204**, 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 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.**
2. **Approval of the Minutes from the May 18, 2011.**
3. **Election of Chairman and Vice Chairman.**
4. **11-001 WQAB – City of Tempe, AZPDES Permit File No. AZS000005-2010, New Appeal.** In accordance with A.R.S. §§ 41-1092.01 (E) and (F), the Board will discuss and decide whether to hear this new appeal or submit it to the Office of Administrative Hearing. The Board may discuss and take action on setting deadlines, hearing dates and other procedural matters. The Board will review and take action on the Withdrawal of Notice of Appeal received on June 8, 2011.

5. **11-002 WQAB – Luxcor Gold L.P. – Fancher Mill, APP Inventory No. 106224, New Appeal.** In accordance with A.R.S. §§ 41-1092.01 (E) and (F), the Board will discuss and decide whether to hear this new appeal or submit it to the Office of Administrative Hearing. The Board may discuss and take action on setting deadlines, hearing dates and other procedural matters.
6. **Sunset Review Process.** The Board will discuss and may take action regarding a letter it received from the Arizona State Senate on June 7, 2011 about the sunset review process prescribed in Title 41, Chapter 27, Arizona Revised Statutes, which provides a system for the Legislature to evaluate the need to continue the existence of state agencies.
7. **Call to the Public.** A public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address to public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.
8. **Future Agenda Items.**
9. **Adjourn**

DATED AND POSTED this the 9<sup>th</sup> day of June, 2011 at 5:00 a.m. (p.m.)

**ARIZONA WATER QUALITY APPEALS BOARD**

By: Toni Towne  
Toni Towne, Clerk of the Board

A copy of the foregoing was mailed / emailed  
this the 9<sup>th</sup> day of June, 2011

**ARIZONA WATER QUALITY APPEALS BOARD:**

Laurie A. Woodall  
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