



Janice K. Brewer  
Governor

Scott A. Smith  
Director

ARIZONA DEPARTMENT OF ADMINISTRATION

WATER QUALITY APPEALS BOARD

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2012 SEP 28 P 2: 22

DEPT OF ADMINISTRATION  
OFFICE OF THE DIRECTOR

**REVISED AGENDA – 09/28/12**

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

**To call-in dial: 1-877-820-7831**

**Enter the participant passcode: 580182#**

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 **Tuesday, October 9, 2012, 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 meetings of June 11, 2012 and July 9, 2012.** The Board may vote to go into Executive Session for discussion and consideration of confidential documents under A.R.S. §38-431.03(A)(2).
3. **12-002 WQAB - Pima County; Pima County Flood Control District, Aquifer Protection Permit "APP" No. P-106100, Place ID: 13845, LTF 49639.** The Board will consider and may take action on Stipulation and Joint Motion to Dismiss Appeal filed by the parties, including rescinding the referral of the matter to the Office of Administration Hearings. The Board may discuss and take action to include other parties in consolidated action to dismiss appeals. The Board may discuss and take action to allow the Chairman to modify recusal to take action on Stipulation and Joint Motion to Dismiss Appeal. The Board may request that the parties address any issue regarding these matters.

4. **12-003 WQAB – Sarah Barchas.** The Board will consider and may take action on the Order Severing Docket No. 12-003-WQAB (Appellant Sarah Barchas) and Remanding to the Water Quality Appeals Board received from the Office of Administration Hearing on September 19, 2012. The Board may dismiss the appeal filed by Sarah Barchas based on the recommendation of the Administrative Law Judge in Case Management Order No. 12, issued on August 20, 2012. The Board will discuss and may act regarding member Laurie Woodall's earlier recusal in the case and may decide to terminate the recusal based on a lack of conflict and quorum issues.
5. **Future Agenda Items.**
6. **Adjourn.**

DATED AND POSTED this the 28<sup>th</sup> day of **September, 2012** at 2:22 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 28<sup>th</sup> day of **September, 2012**

**ARIZONA WATER QUALITY APPEALS BOARD:**

Laurie A. Woodall  
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