

Wastewater Advisory Council Meeting Minutes  
November 25, 2015

In Attendance: Brian Bingham (MSD), Annette Dupont-Ewing (KMUA), Mike Gardner (BGMU), Derek Guthrie (ACEC-KY), John Horne (KLL/KAM), Charlie Martin (LFUCG), Gary Larimore (KRWA), Valerie Lucas (KY/TN WEA), Donna McNeil (KRWA), Brad Montgomery (GRW), Alex Novak (MSD), David Peterson (CEA Water), Roger Recktenwald (KACO), Adam Scott (KIA) Mark Sneve (Strand), Wes Sydnor (MSD), and Mark Wurschmidt (SD1)

Division of Water: Peter Goodmann, Director; Tom Gabbard, Assistant Director; Sara Beard, Jory Becker, Lynn Brosius, Carole Catalfo, Sarah Gaddis, Nick Lester, and Abby Rains

The meeting came to order at 1:10 p.m.

Welcome and Introductions

Peter Goodmann made welcoming remarks. Members introduced themselves and agreed to modify the agenda as needed to facilitate the meeting.

February Meeting Minutes

The meeting minutes were approved by consensus.

Update on DOW

Peter Goodmann stated that the Division of Water would be at full capacity with 244 people on December 1, 2015, with 42 new agency employees since January 1. Small transition teams have been dispersed throughout the different cabinets, but there has been no official word regarding leadership changes yet. The Division of Water urged the continuation of the Waste Water and other advisory committees in its transition package.

Subcommittee Updates

Education & Apprenticeship – the subcommittee found that operator shortages appear in pockets throughout the state and would like to create a map of operator distribution but more data regarding licensure, employment, and other demographics are needed. Peter Goodmann offered DOW data analysis assistance; Valerie Lucas and Annette Dupont-Ewing will forward questions to him. Additionally, the subcommittee will work with the Division of Compliance Assistance for outreach and recruitment of women and minorities, potentially through Education & Workforce Development, high schools, and 2-year and/or vocational colleges.

Small Systems – the subcommittee will work with Jory Becker regarding package plant, abandonment, and resiliency issues.

MS4 – the MS4 subcommittee continues working on homebuilder issues with MS4 permit language.

### “Waters of the US” Rule status –

Peter Goodmann briefly addressed the rule and Carole Catalfo updated the group regarding the status of ongoing litigation across the country and the stay issued by the 6<sup>th</sup> Circuit Court of Appeals.

### Nutrients

Peter Goodmann addressed litigation issues regarding the 2012 Triennial Review. The EPA approved Kentucky’s narrative standards but the Petitioners claim that the standard is reactive rather than protective. The Division is working on numeric standards for nutrients but there are a myriad of conditions that affect HABs which are found primarily in lakes. Nick Lester explained the process of Reasonable Potential Analysis (RPA) and the factors involved.

Peter Goodmann will disseminate the draft RPA to the group with the understanding that it is a work in progress and not for distribution outside the WWAC.

### Other Discussion

The group discussed other issues for subcommittees to work on, and that some issues would be appropriate for joint WWAC and DWAC subcommittee work. Some of the issues raised were CSO/MS4 issues, recreational water quality standards, radiation, financing and funding. Any other topics should be sent to Valerie Lucas and Brian Bingham.

### Next Meetings

The group reached consensus to continue meeting at least quarterly, with at least two meetings in the first quarter due to the upcoming legislative session, and preferably on the same date as the Drinking Water Advisory Committee. Carole Catalfo will send a Doodle poll to the group with potential dates and times.

The meeting adjourned at 3:10 p.m.