

VIRGINIA ROANOKE RIVER BASIN ADVISORY COMMITTEE

Danville, Virginia

January 5, 2011

Virginia Roanoke River Advisory Committee: William Lindenmuth, Tim Pace, John Lindsay, Mark Wagner, Billy Martin, Russ Johnson, John Feild, Mike McEvoy, Walter Coles, Senators Frank Ruff and Roscoe Reynolds, Delegates Charles Poindexter and Tommy Wright.

Staff present:

Scott Kudlas, VA DEQ; Tammy Stephenson, VA DEQ

Call to Order

Chairman McEvoy called the meeting to order. Introductions of everyone present occurred. Mr. McEvoy explained the presentation by Paul Angermeier would occur during the meeting. The meeting would then be adjourned and Mr. Angermeier has requested folks stay to provide feedback on his project.

Mr. McEvoy thanked Barry Dunkley and the City of Danville for setting up the meeting location and joining the Western Virginia Water Authority in providing refreshments and lunch.

Minutes

Mr. Lindenmuth requested a change in the minutes for the addition on page 3, 9th paragraph of “the IBT to Virginia Beach.” Upon a motion by Mr. Lindsay, seconded by Mr. Martin, minutes of the August 18, 2010 meeting were approved as amended.

Mr. Feild said he was asked to state that opinions should not be in the minutes. No action was taken.

Sub-Committee Reports

Agriculture and Forestry Sub-Committee – No report.

Lake Interests Sub-Committee – No report.

Permit Holders Sub-Committee – No report.

Public Officials and Government Entities Sub-Committee – No report.

Roanoke River Interests Sub-Committee – No report.

RRBBC Water Allocation Ad Hoc Committee – Scott Kudlas reported that he has had communication with the U.S. Army Corps of Engineers following the August 18 meeting in Clarksville and the announcement that the policy on allocation was strictly policy and not law. Mr. Kudlas said he has had this confirmed. Up to 50,000 acre feet of allocation on Kerr Reservoir can be approved at the district level. Over the 50,000 acre feet and up to a point of affecting the project’s purposes can be approved by the Assistance Secretary to the Army for Civil Works. The Ad Hoc Committee will be working on drafting a document to outline how things will be handled between Virginia and North Carolina, which will be used by the Corps. The final document would probably require approval

from the Assistant Secretary to the Army for Civil Works. He added that the states will work with the Corps on the remaining allocation while identifying needs in the basin.

Mr. Kudlas assured everyone that the work done to date has not been wasted, but lays the groundwork for the next step. Mr. Feild agreed, and said efforts have been made to introduce legislation to establish a IBT process in Virginia.

Senator Ruff said he gave the North Carolina law to legislative services, who modified the document to meet Virginia standards. He added that it will probably need further modification to make it work in Virginia, but this gives a starting place. Russ Johnson asked if the committee would consider flow of the river to be included in the legislation. Senator Ruff said it is not in the draft. Mr. Feild thought this could be addressed in mitigation of impacts.

Senator Reynolds said for the legislation to pass, there has to be majority in both houses and the willingness of the administration to support the issue.

Other Issues

Gene Adesso reported that the Corps of Engineers has turned down the Roanoke River Basin Association request for flow deviation. He asked about funding the 216 study. Mr. Kudlas said funding for the 216 study goes through the Department of Environmental Quality. Due to the state's budget situation, Virginia Beach has offered to pay Virginia's share this year.

Mr. Johnson asked if there could be an update on the next meeting agenda on the various studies on the uranium mining issue. Mr. McEvoy and Ms. Stephenson will work on this.

The next Roanoke River Basin Bi-State Commission meeting will probably be in late March, following both states' legislative sessions. The meeting is slated to be held in North Carolina. Mr. Adesso said they would try to hold a meeting of the North Carolina Roanoke River Basin Advisory Committee prior to the Bi-State Commission meeting.

Presentations

Mr. McEvoy introduced Paul Angermeier. Dr. Angermeier's presentation is an official part of these minutes.

As there was no further business to discuss, the meeting was adjourned.