Board of Environmental Quality Meeting June 12, 2024

1 2	BEFORE THE BOARD OF ENVIRONMENTAL QUALITY STATE OF IDAHO				
3					
	IN THE MATTER OF AIR QUALITY)				
4	PERMIT TO CONSTRUCT)				
	P-2019.0047)				
5)				
	NEZ PERCE TRIBE, IDAHO) Agency Case No.				
6	CONSERVATION LEAGUE, and) 0101-22-01				
Ũ	SAVE THE SOUTH FORK SALMON,)				
7) OAH Case No. 23-245-01				
1	Petitioners,)				
8)				
0					
0	vs.				
9					
	IDAHO DEPARTMENT OF)				
10	ENVIRONMENTAL QUALITY,)				
)				
11	Respondent,)				
)				
12	and)				
)				
13	PERPETUA RESOURCES, IDAHO,)				
	INC.,)				
14)				
)				
15	Intervenor-Respondent.)				
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17					
18					
ŦO	BOARD OF ENVIRONMENTAL QUALITY MEETING				
19	DOARD OF ENVIRONMENTAL QUALITY MEETING				
ТĴ	June 12, 2024				
20	0 UIIE 12, 2024				
21	IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY				
	1410 NORTH HILTON STREET				
22	BOISE, IDAHO				
23					
24	Reported by:				
	Misti L. Alcalde, ID CSR #1137, CA CSR #13338, RPR				
25					
	Page 1				
	rage i				

1	BOARD OF ENVIRONMENTAL QUALITY MEETING	1	BOARD CLERK GANINO: Carol Mascareñas.
2		2	BOARD MEMBER MASCAREÑAS: Here.
3		3	BOARD CLERK GANINO: Clayton Steele.
4	BOARD MEMBERS APPEARING IN PERSON:	4	BOARD MEMBER STEELE: Here.
5	MARK BOWEN, Chair	5	BOARD CLERK GANINO: Pat Purdy.
6	DR. JOHN RANDY MACMILLAN, Vice Chair	6	Pat, I think you're still on mute.
7	BOARD MEMBERS APPEARING REMOTELY:	7	BOARD MEMBER STEELE: Pat, are you here?
8	CAROL MASCAREÑAS, Secretary	8	Pat, are you here for roll?
9	CLAYTON STEELE	9	BOARD MEMBER PURDY: Yes. I'm sorry, I
10	PAT PURDY	10	thought I said "here."
11	ALSO PRESENT: PAULA WILSON, Paralegal, DEQ	11	BOARD CHAIR BOWEN: Okay. Thank you.
	ELAINE GANINO, Clerk to the Board	12	The board attempts to take action at
12		13	this meeting. No additional statements or oral
13		14	arguments will be taken at this meeting. The court
14		15	reporter is present to record the board's decision.
15			
16		16	We'll now move on to agenda items.
17		17	Agenda item no. 1, executive session pursuant to
18		18	Idaho Code 74-206(1)(f). I'll entertain a motion.
19		19	
20		20	VICE CHAIR MACMILLAN: Mr. Chairman, I move
21		21	the board enter into an executive session pursuant
22		22	to Idaho Code 74-206(1)(f) to communicate with
23		23	legal counsel for the public agency to discuss the
24		24	legal ramifications of and legal options for
25	D. 1	25	pending litigation or controversies not yet being
	Page 2		Page 4
1	P R O C E E D I N G S	1	litigated but imminently likely to be litigated. I
2	BOARD CHAIR BOWEN: Okay. We'll call this	2	request that a roll call vote be taken and that
3	meeting to order. It's Wednesday, June 12th, 2024,	3	vote be recorded in the minutes of this meeting.
4	9:00 [sic] a.m.	4	BOARD CHAIR BOWEN: We have a motion. Do we
5	My name is Mark Bowen, chairman of the	5	have a second?
6	Idaho Board of Environmental Quality. I call to	6	BOARD MEMBER STEELE: Second.
7	order the special meeting of the Idaho Board of	7	BOARD CHAIR BOWEN: We have a motion and a
8	Environmental Quality.	8	second.
9	In addition to being a public meeting,	9	Is there any discussion?
10	we're also on record in the matter of Air Quality	10	Hearing none, we have a motion and a
11	Permit to Construct issued to Perpetua Resources	11	second. We'll now conduct a roll call vote.
12	Idaho, Inc., agency case no. 0101-22-01, OAH case	12	Elaine.
13	no. 23-245-01.	13	BOARD CLERK GANINO: Mark Bowen.
14	This special meeting is being held in	14	BOARD CHAIR BOWEN: Aye.
15	the state office of The Department of Environmental	15	BOARD CLERK GANINO: Dr. Randy MacMillan.
16	Quality. For those present in the meeting room,	16	VICE CHAIR MACMILLAN: Aye.
17	please sign in on the sheet provided by the	17	BOARD CLERK GANINO: Carol Mascareñas.
18	entrance, but there won't be an opportunity today	18	CAROL MASCAREÑAS: Aye.
19	for public comment.	19	BOARD CLERK GANINO: Clayton Steele.
20	Elaine, could you please take the roll.	20	BOARD MEMBER STEELE: Aye.
20	BOARD CLERK GANINO: Yes, Mr. Chairman.	20	BOARD CLERK GANINO: Pat Purdy.
21	Mark Bowen.	21	BOARD MEMBER PURDY: Aye.
22	BOARD CHAIR BOWEN: Here.	22	BOARD CHAIR BOWEN: The motion is carried.
1 2.7			We'll now move into executive session.
	BUADD CIEDK CANING, Dr. Dondy Maamiller		
24	BOARD CLERK GANINO: Dr. Randy Macmillan.	24	
	BOARD CLERK GANINO: Dr. Randy Macmillan. VICE CHAIR MACMILLAN: Here. Page 3	24 25	(EXECUTIVE SESSION COMMENCED.) Page 5

2 (Pages 2 - 5)

Board of Environmental Quality Meeting June 12, 2024

19 BOARD MEMBER MASCAREÑAS: Aye. 19 BOARD MEMBER PURDY: No. 20 BOARD CLERK GANINO: Clayton Steele. 20 BOARD CLERK GANINO: Clayton Steele. 21 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD CHAIR BOWEN: Motion carries. Were 23 BOARD CLERK GANINO: Yes, Mr. Chairman. 24 BOARD CHAIR BOWEN: Motion carries. Were 25 BOARD CLERK GANINO: Dr. Randy MacMillan. 25 now back on record after executive session. We're 26 BOARD CLERK GANINO: Carlo Mascareñas. 4 reconsideration and respondent's and intervener 7 BOARD CLERK GANINO: Carlo Mascareñas. 4 reconsideration and respondent's and intervener 4 BOARD CLERK GANINO: Clayton Steele. 6 and/or clarification of final order. 6 BOARD CLERK GANINO: Clayton Steele. 7 This is an action item to discuss and 7 BOARD CLERK GANINO: Pat Purdy. 8 make a decision prior to service of the written 9 9 Order. The torian is and intervener 1 BOARD CLERK GANINO: Pat Purdy. 10 VICE CHAIR MACMILLAN: Mr. Chairman, I moveito 10 The board ofer the				
3 VICE CHAIR MACMILLAN: Mr. Chairman, I move 3 BOARD CHAIR BOWEN: We have a second? 4 that the meeting of the minuse reflect than to 5 BOARD CHAIR BOWEN: We have a second? 6 action was taken during the executive session. 7 BOARD CHAIR BOWEN: We have a motion and a 7 BOARD CHAIR BOWEN: We have a motion and a 7 second. 8 Is there any discussion? I'm going to 9 BOARD CHAIR BOWEN: We have a motion and a 1 second. 10 Dr. MacWillan, any discussion? 11 second. 11 VICE CHAIR MACMILLAN: None. 12 BOARD CHERK GANNO: Yes, Mr. Chairman. 13 BOARD CLERK GANNO: Dr. Randy MacMillan. 14 BOARD MEMBER STEELE: No. 15 BOARD MEMBER STEELE: No. 14 BOARD CLERK GANNO: Dr. Randy MacMillan. 16 discussion? 16 discussion? 15 BOARD CLERK GANNO: Corrol Mascareñas. 19 BOARD MEMBER STEELE: No. 16 BOARD MEMBER STEELE: No. 16 BOARD MEMBER MASCAREÑAS: Aye. 19 BOARD MEMBER STEELE: No. 16 BOARD CLERK GANINO: Carrol Mascareñas. 17 moving to agenda item no. 2, discuss and adopt 10 BOARD CLERK GAN	1	BOARD CHAIR BOWEN: I'll now entertain a	1	denies the request for additional clarification or
4 hat the board resolve out of executive session and 5 BOARD MEMBER STEELE: Second. 5 BOARD CHAIR BOWEN: We have a motion and a BOARD CHAIR BOWEN: We have a motion and a 7 BOARD CHAIR BOWEN: We have a motion and a BOARD CHAIR BOWEN: We have a motion and a 8 Do we have a second? 8 Is there any discussion? Im going to 9 BOARD CHAIR BOWEN: We have a motion and a 10 Dr. MacMillan, any discussion? 10 BOARD CHAIR BOWEN: We have a motion and a 10 Dr. MacMillan, any discussion? 11 second. 10 Dr. MacMillan, any discussion? 12 Elaine, will you take the roll, please. 13 discussion? 13 BOARD CLERK GANINO: Yes, Mr. Chairman. 13 discussion? 14 Mark Bowen. 15 BOARD CLERK GANINO: Cr. Randy MacMillan. 16 15 BOARD CLERK GANINO: Cr. Randy MacMillan. 17 BOARD MEMBER NASCARENAS. No. 16 BOARD CLERK GANINO: Craft Mardy. 18 BOARD CHAIR BOWEN: Notion carries. We're 17 BOARD MEMBER PURDY: Aye. 20 BOARD CLERK GANINO: Craft Mardy. 22 18 BOARD CLERK GANINO: Craft Mardy. 22 please. 23 29 BOARD CLERK GANINO: Craft Mardy. 24 Mark Bowen. <tr< td=""><td>2</td><td>motion to get out of executive session.</td><td>2</td><td>instructions to the hearing officer.</td></tr<>	2	motion to get out of executive session.	2	instructions to the hearing officer.
5 that the meeting of the minutes reflect that no 5 BOARD CHAIR BOWEN: We have as second. 6 notion was taken during the executive session. 6 BOARD CHAIR BOWEN: We have a motion and a 7 BOARD CHAIR BOWEN: We have a motion and a 7 second. That was Clayton whose seconded. 9 BOARD CHAIR BOWEN: We have a motion and a 0 Dr. MacMillan, any discussion? 11 second. 1 VCE CHAIR MOWEN: We have a motion and a 12 Elaine, will you take the roll, please. 12 BOARD CLERK GANINO: Yes, Mr. Chairman. 13 BOARD CLERK GANINO: Yes, Mr. Chairman. 13 discussion? 14 BOARD CLERK GANINO: Carol Mascareñas. 16 BOARD CLERK GANINO: Carol Mascareñas. 15 BOARD CLERK GANINO: Carol Mascareñas. 18 BOARD CLERK GANINO: Carol Mascareñas. 19 BOARD MEMBER MASCAREÑAS: Aye. 19 BOARD MEMBER PURDY: No. 20 BOARD CLERK GANINO: Carol Mascareñas. 18 BOARD CLERK GANINO: Carol Mascareñas. 21 BOARD MEMBER STEELE: Aye. 21 Ealare. 23 23 BOARD MEMBER STEELE: Aye. 22 please. 23 BOARD MEMBER STEELE: Aye. 24	3	VICE CHAIR MACMILLAN: Mr. Chairman, I move	3	BOARD CHAIR BOWEN: We have a motion.
6 action was taken during the executive session. 6 BOARD CHAIR BOWEN: We have a motion. 7 7 BOARD CHAIR BOWEN: We have a motion. 7 second. The was a second? 8 Is there any discussion? Image: Second. 10 BOARD MEMBER MASCAREÑAS: I second. 9 go through the roster for any discussion? Image: Second. 10 Dr. AcARIB MACMELAN: None. 12 Elaine, will you take the roll, please. 12 BOARD CHAIR BOWEN: Are. 14 BOARD CHAIR BOWEN: Are. 15 BOARD CHAIR BOWEN: Are. 15 BOARD CHERK GANINO: Dr. Randy MacMillan. 16 discussion? 17 VICE CHAIR MACMILLAN: Are. 16 discussion? 17 BOARD CLERK GANINO: Clayton Steele. 20 BOARD MEMBER MASCAREÑAS, Are. 18 BOARD CHAIR BOWEN: No. more memory on a steele. 20 BOARD MEMBER MASCAREÑAS, Are. 18 BOARD CHAIR BOWEN: We will call for a vote. 21 BOARD MEMBER MASCAREÑAS, Are. 18 BOARD CHAIR BOWEN: We will call for a vote. 21 BOARD MEMBER PURDY: Are. 23 BOARD CHAIR BOWEN: Motion carries. We're 24 BOARD CLERK GANINO: Par Purdy. 22 please 24 BOARD CLERK GANINO: Par Purdy. 22 please	4	that the board resolve out of executive session and	4	Do we have a second?
7 BOARD CHAIR BOWEN: We have a motion. 7 second. Is there any discussion? I'm going to 8 Do we have a second? 8 Is there any discussion? I'm going to 9 BOARD CHAIR BOWEN: We have a motion and a 10 Dr. MacMillan, any discussion? 11 second. 10 Dr. MacMillan, any discussion? 12 Elaine, will you take the roll, please. 10 Dr. MacMillan, any discussion? 13 BOARD CLEKK GANINO: Yes, Mr. Chairman. 13 BoARD MEMBER MASCARENAS: No comments. 16 BOARD CLEKK GANINO: Carol Mascareñas. 16 BOARD MEMBER MASCARENAS: Aye. 19 BOARD DCLEKK GANINO: Carol Mascareñas. 18 BOARD CHAIR BOWEN: Carol Mascareñas. 18 BOARD DCLEKK GANINO: Carol Steele. 10 BOARD CHAR BOWEN: We have and there any discussion? 21 BOARD DCLEKK GANINO: Pat Purdy. 22 please. 21 BOARD CHAR BOWEN: We have and there any discussion? 22 BOARD CHAR BOWEN: We have and adopt 1 BOARD CLEKK GANINO: Pat Purdy. 22 please. 23 BOARD MEMBER PURDY: Aye. 24 BOARD CLEKK GANINO: Carol Mascareñas. 24 Mark Bowen. 25 BOARD CLEKK G	5	that the meeting of the minutes reflect that no	5	BOARD MEMBER STEELE: Second.
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14 Mark Bowen. 14 BOARD MEMBER MASCAREÑAS: No comments. 15 BOARD CLERK GANINO: Dr. Randy MacMillan. 16 BOARD CLERK GANINO: Carol Mascareñas. 17 BOARD CLERK GANINO: Carol Mascareñas. 18 BOARD CHAIR BOWEN: Pat Purdy, any comments. 19 BOARD MEMBER MASCAREÑAS: Aye. 19 BOARD CLERK GANINO: Carol Mascareñas. 18 BOARD CHAIR BOWEN: Pat Purdy, any comments. 20 BOARD CLERK GANINO: Carol Mascareñas. 18 BOARD CHAIR BOWEN: We will call for a vote. 21 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD MEMBER PURDY : ye. 23 BOARD CHAIR BOWEN: Motion carries. We're 24 BOARD CHAIR BOWEN: Aye. 24 BOARD CHAIR BOWEN: Aye. 25 BOARD CLERK GANINO: Carol Mascareñas. 2 noving to agenda item no. 2, discuss and adopt 2 please. 2 please. 2 VICE CHAIR MACMILLAN: Aye. Page 8 3 reconsideration and respondent's and intervener 4 BOARD CLERK GANINO: Carol Mascareñas. 4 BOARD CLERK GANINO: Carol Mascareñas. 4 reconsideration of final order. 7 BOARD CLERK GANINO: Carol Mascareñas. 2 VICE CHAIR MACMILLAN: Aye. 2 VICE CHAIR MACMILLAN:	12	Elaine, will you take the roll, please.	12	BOARD CHAIR BOWEN: Carol Mascareñas, any
15 BOARD CHAIR BOWEN: Aye. 15 BOARD CLERK GANINO: Dr. Randy MacMillan. 16 BOARD CLERK GANINO: Carlo Mascareñas. 16 discussion? 17 VICE CHAIR MACMILLAN: Aye. 17 BOARD MEMBER MASCAREÑAS: Aye. 19 BOARD MEMBER MASCAREÑAS: Aye. 19 BOARD MEMBER MASCAREÑAS: Aye. 19 BOARD CLERK GANINO: Clayton Steele. 20 BOARD MEMBER STEELE: Aye. 21 Elaine, would you call for a vote, 21 BOARD MEMBER STEELE: Aye. 21 Elaine, would you call for a vote, 22 23 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD CLERK GANINO: Yaye. 23 24 BOARD CHAIR BOWEN: Motion carries We're 24 Mark Bowen. 25 nowing to agenda item no. 2, discuss and adopt 2 I moving to agenda item no. 2, discuss and adopt 1 BOARD CLERK GANINO: Carlo Mascareñas. 2 reconsideration and respondent's and intervener 4 BOARD CLERK GANINO: Carlo Mascareñas. 3 BOARD CLERK GANINO: Carlo Mascareñas. 3 mad/or clarification andror. 5 BOARD MEMBER STEELE: Aye. 3 BOARD CLERK GANINO: Carlo Mascareñas. 4 reconsideration adrorereconsideration <	13	BOARD CLERK GANINO: Yes, Mr. Chairman.	13	discussion?
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17 VICE CHAIR MACMILLAN: Aye. 17 BOARD MEMBER STEELE: No. 18 BOARD CLERK GANINO: Carol Mascareñas. 18 BOARD MEMBER MASCAREÑAS: Aye. 19 BOARD MEMBER PURDY: No. 19 BOARD CLERK GANINO: Clayton Steele. 20 BOARD CLERK GANINO: Clayton Steele. 21 BOARD CLERK GANINO: Clayton Steele. 22 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD CHAIR BOWEN: Motion carries. We're 23 BOARD CLERK GANINO: Yes, Mr. Chairman. 24 4 BOARD CHAIR BOWEN: Motion carries. We're 23 BOARD CLERK GANINO: Clayton May 23rd, 2024. 24 Mark Bowen. 25 order relative to motions filed on May 23rd, 2024. 2 VICE CHAIR MASCAREÑAS: Aye. 7 3 Petitioners motion for clarification and/or 3 BOARD CLERK GANINO: Carol Mascareñas. 4 reconsideration and respondent's and intervener 4 BOARD CLERK GANINO: Carol Mascareñas. 5 respondent's joint motion for reconsideration 5 BOARD CLERK GANINO: Carol Mascareñas. 7 This is an action item to discuss and 7 BOARD CLERK GANINO: Carol Mascareñas. 8 make a decision prior to service of the written 9 BOA	15	BOARD CHAIR BOWEN: Aye.	15	BOARD CHAIR BOWEN: Clayton Steele, any
18 BOARD CLERK GANINO: Carol Mascareñas. 18 BOARD CHAIR BOWEN: Pat Purdy, any comments' 19 BOARD MEMBER MASCARENAS: Aye. 19 BOARD MEMBER STEELE: Aye. 20 20 BOARD MEMBER STEELE: Aye. 21 BOARD CLERK GANINO: Clayton Steele. 20 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD CLERK GANINO: Yes, Mr. Chairman. 24 BOARD CHAIR BOWEN: Motion carries. We're 23 BOARD CLERK GANINO: Yes, Mr. Chairman. 24 25 now back on record after executive session. We're 24 BOARD CLERK GANINO: Dr. Randy MacMillan. 2 order relative to motions filed on May 23rd, 2024. 2 VICE CHAIR MACMILLAN: Aye. 3 3 Petitioners motion for clarification and/or 3 BOARD CLERK GANINO: Clayton Steele. 6 4 reconsideration of final order. 6 BOARD MEMBER VUNCY: Aye. 7 BOARD CLERK GANINO: Clayton Steele. 5 respondent's an inter vener 4 BOARD MEMBER MASCARENAS: Aye. 7 6 and/or clarification of final order. 7 BOARD CLERK GANINO: Clayton Steele. 6<	16	BOARD CLERK GANINO: Dr. Randy MacMillan.	16	discussion?
19 BOARD MEMBER MASCAREÑAS: Aye. 19 BOARD MEMBER PURDY: No. 20 BOARD CLERK GANINO: Clayton Steele. 20 BOARD CLERK GANINO: Clayton Steele. 21 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD CHAIR BOWEN: Motion carries. We're 24 BOARD CHAIR BOWEN: Motion carries. We're 25 BOARD CLERK GANINO: Dr. Randy MacMillan. 24 mow back on record after executive session. We're 26 BOARD CLERK GANINO: Dr. Randy MacMillan. 2 order relative to motions filed on May 23rd, 2024. 2 VICE CHAIR MACMILLAN: Aye. 3 Petitioners motion for clarification and/or 3 BOARD CLERK GANINO: Clayton Steele. 6 and/or clarification of final order. 6 BOARD MEMBER PURDY: Aye. 9 7 This is an action item to discuss and 7 BOARD CLERK GANINO: Clayton Steele. 6 6 and/or clarification of or consideration 5 BOARD MEMBER PURDY: Aye. 9 9 order. II entertain a motion. 9 9 BOARD CLERK GANINO: Clayton Steele. 10 VICE CHAIR MACMILLAN: Mr. Chairman, I move 10 The board will issue	17	VICE CHAIR MACMILLAN: Aye.	17	BOARD MEMBER STEELE: No.
20 BOARD CLERK GANINO: Clayton Steele. 20 BOARD CHAIR BOWEN: We will call for a vote. 21 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD CHAIR BOWEN: Motion carries. We're 23 BOARD CLERK GANINO: Pat Purdy. 23 24 BOARD CHAIR BOWEN: Motion carries. We're 24 BOARD CLERK GANINO: Yes, Mr. Chairman. 25 now back on record after executive session. We're 26 BOARD CLERK GANINO: Dr. Randy MacMillan. 2 order relative to motions filed on May 23rd, 2024. 2 VICE CHAIR MACMILLAN: Aye. 3 Petitioners motion for clarification and/or 3 BOARD CLERK GANINO: Carol Mascareñas. 4 reconsideration and respondent's and intervener 4 BOARD MEMBER STEELE: Aye. 6 and/or clarification of final order. 5 BOARD MEMBER STEELE: Aye. 7 This is an action item to discuss and 7 BOARD MEMBER PURDY: Aye. 9 order. I'll entertain a motion. 9 BOARD MEMBER PURDY: Aye. 10 VICE CHAIR MACMILLAN: Mr. Chairman, I move 10 The board off environmental Quality 11 that the board off environmental Quality 16 BOARD MEMBER STEELE: Second. <	18	BOARD CLERK GANINO: Carol Mascareñas.	18	BOARD CHAIR BOWEN: Pat Purdy, any comments?
21 BOARD MEMBER STEELE: Aye. 21 Elaine, would you call for a vote, 22 BOARD CLERK GANINO: Pat Purdy. 22 please. 23 BOARD CHAIR BOWEN: Motion carries. We're 23 BOARD CHAIR BOWEN: Motion carries. We're 24 BOARD chair bowen. 25 BOARD CHAIR BOWEN: Motion carries. We're 25 now back on record after executive session. We're 26 BOARD CLERK GANINO: Dr. Randy MacMillan. 2 order relative to motions filed on May 23rd, 2024. 2 VICE CHAIR MACMILLAN: Aye. 3 Petitioners motion for clarification and/or 3 BOARD CLERK GANINO: Carol Mascareñas. 4 reconsideration and respondent's and intervener 5 BOARD CLERK GANINO: Clayton Steele. 6 and/or clarification of final order. 6 BOARD MEMBER PURDY: Aye. 9 9 order. I'll entertain a motion. 9 BOARD CLERK GANINO: Pat Purdy. 8 make a decision prior to service of the written 8 BOARD MEMBER PURDY: Aye. 9 order. I'll entertain a motion. 9 BOARD CLERK GANINO: Pat Purdy. 11 that the board order the following: 11 final order either today or tomorrow depending on	19	BOARD MEMBER MASCAREÑAS: Aye.	19	BOARD MEMBER PURDY: No.
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12Petitioner's motion for clarification12signatures.13and/or reconsideration is denied. The joint motion13We've reached the end of our agenda.14for reconsideration and/or clarification of final13We've reached the end of our agenda.15order is granted in part and denied in part.15VICE CHAIR MACMILLAN: So moved.16The Board of Environmental Quality16BOARD MEMBER STEELE: Second.17clarifies its decision as to the effective date of17BOARD CHAIR BOWEN: We have a motion and a18the final order. The Board of Environmental18second.19Quality denies the request to reconsider its19Will you call roll call vote, Elaine.20BOARD OLERK GANINO: Yes, Mr. Chairman.21issue.21The Board of Environmental Quality22BOARD CHAIR BOWEN: Aye.23denies the request to reopen the proceedings or23BOARD CLERK GANINO: Dr. Randy MacMillan.24hold additional hearing before the board.24VICE CHAIR MACMILLAN: Aye.25The Board of Environmental Quality25BOARD CLERK GANINO: Carol Mascareñas.	10	VICE CHAIR MACMILLAN: Mr. Chairman, I move	10	The board will issue our final written
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14for reconsideration and/or clarification of final14I'll entertain a motion to a adjourn.15order is granted in part and denied in part.15VICE CHAIR MACMILLAN: So moved.16The Board of Environmental Quality16BOARD MEMBER STEELE: Second.17clarifies its decision as to the effective date of17BOARD CHAIR BOWEN: We have a motion and a18the final order. The Board of Environmental18second.19Quality denies the request to reconsider its19Will you call roll call vote, Elaine.20decision on the ambient arsenic concentration20BOARD CLERK GANINO: Yes, Mr. Chairman.21issue.21Mark Bowen.22The Board of Environmental Quality22BOARD CHAIR BOWEN: Aye.23denies the request to reopen the proceedings or23BOARD CLERK GANINO: Dr. Randy MacMillan.24hold additional hearing before the board.24VICE CHAIR MACMILLAN: Aye.25The Board of Environmental Quality25BOARD CLERK GANINO: Carol Mascareñas.	12	Petitioner's motion for clarification	12	signatures.
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16The Board of Environmental Quality16BOARD MEMBER STEELE: Second.17clarifies its decision as to the effective date of17BOARD CHAIR BOWEN: We have a motion and a18the final order. The Board of Environmental18second.19Quality denies the request to reconsider its19Will you call roll call vote, Elaine.20decision on the ambient arsenic concentration20BOARD CLERK GANINO: Yes, Mr. Chairman.21issue.21Mark Bowen.22The Board of Environmental Quality22BOARD CHAIR BOWEN: Aye.23denies the request to reopen the proceedings or23BOARD CLERK GANINO: Dr. Randy MacMillan.24hold additional hearing before the board.24VICE CHAIR MACMILLAN: Aye.25The Board of Environmental Quality25BOARD CLERK GANINO: Carol Mascareñas.	14	for reconsideration and/or clarification of final	14	I'll entertain a motion to a adjourn.
 clarifies its decision as to the effective date of the final order. The Board of Environmental Quality denies the request to reconsider its decision on the ambient arsenic concentration decision on the ambient arsenic concentration BOARD CHAIR BOWEN: We have a motion and a second. Will you call roll call vote, Elaine. BOARD CLERK GANINO: Yes, Mr. Chairman. issue. The Board of Environmental Quality BOARD CHAIR BOWEN: Aye. BOARD CLERK GANINO: Dr. Randy MacMillan. hold additional hearing before the board. The Board of Environmental Quality BOARD CLERK GANINO: Carol Mascareñas. 	15	order is granted in part and denied in part.	15	VICE CHAIR MACMILLAN: So moved.
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22The Board of Environmental Quality22BOARD CHAIR BOWEN: Aye.23denies the request to reopen the proceedings or23BOARD CLERK GANINO: Dr. Randy MacMillan.24hold additional hearing before the board.24VICE CHAIR MACMILLAN: Aye.25The Board of Environmental Quality25BOARD CLERK GANINO: Carol Mascareñas.	20	decision on the ambient arsenic concentration	20	BOARD CLERK GANINO: Yes, Mr. Chairman.
 23 denies the request to reopen the proceedings or 24 hold additional hearing before the board. 25 The Board of Environmental Quality 26 BOARD CLERK GANINO: Dr. Randy MacMillan. 27 VICE CHAIR MACMILLAN: Aye. 28 BOARD CLERK GANINO: Carol Mascareñas. 	21	issue.	21	Mark Bowen.
24 hold additional hearing before the board.24VICE CHAIR MACMILLAN: Aye.25The Board of Environmental Quality25BOARD CLERK GANINO: Carol Mascareñas.	22	The Board of Environmental Quality	22	BOARD CHAIR BOWEN: Aye.
25The Board of Environmental Quality25BOARD CLERK GANINO: Carol Mascareñas.	23	denies the request to reopen the proceedings or	23	BOARD CLERK GANINO: Dr. Randy MacMillan.
25The Board of Environmental Quality25BOARD CLERK GANINO: Carol Mascareñas.	24	hold additional hearing before the board.	24	VICE CHAIR MACMILLAN: Aye.
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1	BOARD MEMBER MASCAREÑAS: Aye.	
2	BOARD CLERK GANINO: Clayton Steele.	
	-	
3	BOARD MEMBER STEELE: Aye.	
4	BOARD CLERK GANINO: Pat Purdy.	
5	BOARD MEMBER PURDY: Aye.	
	-	
6	BOARD CHAIR BOWEN: We stand adjourned.	
7	Thank you everybody. Thanks for your	
8	participation.	
9	(Meeting adjourned.)	
	(Weeding adjourned.)	
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1	CERTIFICATE OF CERTIFIED SHORTHAND REPORTER	
2		
	STATE OF IDAHO)	
3) ss.	
	COUNTY OF ADA)	
4	····· ,	
5	I, MISTI L. ALCALDE, Certified Shorthand	
6	Reporter and Notary Public in and for the State of	
	Idaho, do hereby certify:	
8	That the proceedings were transcribed by me	
	or under my direction, to the best of my ability;	
10	That the foregoing is a true and correct	
	transcription of all proceedings, to the best of my	
	ability;	
12	That I am not a relative or employee of any	
	attorney or party;	
15	I further certify that I have no financial interact in the event of the action	
	interest in the event of the action.	
17	WITNESS my hand and seal this 20th day of	
18	June, 2024.	
19		
20		
21	(and flecalde	
	Al too he	
22	MISTIL ALCALDE	
	RPR and Notary	
23	Public in and for the	
	State of Idaho.	
24		
	My Commission Expires: 7-7-27	
	My Commission Expires. 7-7-27	
25		
25	Page 11	

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