



STATE OF CONNECTICUT

Board of Examiners of Environmental Professionals

Board Members:
Denise Ruzicka, PE, Chairman
John Adams, LEP
Michelle Gamache
Robert F. Good, Jr., LEP
Stephen Holtman PE, LEP
Jeffrey Loureiro, PE, LEP
Kelly Meloy, LEP
Elsie Patton
Alisa Phillips-Griggs
Carol Violette, PhD, CHMM

MINUTES

State Board of Examiners of Environmental Professionals

Regular Meeting – September 14, 2017

A. Call to Order and Sign-In

A regular meeting of the State Board of Examiners of Environmental Professionals (“the Board”) was called to order on Thursday, September 14, 2017 at 9:30 AM in the Russell Hearing Room on the 3rd floor, 79 Elm Street, Hartford, by Chair D. Ruzicka. Board members J. Adams, J. Loureiro, R. Good, S. Holtman, C. Violette and M. Gamache were present. Board Administrator K. Maiorano, Nelson Walter representing the EPOC, Jacques Gilbert and Dean Applefield of DEEP were present.

B. Reading and Approval of the Minutes

The draft minutes of the Regular Board meeting of July 13, 2017 were read and approved with minor corrections; motion by J. Loureiro, seconded by M. Gamache, passed unanimously.

C. Public Participation

Nelson Walter reported that the EPOC Board is developing questions regarding the Declaratory Ruling recently made by the Department concerning various RSR components.

D. Unfinished Business and General Orders

Update: Ruling on Antea Petition

Dean Applefield provided an update on the status of the Antea Petition. A Petition for Declaratory Ruling was submitted in November 2016. In June the Commissioner issued a Declaratory Ruling specific to the issues presented in the Petition. In August, Antea filed suit in Superior Court taking issue with a number of aspects of the Declaratory Ruling. This process is now in the courts and the process is expected to be lengthy, requiring at least one to two years to resolve. Until the court reaches a decision, the Declaratory Ruling is the law of the land.

Dean cautioned that to gain a full understanding of the Declaratory ruling, the Petition must be read to understand the specific issues the Commissioner was being asked to opine on. The Department is a bit hamstrung to respond to specific questions concerning the Declaratory Ruling given the ongoing litigation.

The Board members expressed various concerns regarding the ruling and the application of those concerns to the Board. In particular the “Hold Paramount” provision and its application to the absence of numerical criteria in the RSRs.

Nelson Walter asked if guidance would be provided by the DEEP in the wake of the Declaratory Ruling. Chair Ruzicka reiterated that the Declaratory Ruling is specific to the question that is asked.

Update on complaint #15-101- Proposed Consent Order

Chair Ruzicka thanked the Board for bringing this matter to a final resolution.

Update on complaint #17-101

R. Good and K. Meloy are reviewing reports associated with the complaint.

Item Development September 27th and Test Assembly November 1st

Currently Gordon Binkhorst, David Fioreck, James Hutton and Peter Hill are scheduled to attend the Item Development Workshop. S. Holtman, J. Adams, E. Patton and J. Loureiro will attend the Test Assembly Workshop.

E. New Business

Course Approvals

FYI - Letter from LEP regarding renewal

Course approval request from EPOC for conference titled “**Low Flow Sampling and Hydraulic Conductivity Analysis**” for 4.0 CECs. Motion to approve for 4.0 credits by S. Holtman, seconded by J. Loureiro, passed unanimously.

Course approval request from GeoPractical for course titled “**Introduction to New England Hydrogeology**” for 8 CECs. Motion to approve for 8.0 credits by J. Loureiro, seconded by S. Holtman, passed unanimously.

Course approval request from RE3 for conference titled “**RE3 Conference 2017 – Technical Program**” for CECs. Motion to approve as a conference, granting half the credit for hours attended, two hour minimum, by J. Adams, seconded by J. Loureiro, passed unanimously.

Next meeting is October 12, 2017 at 9:30AM.

F. Adjournment

Chair Ruzicka declared the meeting adjourned at 10:31 AM.

Minutes were approved on October 12, 2017.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John E. Adams". The signature is fluid and cursive, with a prominent initial "J" and "A".

John E. Adams
Board Secretary