



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

Street address: 1111 East Main Street, Suite 1400, Richmond, VA 23219

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Matthew J. Strickler
Secretary of Natural Resources

David K. Paylor
Director

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STATE WATER CONTROL BOARD MEETING

FRIDAY, MARCH 1, 2019

DOUBLETREE BY HILTON RICHMOND-MIDLOTHIAN
1021 KOGER CENTER BOULEVARD
RICHMOND, VIRGINIA 23235

Board Members Present:

Heather L. Wood, Chair
Robert H. Wayland, III
Timothy G. Hayes
Paula H. Jasinski

Lou Ann Jessee-Wallace, Vice-Chair
G. Nissa Dean
James A. Lofton

Department of Environmental Quality:

David K. Paylor, Director
Debra A. Harris

Cindy M. Berndt

Attorney General's Office:

David C. Grandis, Assistant Attorney General

- 1) The attached minutes summarize activities that took place at this Board Meeting.
- 2) The meeting was convened at 10:02 a.m. The Board went into closed session at 10:11 a.m. The Board returned to open session and certified the closed session, by unanimous vote, at 2:02 p.m. The meeting was adjourned at 2:14 p.m.

Approved Minute No. 1
June 27, 2019



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EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON MARCH 1, 2019

MINUTE NO. 1 - Closed Session

The Board, on a motion by Ms. Wallace and a second by Mr. Hayes, voted to go into a closed meeting pursuant to Section 2.2-3711(a)(7) of the Code of Virginia for consultation with legal counsel and briefings by staff members pertaining to actual or probable litigation and Section 2.2-3711(a)(8) consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by counsel, concerning the Board's legal authorities and procedures for reconsideration of Section 401 Water Quality Certification for the Mountain Valley Pipeline. The vote was unanimous.

Upon returning from the closed meeting, Ms. Wallace moved, and Mr. Hayes seconded, that the board end its closed meeting and certify that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification applies, and (2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the board.

Ms. Berndt called the roll and each member voted aye.


Cindy M. Berndt



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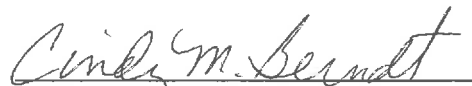
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EXCERPT FROM THE PROCEEDINGS OF THE STATE WATER CONTROL BOARD AT ITS MEETING ON MARCH 1, 2019

MINUTE NO. 2 - State Water Control Board December 13, 2018 Action - Mountain Valley Pipeline, LLC Section 401 Water Quality Certification No. 17-001

The Board unanimously voted to withdraw the action taken by the Board at its December 2018 meeting concerning revocation of the Mountain Valley Pipeline, LLC Section 401 Water Quality Certification No. 17-001 on advice of counsel and in consideration of the enforcement actions by the Attorney General's Office.


Cindy M. Berndt