



STATE OF WEST VIRGINIA
STATE WATER RESOURCES BOARD

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FRANCES E. HUNTER

Executive Secretary

August 3, 1983

The Honorable A. James Manchin
Secretary of State
Capitol Building
Charleston, WV 25305

Dear Mr. Secretary:

Enclosed are two (2) copies each of the West Virginia Administrative Regulations - State Water Resources Board, Chapter 20 - Articles 5A & 5E, Series VII (1983) - Groundwater Protection Standards adopted by the Board on July 25, 1983 along with the "State Register Filing Form" prescribed by your office.

I hereby certify that the enclosed regulations are true and accurate copies of official regulations adopted by the Board on July 25, 1983.

Respectfully submitted,

By John C. Ailes
John C. Ailes
Board Chairman

JCA/feh

enclosures

c The Honorable John D. Rockefeller, IV -
Governor

FILED IN THE OFFICE OF
A. JAMES MANCHIN
SECRETARY OF STATE

THIS DATE AUG 3, 1983
Administrative Law Division



STATE OF WEST VIRGINIA
OFFICE OF THE SECRETARY OF STATE
CHARLESTON 25305

A. JAMES MANCHIN
SECRETARY OF STATE

STATE REGISTER FILING

I, John C. Ailes, Chairman,
Title or Position

STATE WATER RESOURCES BOARD, hereby submit to record in
Department or Division

the State Register on 8 1/2 x 11" paper two (2) copies of

- proposed rules and regulations concerning topics of material not covered by existing rules and regulations;
- proposed rules and regulations superseding rules and regulations already on file;
- notice of hearing;
- findings and determinations;
- rules and regulations; or
- other - specify ()

This filing pertains to

Chapter 20
Article 5A & 5E
Series VII
Section _____
Page No. _____

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SECRETARY OF STATE
THIS DATE 8/3/83
Administrative Law Division

- proposed rules and regulations are required to go to Legislative Rule Making Committee;
- proposed rules and regulations are excluded from Legislative Rule Making Committee;

August 3, 1983
Date Submitted

John C. Ailes
Signature of Person Authorizing
this Filing

WEST VIRGINIA ADMINISTRATIVE REGULATIONS

STATE WATER RESOURCES BOARD

Chapter 20

Articles 5A and 5E
Series VII
(1983)

FILED IN THE OFFICE OF
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SECRETARY OF STATE

THIS DATE 8/3/83
Administrative Law Division

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Section 1. Groundwater Protection Standard

FILED IN THE OFFICE OF
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THIS DATE 8/3/82
Administrative Law Division

1.01 Scope and Purpose.

The purpose of these regulations is to provide a standard of protection for groundwater which shall apply to hazardous waste management facilities. The term "hazardous waste management facility" as used in this section shall have the same meaning as that term as defined under Section 2, Series XV, Department of Natural Resources Administrative Regulations.

1.02 Authority.

These regulations are promulgated under the authority of the West Virginia Code, Chapter 20, Articles 5E and 5A.

1.03 Effective Date.

These regulations will become effective

1.04 Filing Date.

These regulations were filed in the Office of the Secretary of State on August 3, 1983.

1.05 Certification.

These regulations are certified authentic by the Chairman of the State Water Resources Board.

1.06 Groundwater Protection Standard.

The owner or operator must comply with conditions specified in the permit that are designed to ensure that hazardous constituents under Section 8.13.04, Series XV, Department of Natural Resources Administrative

Regulations, entering the groundwater from a regulated unit do not exceed the background concentrations of those constituents in the groundwater in the uppermost aquifer underlying the hazardous waste management facility at or beyond the point of compliance under Section 8.13.05, Series XV, Department of Natural Resources Administrative Regulations, during the compliance period under Section 8.13.06, Series XV, Department of Natural Resources Administrative Regulations. These background concentrations will be determined as described under Section 8.13.08(b), Series XV, Department of Natural Resources Administrative Regulations. When determining compliance with the groundwater standard, the statistical tests and procedures outlined in Sections 8.13.08(c) and 8.13.08(d) of Series XV, Department of Natural Resources Administrative Regulations, shall be applied.

WRB
Adm. Reg. 20-5A & 20-5E
Series VII

FISCAL NOTE

For the purposes of this replacement of Series VII of the Administrative Regulations of the State Water Resources Board, this regulation is proposed for the purpose of carrying out the requirements of RCRA and the State Hazardous Waste Management Act and it is not expected that these regulations will require any additional requirement of State funds for their implementation.