

Final Agenda

WATER POLICY INTERIM COMMITTEE

Thompson Falls High School, Alternative Learning Center
Wednesday, September 12, 2007 - Thursday, September 13, 2007

NOTE: AGENDA ITEM TIMES ARE APPROXIMATE—SOME ITEMS MAY TAKE MORE OR LESS TIME THAN IS ALLOTTED.

Wednesday, September 12, 2007:

- 9:00 a.m. **Call to Order - Roll Call**
- 9:05 a.m. **Administrative Matters**
1. Minutes
2. WPIC budget overview
- 9:10 a.m. **Ground water modeling** -- Dr. William Woessner, Prof. of Hydrogeology, UM
1. Committee Questions and Discussion
- 10:00 a.m. **Monitoring to determine effectiveness of mitigation and aquifer recharge plans** -- Panel Discussion
1. Water quantity -- Russell Levens, Hydrogeologist, DNRC
2. Science Perspective -- Dr. William Woessner, Prof. of Hydrogeology, UM
3. Water quality -- Kate Miller, DEQ
4. Water user -- Randy Overton, RLK Hydro
5. Committee Questions
6. Public Comment
7. Committee Discussion and Action, if any
- 11:15 a.m. **Cumulative Impact Analysis for water quantity** -- Panel Discussion
1. Agency perspective -- Mike Roberts, Surface Water Hydrologist, DNRC
2. Senior Appropriator perspective -- Steve Fry, Avista
3. Applicant perspective -- Marc Spratt, RLK Hydro, Inc.
4. Committee Questions
5. Public Comment
6. Committee Discussion and Action, if any
- 12:30 p.m. **Lunch** (on your own)
- 1:30 p.m. **Montana Sanitation and Platting Laws** -- Panel Discussion
1. Sanitation -- Bonnie Lovelace, DEQ
2. Platting -- Myra Shults, Land Use Attorney
3. Contract County -- Barbara Woodbury, Sanders County
4. County Experiences -- Jim Carlson, Env. Health Director, Missoula Co.
5. Committee Questions
6. Public Comment
7. Committee Discussion and Action, if any
- 3:15 p.m. **Water availability determination in subdivision review** -- Eric Regensburger, DEQ

1. Level of analysis regarding water availability (both physical and legal)
2. Does the level of analysis vary on the size of the subdivision, subsequent minors, etc and
3. Is there a difference between the state and the county contracted review
4. Committee Questions
5. Public Comment
6. Committee Discussion and Action, if any

- 4:15 p.m. **Water Right Enforcement** -- Panel discussion
1. County Attorney perspective -- Coleen I. Magera, Sanders County Attorney
 2. DNRC perspective
 3. Water User perspective -- Stephen R Brown, Attorney
 4. Committee Questions
 5. Public Comment
 6. Committee Discussion and Action, if any

- 5:45 p.m. **Committee Discussion and Analysis of days topics**

- 6:15 p.m. **WPIC Meeting Recess**

Thursday, September 13, 2007:

- 8:00 a.m. **Reconvene WPIC Meeting**

- 8:05 a.m. **Wells exempt from permitting process**
1. DNRC
 - a. Number of exempt wells currently in Montana
 - b. Number expected at current rates by 2020
 - c. Types of beneficial uses for which exempt wells are used
 - d. Reasonable use of water in comparison with the current statutory limits including volume, flow rate, and any other criteria
 - e. Other pertinent information
 2. DEQ -- Eric Regensburger
 - a. Number of subdivisions using exempt wells
 - b. Analysis and/or correlation of subdivision size and exempt well usage
 - c. General size of lots with exempt wells
 - d. Other pertinent information
 3. Committee Questions
 4. Public Comment
 5. Committee Discussion and Action, if any

- 9:30 a.m. **Measurement of exempt well water usage -- DNRC**
1. Options and alternatives
 2. Committee Questions
 3. Public Comment
 4. Committee Discussion and Action, if any

- 10:00 a.m. **Alternatives for water in highly appropriated areas -- Panel Discussion**
1. Clark Fork Basin Alternatives -- Mike McLane, Clark Fork Task Force

2. Aquifer Storage and Recovery - the Washington Experience -- Linton Wildrick,
Pacific Ground Water Group
 3. Aquifer Storage and Recovery -- Montana Feasibility -- Kirk Waren, MBMG
 4. Surface Storage Opportunities - small and large -- John Tubbs, DNRC
 5. Committee Questions
 6. Public Comment
 7. Committee Discussion and Action, if any
- 11:30 a.m. **Milltown Dam Water Rights** -- Gerald Mueller
1. Committee Questions
 2. Public Comment
 3. Committee Discussion and Action, if any
- 12:00 p.m. **Lunch**
- 1:15 p.m. **Clark Fork Task Force Update** -- Gerald Mueller
- 1:45 p.m. **Confederated Salish Kootenai Tribe Water Rights Compact Negotiations**
1. John Carter, CSKT
 3. Committee Questions
 4. Public Comment
 5. Committee Discussion and Action, if any
- 2:15 p.m. **HB 831 Implementation Update** — DNRC
1. DNRC update
 2. DNRC Rules -- Net Depletion Definition (committee discussion)
 3. Public comment
 4. Committee questions, discussion, and action (if any)
- 3:00 p.m. **HB 831 Case Study Progress** — Montana Bureau of Mines and Geology
1. Case study site locations and contact progress
 2. Other case study information and progress
 3. Committee Questions
 4. Public Comment
 5. Committee Discussion and Action, if any
- 3:15 p.m. **Committee Discussion and Analysis of days topics**
1. Prioritization of topics
 2. Work Plan assessment
- 4:15 p.m. **Public Comment** on any matter not contained in this agenda and that is within the jurisdiction of the WPIC
- 4:45 p.m. **Other Business**
- 5:00 p.m. **Instructions to Staff**
- 5:15 p.m. **Adjourn**

Please Note: Our website address for this interim is :

http://leg.mt.gov/css/lepo/2007_2008/water_policy/default.asp