

**AGENDA**  
**OKLAHOMA WATER RESOURCES BOARD**

**January 18, 2022**  
**9:30 a.m.**

3800 N. Classen Boulevard, Oklahoma City, OK 73118

A copy of this notice of meeting and agenda has been posted in a prominent location at the offices of the Oklahoma Water Resources Board, 3800 North Classen Blvd., Oklahoma City, Oklahoma on January 14, 2021 at 8:30 am. A copy of this agenda is available on the OWRB website at [www.owrb.ok.gov](http://www.owrb.ok.gov).

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**01000 1. CALL TO ORDER** **Chairman Matt Muller**

- A. Roll Call.
- B. Discussion, Amendments, and Vote to Approve Official Minutes of the December 21, 2021 Meeting.
- C. Financial Update and Possible Discussion **Mr. Cleve Pierce**

**02000 2. FINANCIAL ASSISTANCE DIVISION** **Mr. Joe Freeman**

- A. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for Guthrie Public Works Authority, Logan County. Recommended for Approval.

**03000 3. SUMMARY DISPOSITION AGENDA ITEMS**

All of the items listed below under this Summary Disposition Agenda are recommended for approval.

Any item listed under this Summary Disposition Agenda may, at the request of any member of the Board, the Board's staff, or any other person attending this meeting, be transferred to the Special Consideration Agenda. Under the Special Consideration Agenda, separate discussion and vote or other action may be taken on any items already listed under that agenda or items transferred to that agenda from this Summary Disposition Agenda.

- A. Requests to Transfer Items from Summary Disposition Agenda to the Special Consideration Agenda and Action on Whether to Transfer Such Items.
- B. Discussion, Questions, and Responses Pertaining to Any Items Remaining on Summary Disposition Agenda and Possible Action on Items Listed Below.

C. Consideration of and Possible Action on Financial Assistance Division Items:

1. Rural Economic Action Plan (REAP) Applications:

<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
EODD				
a.	FAP-22-0001-R	Porum Public Works Authority	Muskogee	\$99,999.00
GGEDA				
b.	FAP-22-0066-R	Locust Grove Public Works Authority	Mayes	99,999.00
KEDDO				
c.	FAP-22-0067-R	Wright City Public Works Authority	McCurtain	99,000.00
NODA				
d.	FAP-22-0009-R	Kaw City Municipal Authority	Kay	99,999.00
OEDA				
e.	FAP-22-0006-R	Tyrone Public Works Authority	Texas	31,000.00
OEDA				
f.	FAP-22-0076-R	Taloga Public Works Authority	Dewey	25,900.00
SODA				
g.	FAP-22-0051-R	Caddo Public Works Authority	Bryan	50,000.00

D. Consideration of and Possible Action on the Contracts and Agreements:

1. Interagency Agreement Amendment between OWRB and Office of the Secretary of Energy & Environment extending the performance period for the Clean Water Act FY 2019 §604(b) Water Management Planning Program Grant.
2. Amendment to Sponsored Research Agreement between OWRB and the University of Oklahoma to extend the period of performance for Database Compilation and GeoSpatial Analysis of Produced Water Quality in Oklahoma.
3. Sponsored Research Agreement Amendment with Oklahoma State University providing a no-cost time extension for Chemical Characterization of Produced Water Using Nuclear Magnetic Resonance (NMR) Analysis to Identify Compound Classes.
4. Professional Engineering Services Agreement between OWRB and Lynker Technologies to make modifications and run modeling scenarios in support of the Upper Red River Basin Study, using the North Fork of the Red River model developed by Lynker within the CRAM modeling system.
5. Ratification agreement between OWRB and DATABANK, IMX, LLC for payment of services.

- E. Consideration of and Possible Action on Applications for Temporary Permits to Use Groundwater:  
 1. Braden and Raegan Cunningham, Harmon County, #2021-539
- F. Consideration of and Possible Action on Applications to Amend Temporary Permits to Use Groundwater:  
 1. Troy and Rebecca Lynn Lotspeich Revocable Living Trusts, Beaver County, #1974-248
- G. Consideration of and Possible Action on Applications for Regular Permits to Use Groundwater:  
 None.
- H. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Groundwater:  
 1. Black Pearl Properties LLC, Love County, #1976-733  
 2. Bandy and Amy Silk, Beckham County, #1996-529
- I. Consideration of and Possible Action on Applications to Amend Prior Right to Use Groundwater:  
 None.
- J. Consideration of and Possible Action on Applications to for Term Permits to Use Stream Water:  
 None.
- K. Consideration of and Possible Action on Applications for Regular Permits to Use Stream Water:  
 1. K3 Holdings LLC, Washington County, #2021-007  
 2. 737 LLC, Okmulgee County, #2021-009
- L. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Stream Water:  
 None.
- M. Consideration of and Possible Action on Well Driller and Pump Installer Licensing:  
 1. New Licenses, Accompanying Operator Certificates and Activities:  
     None  
 2. New Operators, Licensee Name Change, and/or Activities for Existing Licenses:  
     a. Licensee: Geotechnical Drilling LLC      DPC-1003  
        Operator: Arvel Williams                 OP-1551
- N. Consideration of and Possible Action on Dam and Reservoir Construction:  
 None.
- O. Consideration of and Possible Action on Permit Applications for Proposed Development on State Owned or Operated Property within Floodplain Areas:  
 1. Magellan Pipeline Company LP, Lincoln County, #FP-2021-16

- P. Consideration of and Possible Action on Applications for Accreditation of Floodplain Administrators:  
None.

**04000 4. PUBLIC HEARING ON PROPOSED NEW AND AMENDED PERMANENT RULES OF THE BOARD** **Chairman Muller**

- A. Staff Presentations and Public Comment on Amendments to Permanent Rules Proposed for Adoption During 2022.

This public hearing is an opportunity for interested persons to present oral or written argument, data, and views on the new and amended rules of the Board which are being proposed for Title 785 of the Oklahoma Administrative Code specified below.

Other than this public hearing, no action will be taken by the Board on the proposed rules at the January 18, 2022 meeting. The comment period for proposed amendments to chapters 5 and 35 is currently ongoing and will expire at the conclusion of the day, January 18, 2022.

The proposed amended rules are expected to be scheduled for consideration and possible adoption or any other action by the Board at its February 15, 2022 meeting.

1. a. Summary of Proposed Amendments to Chapter 5 – Fees **Chris Neel**

Subchapter 1. General Provisions

785:5-1-6. Stream water permit application and administration fees [AMENDED]

785:5-1-10. Groundwater application and administration fees [AMENDED]

785:5-1-11. Well driller and pump installer licensing fees [AMENDED]

785:5-1-14. Stream Water and Groundwater petition fees [AMENDED]

b. Questions and Discussions by Board Members

c. Public Comment

2. a. Summary of Proposed Amendments to Chapter 35 – Well Diller and Pump Installer Licensing **Chris Neel**

Subchapter 13. Authorization to Drill Groundwater Wells [NEW]

785:35-13-1. Authorization to Drill Groundwater Wells [NEW]

b. Questions and Discussions by Board Members

c. Public Comment

**05000 5. SPECIAL CONSIDERATION**

**Chairman Muller**

- A. No Items.
- B. Consideration of and Possible Action on items Transferred from Summary Disposition Agenda, if any.

**6. NEW BUSINESS**

**Chairman Muller**

Under the Open Meeting Act, this agenda item is authorized only for matters not known about which could not have been reasonable foreseen prior to the time of posting the agenda or any revised agenda.

**7. ADJOURNMENT**

**Chairman Muller**

The next regular meeting of the Oklahoma Water Resources Board will be held on Tuesday, February 15, 2022 at 9:30 a.m. in the offices of the OWRB, 3800 N. Classen Boulevard, Oklahoma City, OK 73118.