



CITY OF CHARLESTON WEST VIRGINIA



COUNCIL MEMBER – WARD 19

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Environment and Recycling Committee, Chair
Finance Committee
Parking Committee

TO: Environment and Recycling Committee
FROM: Brent Burton, Chair
RE: Committee Meeting

A meeting of the Council Committee on Environment and Recycling will be held on Monday,
August 3, 2026. The meeting will begin promptly at 12:00 PM
In the **AV Room #308** in City Hall, 501 Virginia St. E. Charleston, WV 25301.

Agenda

APPROVAL OF PREVIOUS MINUTES

1. Previous minutes

BILLS

1. Bill No. 8084– A BILL to establish a Restricted Use Area in the West Side area of Charleston for the purpose of prohibiting the use or extraction of groundwater within the Restricted Use Area for any purpose, except for groundwater monitoring and/or remediation.

ADJOURN

***Meetings may be recorded and broadcast via internet <https://charlestonwv.civicclerk.com>**

BB/jb

MINUTES

ENVIRONMENT & RECYCLING COMMITTEE MEETING APRIL 7, 2025 – 5:00PM AV ROOM – CITY HALL

Committee Members Present: Brent Burton, Chair – Emmett Pepper, Vice Chair
Joe Solomon – Chelsea Steelhammer
Jeanine Faegre

Others Present: Mayor Amy Goodwin- Matt Sutton – Harper Gardner – Brent Webster
Quenton King, Chairman Green Team

Emmett Pepper made a motion to approve the previous meeting minutes as written and distributed. There being no objection previous minutes approved.

Chairman Burton stated the only agenda item was an update from the Green Team. He introduced Quentin King and turned the floor over to him. Mr. King thanked the E&R Committee for having him and began by providing a brief overview of the structure of the Green Team. He stated that currently is a 7-member volunteer advisory committee, each with different skillset. He said that they worked last summer on a strategic plan that guides the work for a few years. He thanked the Mayor and City Council for approving funding to help with that process.

He stated that one aspect of the plan was to identify ways they could plug into things the city was already working on i.e. the Capitol Connector, Sports Complex and Recycling Bins and just trying to be a resource for city citizens. He advised that the Team has set six main goals, among them mapping and formalizing green team futures and actions, increase and maintain Green Team participation, engaging with the community and trying to attend more city events. He added they recently acquired a green team tabling kit and tote bags made of recyclable material in addition to written materials for use at events

Other goals include increasing energy efficiency, improving transportation, land use and reducing waste. He stated that one of the ways they are trying to increase energy efficiency is working with Councilman Pepper and others to get the energy audit completed for the city. He added that when the new landfill is operational, they would be happy to help with getting the word out to city residents as it may relate to recycling at the facility. He stated that one of their advisory members is a land use/traffic engineer who helps design bike and other transit routes in cities and has been working with City Manager in trying to get the Bike Plan RP over the finish line. He also said the Green Team was very happy to have played a small part in getting the word out to PODA about the availability of reusable stainless-steel cups.

He stated that if anyone has questions about sustainability, energy or pollution to please feel free

to reach out to him and/or Green Team as a resource. He added that he works on these at a federal level and can often see what other cities are doing that may be incorporated in our city.

In closing he stated that if anyone has any residents with questions or concerns, they can help with, to please make contact.

Chairman Burton thanked Mr. King for taking the time out to meet with the committee and for the hard work the Green Team is doing.

There being no further comments, questions or concerns, the chairman entertained a motion to adjourn. Emmett Pepper made motion.

Meeting adjourned.

Ordinance No. 8084

Introduced in Council:

July 6, 2026

Introduced by:

Brent Burton

Adopted by Council:

Referred to:

Environment and Recycling

Bill No. 8084 - A BILL to establish a Restricted Use Area in the West Side area of Charleston for the purpose of prohibiting the use or extraction of groundwater within the Restricted Use Area for any purpose, except for groundwater monitoring and/or remediation.

WHEREAS, a parcel of land located at 508 Roane Street (the "Site") has been the subject of environmental response project and risk-based remediation by United Dairy Inc, entitled with the State of West Virginia Department of Environmental Protection ("DEP") as Former Valley Bell Dairy, WV ID No. 2002595, LUST Leak No. 89-160, UECA No. 18014, and resulting from the operation of the manufacturing plant on the Site; and

WHEREAS, the environmental response project has indicated that contaminants of concern from underground storage tanks located on the Site are impacting ground water adjacent to the Site and within the public right of way; and

WHEREAS, United Dairy, in cooperation with the DEP, has notified the City of the groundwater impacts, and has requested that the City take protective action to restrict the exposure to the contaminants of concern in the groundwater; and

WHEREAS, the City of Charleston has the duty and authority under W. Va. State Code § 8-12-5(22) to provide for the elimination of hazards to public health and safety;

Now, therefore, be it Ordained by the Council of the City of Charleston, West Virginia:

THAT there is hereby established within the City of Charleston a Restricted Use Area in which the use or extraction of groundwater for any purpose, except for groundwater monitoring and/or remediation, is prohibited. The Restricted Use Area is shown on the attached Exhibit A, is generally defined as a portion of the public right of way adjacent to Parcel 188 on Map Number 22, in Tax District 12 and on file in the Kanawha County Assessor's Office (the "Property"). The physical address for the United Dairy parcels is 508 Roane Street.

The groundwater restriction will be placed from monitoring wells MW-A1-4 and MW-A1-

36 3 spanning the width of Roane Street to include the eastern right of way adjacent to the
37 subject priority. This restriction is due to concentrations of benzene and naphthalene
38 above the WVDEP Groundwater De Minimis Standards in well MW-A1-1 located
39 between MW-A1-3 and MW-A1-4.

40
41 This prohibition applies to any use or extraction of groundwater for any purpose, except
42 for groundwater monitoring and/or remediation and any activity that may interfere with
43 the groundwater monitoring well network.

44
45 Nothing contained in this ordinance shall prohibit the extraction of ground water from
46 installation, modification, operation, repair or removal of monitoring and/or remediation
47 wells when operated with the authorization of or at the direction of state or federal
48 environmental officials or agencies.

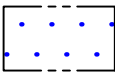
49
50 Nothing contained in this ordinance shall prevent any construction activity within the
51 Restricted Use Area which is not for the purpose of extracting ground water and does
52 not contemplate the disruption of ground water during construction. Additionally,
53 nothing in this ordinance shall prohibit any construction activity within the Restricted Use
54 Area which is not for the purpose of extracting ground water but that may result in
55 incidental disturbance of ground water, provided all state laws and regulations
56 applicable to construction under such conditions, including, but not limited to, all laws
57 and regulations enforced and promulgated by the DEP, are verifiably met. If incidental
58 disturbance of ground water occurs, the contractor shall provide notice of the
59 disturbance to the Department of Environmental Protection, and reference Former
60 Valley Bell Dairy, WV ID No. 2002595, LUST Leak No. 89-160, UECA No. 18014.

61
62 Upon passage, the Clerk shall submit a certified copy of this ordinance to the Kanawha
63 Charleston Health Department for their use when evaluating applications for ground
64 water drilling within the City of Charleston.

65
66 Upon passage, a copy of this Ordinance shall also be provided to the City of Charleston
67 Building Department, the City of Charleston Planning and Zoning Department, and the
68 City of Charleston Engineering Department, and shall be kept on file in the City Clerk's
69 Office.



LEGEND:

-  MONITORING WELL
-  APPROXIMATE
GROUNDWATER USE
RESTRICTION BOUNDARY
(PENDING METERS AND
BOUNDS SURVEY)

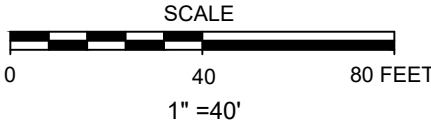


Image Source: Google Earth, 9/14/2015

CLIENT
FORMER VALLEY BELL DAIRY
CHARLESTON, WV
WV LUST SITE #89-160



HEXION

CONSULTANT	YYYY-MM-DD	6/28/2023
DESIGNED	E. RINEHART	
PREPARED	T. GLADSTONE	
REVIEWED	E. RINEHART	
APPROVED		

PROJECT
REMEDIAL ACTION WORKPLAN

TITLE
EXHIBIT A

PROJECT NO.	PHASE	REV.	FIGURE
7610220004	0001	0	1