

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
MARCH 15, 2011**

Copies of the resolutions and water quality/water rights orders can be obtained by calling (916) 341-5600 or downloading from our website at http://www.waterboards.ca.gov/board_decisions/adopted_orders/.

CALL TO ORDER

Chairman Hoppin called the meeting to order on March 15, 2011 at 9:03 a.m. in the Coastal Hearing Room at the California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Sacramento, California.

BOARD MEMBERS PRESENT

Chairman Charlie Hoppin, Vice Chair Frances Spivy-Weber; Member Tam M. Doduc

STAFF PRESENT

Tom Howard, Executive Director	Jonathan Bishop, Chief Deputy Director
Michael Lauffer, Chief Counsel	Jeanine Townsend, Clerk to the Board
Marleigh Wood, Office of Chief Counsel	Emily Siegel, Division of Water Quality
Lori Brock, Office of Chief Counsel	Ken Harris, Division of Water Quality
Anne Hartridge, Office of Chief Counsel	Nirmal Sandhar, Division of Water Quality
Steven Blum, Office of Chief Counsel	Cathy Goodwin, Division of Water Quality
Tim Regan, Office of Chief Counsel	Vicky Whitney, Division of Water Quality
Emel Wadhvani, Office of Chief Counsel	Liz Haven, Division of Water Quality
Barbara Evoy, Division of Water Rights	Bruce Fujimoto, Division of Water Quality
Les Grober, Division of Water Rights	Chris Beegan, Division of Water Quality
Patricia Fernandez, Division of Water Rights	Paul Hann, Division of Water Quality
Jim Maughan, Division of Financial Assistance	Lisa Babcock, Division of Water Quality
Esteban Almanza, Division of Financial Assistance	John Borkovich, Division of Water Quality
Leslie Laudon, Division of Financial Assistance	Johnny Gonzales, Division of Water Quality
Bob Trommer, Division of Financial Assistance	Dominic Gregorio, Division of Water Quality
John Russell, Division of Financial Assistance	Rob Egel, Office of Legislative Affairs
Jim Maughan, Division of Financial Assistance	Loti Calliga, Office of Legislative Affairs
Miles Burnett, Division of Administrative Services	Craig Wilson, Delta Watermaster
Gita Kapahi, Office of Public Participation	

ANNOUNCEMENT

- *Evacuation information in case the fire alarm goes off during the meeting.*
- *The Board meeting is being webcasted and recorded.*

BOARD MEETING

Public comments on agenda items will be limited to 3 minutes or otherwise at the discretion of the Board Chairman

PRESENTATION OF 2010 PISCES AWARD BY U.S. EPA

U.S. EPA will present the [2010 Pisces Award](#) to City of Hermosa Beach for the construction of the Hermosa Beach Strand Infiltration Trench. Total funding provided by the State Water Board is \$1,049,909.37 (\$99,059.37 from Prop 50 and \$950,850 from ARRA).

- *Mr. Doug Eberhardt from U.S. EPA made the presentation to Mr. Steve Burrell, City Manager with the City of Hermosa Beach*

PUBLIC FORUM

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Board's jurisdiction provided the matter is not on the agenda, or pending before the State Water Resources Control Board or any California Regional Water Quality Control Board.

None

BOARD BUSINESS

1. The Board will consider adoption of the February 1, & March 1, 2011 Board Meeting minutes.

Motion: Vice Chair Spivy-Weber moved to adopt the minutes from the February 1, 2011 Board Meeting.

Seconded by: Member Doduc

MOTION CARRIED: ([February 1, 2011](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

Motion: Vice Chair Spivy-Weber moved to adopt the minutes from the March 1, 2011 Board Meeting.

Seconded by: Member Doduc

MOTION CARRIED: ([March 1, 2011](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

2. Board Member Report.

None

UNCONTESTED ITEM (Item 3)

- *3. Consideration of a proposed Resolution authorizing the Executive Director to apply for and accept the [Leaking Underground Storage Tank Trust Fund Grants](#) for Underground Storage Tank corrective action and leak prevention and execute and to execute a cooperative agreement with the United States Environmental Protection Agency, Region 9.

Motion: Vice Chair Spivy-Weber moved to adopt the proposed Resolution.

Seconded by: Chairman Hoppin

MOTION CARRIED: ([Resolution 2011-0011](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

DIVISION OF FINANCIAL ASSISTANCE

4. Consideration of a proposed Order directing [Underground Storage Tank Case Closures](#) Pursuant to Health and Safety Code Section 25299.39.2: Various locations in California. *(Written comments were due on February 15, 2011 by 12 noon.)*

Motion: Member Doduc moved to adopt the proposed Order with changes proposed by Member Doduc.

Seconded by: Chairman Hoppin

MOTION CARRIED: ([Water Quality Order 2011-0006](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

Commenters

Barry Marcus, Sacramento County

David Matista, Smith Family Trust

DIVISION OF WATER QUALITY

5. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the North Coast Region (Basin Plan) to establish exemption criteria to the point source waste discharge prohibitions by revising the action plan for stormwater discharges and adding a new action plan for low threat discharges ([Low Threat Discharge Amendment](#)). *(Written comments were due on February 16, 2011 by 12 noon.)*

Motion: Member Doduc moved to adopt the proposed Resolution with changes proposed by staff.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2011-0012](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

Commenters

Dave Smith, WasteReuse California

6. Consideration of a proposed Resolution adopting the [California Ocean Plan Triennial Review Global Workplan 2011-2013](#). *(Written comments were due on September 10, 2010 by 12 noon.)* ([Staff Presentation](#))

Motion: Member Doduc moved to adopt the proposed Resolution with changes to the workplan proposed by Member Doduc.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2011-0013](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

Commenters

Betty Burnett, South Coast Water District
Bob Harding, Metropolitan Water District of Southern California
Cynthia Royer, North San Mateo County Sanitation District
Dave Smith, WaterReuse California
David Bolland, Association of California Water Agencies
Jeffrey Volberg, San Diego County Water Authority
Kristen Ruffell, Los Angeles County Sanitation Districts
Rich Nagel, West Basin Municipal Water District
Ron Davis, Cal Desal
Sara Aminzadeh, California Coastkeeper Alliance

INFORMATIONAL ITEMS

7. Update on the [Irrigated Lands Regulatory Program](#), including grower participation and the Glenn/Butte County Agricultural Commissioner Pilot Program.

No Action Taken

- **Presenting this item to the Board was Mr. Johnny Gonzales with Division of Water Quality ([Presentation](#)) and Mr. Richard Price, Butte County Ag. Commissioner ([Presentation](#)).**

Commenters

Bill Thomas, Southern San Joaquin Coalition
Bruce Houdesheldf, Northern California Water Association
Kirk Schmidt, Central Coast Water Quality
Martha Guzman, California Rural Legal Assistance Foundation
Mike Wachman, San Joaquin County & Delta Water Coalition
Parry Klassen, East San Joaquin Water Quality Coalition
Steve Shimek, Monterey Coastkeeper

8. Findings of the [U.S. Bureau of Reclamation's Delta-Mendota Canal Recirculation Feasibility Study – Plan Formulation Report](#).

No Action Taken

- **Presenting this item to the Board was Ms. Patricia Fernandez with the Division of Water Rights and Ray Sahlberg and Jene Lee with the U.S. Bureau of Reclamation ([Presentation](#)).**

Commenters

John Herrick, South Delta Water Agency
Karna Harrigfeld, Stockton East Water District

9. Report on the State Water Resources Control Board's role in implementing the [Delta Plan](#). ([Staff Presentation](#))

No Action Taken

- **Presenting this item to the Board was Craig Wilson with the Office of the Delta Watermaster.**

Commenters

Mark Rentz, Association of California Water Agencies
Sara Aminzadeh, California Coastkeeper Alliance

10. U. S. Geological Survey Presentation on "[Findings From Implementation of State Water Board Groundwater Ambient Monitoring and Assessment Program Priority Basin Project](#)".

No Action Taken

- *Presenting this item to the Board was John Borkovich with the Division of Water Quality and Mr. Ken Belitz with U.S. Geological Survey ([Presentation](#)).*

11. [Executive Director's Report](#).

No Action Taken

ADJOURNED

The Board Meeting adjourned at 3:10 p.m.

CLOSED SESSION

Closed Sessions are not open to the Public

DIVISION OF WATER RIGHTS

(These are authorized under Government Code section 11126, subdivision (c)(3).)

- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Yong Pak and Sun Young. A proposed cease and desist order, issued to Yong Pak and Sun Young on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Mark and Valla Dunkel. A proposed cease and desist order, issued to Mark and Valla Dunkel on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Rudy Mussi, Toni Mussi and Lori C. Mussi Investment LP (Mussi et al.). A proposed cease and desist order, issued to Mussi et al. on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.

The Board did not meet in Closed Session

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m. on March 10, 2011, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m. on March 10, 2011, and will not be accepted after that time.

Submittals are to be sent via e-mail to the Clerk to the Board at commentletters@waterboards.ca.gov. Please indicate in the subject line, "**3/15/2011 BOARD MEETING (fill in bolded subject from appropriate item).**" If you have questions about the agenda, contact the Clerk to the Board at (916) 341-5600.

Agenda and items will be available electronically at: http://www.waterboards.ca.gov/board_info/calendar/index.shtml

* Items on the uncontested items calendar may be removed at the request of any Board member or person. If an item is removed from the uncontested items calendar, it will only be voted on at this meeting if the Board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons.

Video broadcast of meetings will be available at: <http://www.calepa.ca.gov/Broadcast/>.

For a map to our building, visit: <http://www.calepa.ca.gov/EPABldg/location.htm>. For security purposes, all visitors are required to sign in and receive a badge prior to entering the building. Valid picture identification may be required due to the security level so please allow up to 15 minutes for this process. Individuals who require special accommodations are requested to contact the Office of Employee Assistance, at (916) 341-5881.