



STATE WATER RESOURCES CONTROL BOARD

BOARD MEETING MINUTES

TUESDAY, NOVEMBER 7, 2023

WEDNESDAY, NOVEMBER 8, 2023

COASTAL HEARING ROOM

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/.

The video of the Board Meeting is available to view on our website at: http://www.waterboards.ca.gov/board_info/video.shtml

CALL TO ORDER

Chair Joaquin Esquivel called the meeting to order on Tuesday, November 7, 2023 at 9:34 a.m. with both a physical meeting location and remote location.

BOARD MEMBERS PRESENT

Chair E. Joaquin Esquivel; Vice Chair Dorene D'Adamo (joined virtually at 9:57 a.m.); Member Sean Maguire; Member Laurel Firestone (departed at 9:59 a.m.)

BOARD MEMBERS ABSENT

Member Nichole Morgan

EXECUTIVE STAFF PRESENT

Eileen Sobeck, Executive Director (arrived at 9:39 a.m.)
Michael Lauffer, Chief Counsel
Jonathan Bishop, Chief Deputy Director
Eric Oppenheimer, Chief Deputy Director
Courtney Tyler, Clerk to the Board
Emily McShane, Assistant Clerk to the Board
Michael Read, Associate Governmental Program Analyst

ANNOUNCEMENTS

- *Instructions were given in regard to participating in the Remote Meeting.*
- *The Board meeting is being webcasted and recorded.*

REVISED- ITEM 4 HAS BEEN CONTINUED TO A FUTURE BOARD MEETING

BOARD MEETING

Public comments on agenda items will be limited to 5 minutes or otherwise at the discretion of the Board Chair

PUBLIC FORUM

(Approximately 30 minutes at the beginning of Board Meeting and any remaining speakers at the call of the Chair)

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

No Action Taken

Commenters

*Nataly Escobedo Garcia, Leadership Counsel for Justice and Accountability
Leona Harris, North Yuba Water District*

BOARD BUSINESS

1. The Board will consider adoption of the October 17-18, 2023 Board Meeting minutes.

Motion: Board Member Maguire moved to adopt the October 17-18, 2023 Board Meeting minutes

Seconded by: Board Member Firestone

MOTION CARRIED (November 7, 2023)

Aye: Chair Esquivel
Member Maguire
Member Firestone

Nay: None

Absent: Vice Chair D'Adamo
Member Morgan

Abstain: None

Commenters

None

INFORMATIONAL ITEM

2. Current Hydrologic Conditions and Response.
(Staff Presentation) *Staff Presenting: Erik Ekdahl*

No Action Taken

Commenters

Nathaniel Kane, Environmental Law Foundation on behalf of the Karuk Tribe and Pacific Coast Federation of Fishermen's Associations

DIVISION OF WATER QUALITY

- Public hearing and consideration of adoption of proposed amendments and renewal of the General Waste Discharge Requirements and Waiver of Waste Discharge Requirements for Discharges of Waste Associated with Cannabis Cultivation Activities.

(Staff Presentation) *Staff Presenting: Bryan Moore, Kevin Porzio, Tim Regan, Scott Couch*

- [Public Notice](#)
- [Agenda Item](#)
- [Draft Order](#)
- Written Comments were due by noon on August 18, 2023
- [Change Sheet #1](#)

Motion: Board Member Maguire moved to adopt the proposed Order with Change Sheet #1

Seconded by: Vice Chair D'Adamo

MOTION CARRIED ([Order WQ. 2023-0102-DWQ](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire

Nay: None

Absent: Member Firestone
Member Morgan

Abstain: None

Commenters

Joey Espinoza, General Public

CENTRAL COAST REGIONAL WATER BOARD

- ~~Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the Central Coastal Basin to establish Total Maximum Daily Loads for nitrogen compounds in the Santa Ynez River basin, Santa Barbara County.~~

~~*Staff Presenting: Peter Osmolovsky, Daniel Ellis, Mary Hamilton, Sophie Froelich*~~

- ~~• [Public Notice](#)~~
- ~~• [Agenda Item](#)~~
- ~~• [Draft Resolution](#)~~
- ~~• Written Comments were due by noon on October 23, 2023~~
- ~~• [Response to Comments](#)~~

CONTINUED TO A FUTURE BOARD MEETING

CENTRAL VALLEY REGIONAL WATER BOARD

5. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the Tulare Lake Basin to remove the Municipal and Domestic Supply and Agricultural Supply beneficial uses from groundwater within a designated horizontal and vertical portion of the southern region of the Lost Hills Oilfield.

(Staff Presentation) *Staff Presenting: Alex Olsen, Jennie Fuller, Patrick Pulupa, Austin Roelofs (Sentinel Peak Resources), Jeremy Vanderziel (Sentinel Peak Resources)*

- [Public Notice](#)
- [Agenda Item](#)
- [Draft Resolution](#)
- Written Comments were due by noon on October 15, 2022
- [Response to Comments](#)
- [Memorandum for oilfield beneficial use de-designations](#)

Motion: Board Member Maguire moved to adopt the proposed Resolution

Seconded by: Vice Chair D'Adamo

MOTION CARRIED ([Resolution No. 2023-0040](#))

Aye: Chair Esquivel
Vice Chair D'Adamo
Member Maguire

Nay: None

Absent: Member Firestone
Member Morgan

Abstain: None

Commenters

None

INFORMATIONAL ITEMS

6. Board Member Reports.

No Action Taken

For full details on each Board Member report, please review the video at [Board Videos | California State Water Resources Control Board](#). It begins at 1:14:42 on the video for the November 7, 2023 Board Meeting.

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

No Action Taken

Commenters

None

The Board recessed at 10:52 a.m. until Wednesday, November 8, 2023 at 9:30 a.m.

CLOSED SESSION

Closed Sessions are not open to the Public

PERSONNEL

The Board will meet in closed session to discuss the appointment, evaluation of performance, or dismissal of public employee, or to hear complaints or charges brought against that employee by another employee unless the employee requests a public hearing. (This closed session is authorized by Government Code section 11126, subdivision (a)(1).)

The Board did not meet in Closed Session on the above item.

WEDNESDAY, NOVEMBER 8, 2023

CALL TO ORDER

Chair Joaquin Esquivel called the meeting to order on Wednesday, November 8, 2023 at 9:30 a.m. with both a physical meeting location and remote location.

BOARD MEMBERS PRESENT

Chair E. Joaquin Esquivel; Vice Chair Dorene D'Adamo (joined virtually at 9:31 a.m.); Member Sean Maguire; Board Member Laurel Firestone (departed at 11:37 a.m.)

BOARD MEMBERS ABSENT

Member Nichole Morgan

EXECUTIVE STAFF PRESENT

Eileen Sobeck, Executive Director
Michael Lauffer, Chief Counsel
Jonathan Bishop, Chief Deputy Director
Courtney Tyler, Clerk to the Board
Emily McShane, Assistant Clerk to the Board (virtual)
Marji Arjil, Administrative Assistant
Michael Read, Associate Governmental Program Analyst

ANNOUNCEMENTS

- *Instructions were given in regard to participating in the Remote Meeting.*
- *The Board meeting is being webcasted and recorded.*

INFORMATIONAL ITEMS

8. Office of Operator Certification Program Updates.
(Staff Presentation) *Staff Presenting: Keisha Kelley, Christine Gordon, Valerie Gregory, Julie Osborn*
 - [Agenda Item](#)

No Action Taken

Commenters

Sue Mosburg, California-Nevada Section of American Water Works Association

9. Site Cleanup Subaccount Program Status Update.
(Staff Presentation) *Staff Presenting: Joe Karkoski, Craig Sanchez, Cheryl Prowell, Julie Osborn*

- [Agenda Item](#)

No Action Taken

Commenters

George Mead, Trinity Source Group

Jacob Madden, San Mateo County Groundwater Protection Program

Edward A. Firestone, Esq., General Public

William You, General Public

Thomas J. Bois, Bois Legal Counsel (Attorney-In-Fact for Robert Ciancio Trust)

Rachel Mellinger, Terminal Engineering & Manufacturing

Wyatt Ptak, Central Assembly of Richmond

10. Presentation of Fiscal year 2022/23 Annual Performance Report.
(Staff Presentation) *Staff Presenting: Bev Anderson-Abbs, Greg Gearheart*

- [Agenda Item](#)

No Action Taken

Commenters

None

ADJOURNMENT

The Board adjourned at 12:30 p.m.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments **must be received by 12:00 p.m. (Noon) on November 2, 2023 and will not be accepted after that time.**

Submittal of electronic PowerPoint presentations **must be received by 12:00 p.m. (Noon) on November 2, 2023 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, **11/07-08/2023 BOARD MEETING – ITEM # (fill in bolded subject from appropriate item)**. If you have questions about the agenda, contact the Clerk to the Board at (916) 341-5600.

If you would like to request a copy of public comments submitted on an agenda item, please send a request to commentletters@waterboards.ca.gov, identifying the Board meeting date, and agenda item by name and number.

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: <https://video.calepa.ca.gov/>. An alternate live-stream broadcast will also be available at: <https://www.youtube.com/user/BoardWebSupport/>

LANGUAGE SERVICES

For oral interpretation, written translation, or sign language services, please call (916) 341-5254 or e-mail: opp-languageservices@waterboards.ca.gov (at least 7 calendar days before the date of the Board meeting).

ACCESSIBILITY

Telecommunications device for the deaf (TDD) users may contact the California Relay Service at: (800) 735-2929 or voice line at (800) 735-2922.