

STATE OF CALIFORNIA  
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

Minutes  
7/8 December 2006  
482nd Regular Meeting  
11020 Sun Center Drive, #200  
Rancho Cordova, CA 95758

**THURSDAY – 7 DECEMBER 2006**

**BOARD MEMBERS PRESENT**

Karl Longley, Vice Chair, Kate Hart, Dan Odenweller, Soapy Mulholland, Christopher Cabaldon, and Paul Betancourt Members.

**STAFF PRESENT**

Pamela Creedon, Ken Landau, Jack DelConte, Loren Harlow, Frances McChesney, Kiran Lanfranchi-Rizzardi, Michele DeCristoforo, Matt Scroggins, Dale Harvey, Rudy Schnagl, Geoffrey Anderson, Brett Stevens, Polly Lowry, Douglas Patterson.

**OTHERS PRESENT**

Joan Phillippe	Kaedeanne Zoetewey
Dennis Wescot	Nick Wieseman
John Schaap	Henry Kramer
Jim Robinson	Ron Rowe
Bruce West	Paul Boyer
Dick Schafer	Lynne Carrithers
Joey Velasquez	Larry Bright
Ronald Swepston	Bill Jennings
Art O' Brien	Tess Dunham
Stuart Black	Kristen Castarios
Jeffery Yearell	Kathryn Gies
Dennis Nakamoto	David Church
David Nybo	Moutte Hamamoto
Leanne Tumlinson	Michael Boccadoro
Craig Wilson	John Scott
Paul Martin	Deb Self
Rick Murphy	Lane Friges
Deb Self	Michael Payne
J.P. Cattaviella	Elsie Mashada
Bill Brookster	TamiTolenor
John Tolenor	Leo Van Warmerdam
Kevin Abernathy	Justin Gilletti
Paul Souza	Donald Akania
Eddie Hard	Kevin Abernathy

**COMMEMORATING SERVICE OF MR. ROBERT SCHNEIDER.**

Dr. Karl Longley, Acting Chair commemorated outgoing Chair, Mr. Robert Schneider. He thanked Mr. Schneider for his commitment and dedication to the Board for the last 5 years. Dr. Longley also presented Mr. Schneider with a resolution of appreciation, unanimously approved by the Board. Mr. Schneider thanked the Board members and also the staff for their hard work.

**BOARD MEMBER COMMUNICATION**

Dan Odenweller reported that he met with Bill Jennings of CSPA on several occasions regarding depositions on non-Board activities. He also attended the Central Valley Salinity Policy Group meeting

on 30 November, and participated in several planning meetings for the Policy Group meeting. He met with the Department of Water Resources on the State Water Plan and Board involvement in it, and attended the Water Quality Coordinating Committee meeting.

Soapy Mulholland reported participating in a salinity meeting with Dr. Longley in November.

Paul Betancourt and Ms. Creedon met with environmental justice groups in the South Valley at the end of October.

Dr. Longley reported:

- Attending the WQCC on October 30/31
- Meeting on 7 November with Ms. Mulholland and Tulare County officials regarding rural water quality
- Meeting on 13 November with the Kern County Development Agency regarding dairies and energy production
- Meeting on 17 November with the Red Rock Ranch "brain trust" regarding reuse of saline drainage water
- On 30 November he and Dan Odenweller attended the Central Valley Salinity Policy Group meeting at CalEPA, at which he gave a presentation. Salinity Policy progress and meetings should be included in the Executive Officer's Report
- Meeting with Paula Landis of the Department of Water Resources, Central District, regarding salt
- Giving an interview to Gannett Publications
- On 5 December he was interviewed by Inside CalEPA
- On 5 December met with Michael Boccadoro for a process discussion regarding Dairy panels at the Fresno dairy workshop.

## **EO REPORT**

Pamela Creedon mentioned an additional report regarding Stockton sewage spills.

Dr. Longley said he wanted to talk with the Executive Officer regarding possible demonstration projects using zero valent iron technology (Item 21).

Dr. Longley said "good job" for the McClellan cleanup (Item 28). Cleanup timeframes are much shorter than originally anticipated.

Kate Hart recognized the City of Fresno for receiving the USEPA national pre-treatment award (Item 47). Dr. Longley further stated that Fresno was ahead of most cities in control of salt.

## **APPOINTMENT OF CHAIR**

Dr. Longley requested that a nominating committee be formed to develop recommendations for Chair and Vice-Chair to be considered by the Board by the January 2007 Board meeting. Ms. Soapy Mulholland and Mr. Dan Odenweller volunteered to be the committee. Frances McChesney, briefed the Board on the criteria for the Chair and Vice Chair selection.

## **PUBLIC FORUM**

Art O'Brien, (CVCWA), asked the Board to engage with CVCWA in considering calculation of water quality criteria based upon varying water quality parameters. CVCWA disagrees with the Region's interpretation of the SWRCB Yuba City decision, and believes the Region retains discretion to use "floating" limits. Dr. Longley asked the Executive Officer if this issue should be a workshop item for the Board. Ms. Creedon commented that the State Water Board was considering revising the SIP to include non-CTR/NTR constituents, but that process will take several years.

Ron Swepston, citizen near Isleton, expressed concern about above ground fuel oil tanks located on levees. Tanks near his property have leakage problems. He has worked with twelve agencies and no

one has done anything. There is a significant seismic risk for the tanks, and tanks located on levees pose a larger risk. Dr. Longley asked the Executive Officer to follow up on the issue.

### **2007 Board Calendar**

The Board approved the 2007 Board Calendar. Board member Paul Betancourt said that he would not be available to attend Board meetings in October.

### **ENFORCEMENT**

#### **Signature Properties' North Sacramento Redevelopment Project, Sacramento County - *Consideration of a Resolution for a Cleanup Agreement***

A public hearing was held. No one appeared to testify.

MOTION: By Dan Odenweller seconded by Soapy Muholland to adopt the resolution for cleanup Agreement. Unanimously approved.

### **NPDES PERMITS**

#### **City of Atwater, Wastewater Treatment Facility, Merced County**

A public hearing was held. Matt Scroggins presented the staff report. Dale Harvey, Kristen Castanias, David George, Kathryn Gies, Bill Jennings, Tess Dunham, Art O'Brien and Dale Harvey gave additional testimony.

MOTION: By Christopher Cabaldon seconded by Dan Odenweller to continue the hearing to a later meeting to further consider floating limits and monitoring frequencies. Unanimously approved.

#### **Valley Waste Disposal Company and Cawelo Water District, Kern Front No. 2 Treatment Plant – Cawelo Reservoir B, Kern County- *Consideration of NPDES Permit Renewal***

A public hearing was held. Geoffrey Anderson presented the staff report. Larry Bright, Loren Harlow, Bill Jennings, Dick Schafer and Lynn Currithers gave additional testimony.

MOTION: By Kate Hart seconded by Soapy Mulholland to approve based on staff recommendation that this issue be brought back to a future board meeting as soon as reasonably possible. Approved with a vote of 3-1-2

**OTHER BUSINESS**

**Richgrove Community Services District Wastewater Treatment Facility, Tulare County-  
Consideration of a Resolution Approving and Accepting the County of Tulare’s Declaration of  
Potential Water Pollution and a Time Schedule for Compliance**

A public hearing was held. No one contested this item.

MOTION: By Paul Betancourt seconded by Dan Odenweller to adopt the resolution. Unanimously approved.

**BASIN PLANNING**

**Amendment to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins to Determine that Certain Beneficial Uses are not Applicable and Establish Water Quality Objectives in Sulphur Creek, Colusa County- Consideration of adoption of proposed amendment and filing of draft environmental documents**

This item was removed from the agenda.

**WASTE DISCHARGE REQUIREMENTS**

**Waste Discharge Requirements General Order for Existing Milk Cow Dairies –Workshop to Receive Comments.**

This is an informational item only. Polly Lowry and Rudy Schnagl presented the staff report. Michael Boccadoro, Craig Wilson, John Scott, Paul Martin, Dreb Hunt, Bill Jennings, Rick Murphy, Deb Self, Lane Fridges, Michael Payne, J.P.Cataviella, L.C. Mashada, Bill Brookster, Tami Tolonor, John Tolonor, Leo, Justin Gilletti, Paul Souza, Donald Akania, Eddie Hard and Kevin Abernathy presented additional testimony. This item was continued to a second workshop in Fresno on December 13.

**The Board met in closed session to discuss ongoing litigation.**

**The meeting adjourned at 4:52 pm and continued to the Friday session.**

**FRIDAY – 8 DECEMBER 2006**

**BOARD MEMBERS PRESENT**

Karl Longley, Vice Chair, Dan Odenweller, Christopher Cabaldon, Paul Betancourt and Soapy Mulholland, Members.

**STAFF PRESENT**

Pamela Creedon, Ken Landau, Jack Del Conte, Frances McChesney, Kiran Lanfranchi-Rizzardi, Michelle DeChristoforo, Bryan Smith, James Pedri, Wendy Wyels, Steve Rosenbaum, Scott Kranhold, Mary Randall, Diana Messina, Dave Carlson, Phil Woodward, Barry Hilton, Pat Leary.

**OTHERS PRESENT**

Victor M. Chan	Janna Rinderneck
Roe Olmtead	Scott Brown
Richard Sibia	Sharon Gieras
Ray Eisert	Tom Parnham
William J Slenter	Donald P. Snelling
Stephen Melendes	Paul Lutes
Michael Bunnell	Ed Pert

Eric Reyes	Joan Phillippe
David Phillips	Tom Leland
Bill Jennings	Alan Wade
Jack Slota	Dominic Atlan
Gene Riddle	Judy Suoboda
J Scully	Michael W. Israel
Virginia Silva	Jerry Sherman
Jerry Cassesi	Dr. Stephen Grattan
Richard Forster	Tony Garvin
Chris Swanberg	

**BOARD MEMBER COMMUNICATION**

Nothing to report

**EXECUTIVE OFFICER’S REPORT**

No discussion

**OTHER BUSINESS**

**Groundwater Ambient Monitoring and Assessment (GAMA) Program – *Program Overview***

This item was removed from the agenda.

**UNCONTESTED ITEMS**

**City of Manteca, Wastewater Quality Control Facility, San Joaquin County-Consideration of Administrative Civil Liability Order**

A public hearing was held. No one appeared to testify.

MOTION: By Christopher Cabaldon seconded by Dan Odenweller. Unanimously approved.

**Sierra Pacific Industries, Shasta Lake Division Sawmill, Shasta County – *Consideration of Adoption of Amended Cease and Desist Order***

A public hearing was held. No one appeared to testify.

MOTION: By Soapy Mulholland seconded by Christopher Cabaldon. Unanimously approved.

**Uncontested Rescissions**

- a. Union Oil Company of California, North Belridge Oil Field, Kern County, Order No. 58-196
- b. John S. Hagestad, Mountain View Oil Field, Kern County, Order No. 65-049
- c. Pliant Corporation, Packaging Films Plant, Merced County, Order No. 5-01-079
- d. Valley Gold, LLC, Gustine Cheese Processing Facility, Merced County, Order No. 5-01-239

**Uncontested Change of Name and/or Ownership**

- a. Schawali Mayar, Mayar’s Halal Meat Processing Company, Merced County, Order No. 92-123
- b. Morning Star Merced LLC, Tomato Processing Plant, Merced County, Order No. 95-227
- c. 123 Auburn Valley Community Services District, Auburn Valley Country Club, Harvego Real Estate, LLC, Placer County, Order No. R5-2002-0030

**Uncontested Waste Discharge Requirements**

- a. Aera Energy LLC, Highway 33 Wastewater Disposal Facility, South Belridge Oil Field, Kern County (revision)
- b. Aera Energy LLC, Reagan Wastewater Disposal Facility, South Belridge Oil Field, Kern County (revision)

A public hearing was held. No one appeared to contest the proposed order.

MOTION: By Christopher Cabaldon seconded by Soapy Mulholland to adopt the uncontested calendar. Unanimously approved.

**WASTE DISCHARGE REQUIREMENTS**

**City of Gridley, Gridley Wastewater Treatment Plant, Butte County – Consideration of Waste Discharge Requirements.**

A public hearing was held. No one appeared to testify.

MOTION: By Christopher Cabaldon seconded by Soapy Mulholland to adopt the Waste Discharge Requirements order.

**ENFORCEMENT**

**California Department of Corrections and Rehabilitation, Mule Creek State Prison, Amador County Consideration of a Cease and Desist Order**

*The Chair ruled that late comments would not be accepted into the record.*

A public hearing was held. Scottt Kranhold presented the staff report. Wendy Wyels, Chris Swanberg, Bill Jennings, Richard Forster, Jerry Sherman, Michael Israel, Dominic Atlan, Jerry Cassesi, Gene Riddle, Jim Scully, and Virginia Silva presented additional testimony.

MOTION: By Christopher Cabaldon seconded by Paul Betancourt. Unanimously approved by roll call vote.

**City of Dunsmuir, Wastewater Treatment Plant, Shasta County- Consideration of NPDES Permit Renewal and Adoption of Cease and Desist Order**

A public hearing was held. Bryan Smith presented the staff report.

MOTION: By Soapy Mulholland seconded by Paul Betancourt to issue the NPDES permit.

By Christopher Cabaldon seconded by Soapy Mulholland to adopt the Cease and Desist order. Unanimously approved by roll call vote.

**NPDES PERMITS**

**University of California, Center for Aquatic Biology and Aquaculture (CABA)  
Yolo and Solano Counties- *Continuation of Hearing to Consider NPDES Permit Renewal***

A public hearing was held. Diana Messina presented the staff report. Dave Carlson, Ken Landau, Tony Garvin, Dr. Stephen Grattan and Paul Lutz gave additional testimony.

MOTION: By Soapy Mulholland seconded by Dan Odenweller to adopt the NPDES permit. Unanimously approved.

**INFORMATIONAL ITEMS**

**Lake Davis Pike Eradication Project, Department of Fish and Game, Plumas County – *Information Item***  
This is an informational item. Phil Woodward presented the staff report. Jim Pedri and Ed Pert gave additional testimony.

**OTHER BUSINESS**

**City of Colfax, Wastewater Treatment Plant, Placer County-Status of NPDES Facility Compliance.**

This is an informational item only. Barry Hilton presented the staff report. Pat Leary, Joan Phillippe, Tom Leland, Allen Edwards, Alan Wade, Scott Brown and Bill Jennings presented additional testimony.

**Aerojet-General Corporation Site, Rancho Cordova, Sacramento County-Overview of Cleanup**

This is an information item only. Alex Macdonald presented the staff report.

**The Board met in closed session to discuss ongoing litigation.**

The meeting was adjourned at 6.08 p.m. to the January 2007 Board Meeting.

**Board Meeting, Dairy Workshop, December 13, 2006**

**BOARD MEMBERS PRESENT**

Karl Longley, Vice Chair, Dan Odenweller, and Paul Betancourt, members.

**STAFF PRESENT**

Pamela Creedon, Loren Harlow, Lonnie Wass, David Sholes, Jorge Baca, Rudy Schnagl, Polly Lowry, Charlene Herbst and Neena Moitoso.

**OTHERS PRESENT**

Donald Ikemiya	Luke Vanderham
Laurel Firestone	Ingrid Brostrom
John Schaap	Dennis Vanderham
Kevin Abernathy	Eric Westra
Brian Pacheco	Kark de Velde
Ray Bullick	Barbara Brandl
Chris Skelton	Tara Shakir
Lucy Areigs	Kristy Rocha
Jim Wilson	Adam K. Maskal
Louis Oliveira	Paul Boyer
Steven Bommalze	Greg Hooker
Dave Krietemeyer	Stephanie Fosse
Richard Cernansky	Tony Martin

John Gailey	Barbara Martin
Eric B ronson	Eddie Valadad
Joe Ramus	Derek Barcellos
Martin V?	David Valadad
Paul Sousa	Durbin Pedro
Stephen P. Plauson	Robert Wheatley
Han Ngo	John Roeloffs
Richard Oppedyle	Eric R. Gonzalez
Ken DeGroot	Benito Ortiz
David Avila	Jan Bowen
Ryan Schekel	Pier Vander Hoek
Tevelde	Bob Dieperslout
Steve Shehadey	Hitoshi Suyama
Johnnie de Jong	Victor Brasil
Calvin Maso	Michael McHenry
Lori Mash	Tim Sellers
Manuel Monteiro	Rod Kamper
Larry Kamp	C Scott Smith
Eddie Mendez	Larry Petrowski
Aziz Rahman	Cindy Hverta
Curtis Tarver	Eric John de Jong
Scott Woodard	Betsy Gerwig
Michael Tharp	Michael Boccadoro
Gerrit de Jong	Gino Almeida
Jerrold M. Kazynski	James Chinchio
Scott Jackson	David Cone
Richard Westrc	Elena Adela
Irma Arrollo	Ladi Asgill
Art Van Beek	Jose Barajas
Keith Backman	J.P. Cativiela
Susan De Anda	Nat Dellavalle
Teresa De Anda	Tony DeGroot
Bertha Diaz	Sandra Garcia
Juan Gomez	Rey Leon
Bruce Livingston	Tina Macedo
Steve Maddox	Bravlio Martinez
Esther Martinez	Anthony Mendez
Veronica Mendoza	Moises Ochva
Jesus Queverde	Brian Schaap
Carolina Simunovic	Larry Serpa
Simon Vander Wouche	Eric Westra

**WASTE DISCHARGE REQUIREMENTS GENERAL ORDER FOR EXISTING MILK COW DAIRIES – WORKSHOP HELD AT THE REGIONAL WATER BOARD ROOM IN FRESNO, ON DECEMBER 13, 2006.**

This is an informational item only. Polly Lowry and Rudy Schnagl presented the staff report. Laurel Firestone, Ingrid Brostrom, Michael Boccadoro, Paul Martin, Kevin Abernathy, Eric Westra, Simon Vander Woude, Larry Serpa, Brian Schaap, Carolina Simunovic, Jesus Queverde, Moises Ochva, Veronica Mendoza, Anthony Mendez, Esther Martinez, Bravlio Martinez, Steve Maddox, Tina Macedo, Bruce Livingston, Rey Leon, Juan Gomez, Sandra Garcia, Bertha Diaz, Tony DeGroot, Nat Dellavalle, Teresa De Anda, Susan De Anda, Jose Barajas, Keith Backman, Ladi Asgill, Irma Arrollo, and Elena Adela presented additional testimony.

The meeting started at 4:00 pm and concluded at 7:00 pm.