



# California Regional Water Quality Control Board Colorado River Basin Region



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**Arnold Schwarzenegger**  
Governor

## **BOARD MEETING AGENDA**

Thursday, June 18, 2009, 10:00 a.m.  
Hi-Desert Water District  
55-439 29 Palms Highway  
Yucca Valley, CA 92284

## **TELEPHONIC MEETING LOCATION**

West Hills Community College District  
9900 Cody Street  
Coalinga, CA 93210

The primary duty of the Colorado River Basin Regional Water Quality Control Board (Colorado River Basin Water Board or Board) is to protect the quality of the waters within the region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic and industrial waste discharges. Specific responsibilities and procedures of the Colorado River Basin Water Board and the State Water Resources Control Board are specified in the Porter-Cologne Water Quality Control Act (commencing with Section 13000 of the California Water Code) and implementing regulations in Titles 23 and 27 of the California Code of Regulations.

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the information received. Persons who want to submit written comments or evidence on any agenda item must comply with the **Meeting Procedures** described at the end of the listing of **Agenda** items. Persons wishing to speak at the meeting should complete a speaker request card and provide it to staff. You may also wish to sign in on the attendance sheet that will be provided. Although signing in is voluntary, we appreciate knowing who attended to help us evaluate the level of public interest.

Special Telephonic Meeting Instructions: One of the Board members, Mr. Rick Post, will be attending the meeting telephonically in an office located within the West Hills Community College District office building, which is located at 9900 Cody Street, Coalinga, California 93210. The office houses the West Hills Community College Foundation. A speaker phone will be set up in the office to make the Board meeting audible to members of the public who may wish to attend the meeting at this telephonic location. If you would like to attend this meeting, please go to the receptionist to identify yourself and indicate that you would like to attend the telephonic meeting with Mr. Post in the West Hills Community College Foundation office. The receptionist will then direct you to that office. Members of the public will also have the opportunity at this telephonic meeting location to address the Board directly during the Public Forum portion of the meeting.

The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally.

Any member of the public may address the Board and ask questions relating to any matter within the Board's jurisdiction. This need not be related to any item on the agenda, and the presentation should normally be limited to five (5) minutes. If the matter should appropriately be included within an item that is listed on the agenda, the presentation to the Board should be made at the time that the particular item is taken up by the Board.

Pursuant to Title 23 of the California Code of Regulations (hereafter Title 23), Section 648.4, the Board may refuse to admit into evidence written testimony pertaining to agenda items if it is not submitted to the Board in a timely manner, unless the proponent can demonstrate why he or she was unable to timely submit the evidence or that compliance with the deadline would create an unreasonable hardship.

All items appearing under the "Uncontested Items" calendar will be acted upon by the Board by one motion without discussion. Should any Board Member or other person request that any item be considered separately, that item will be taken up at a time as determined by the Board Chair.

Details concerning these agenda items are available for public reference during normal working hours at the Board's office. The staff will assist in answering questions. Agenda items are numbered for identification purposes only and will not necessarily be considered in the order indicated.

The facility is accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Hilda Vasquez at (760) 776-8950 at least five (5) working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Persons applying for, or actively opposing, waste discharge requirements or National Pollutant Discharge Elimination System (NPDES) permits being considered by the Board must comply with legal requirements if they or their agents have contributed, or propose to contribute, more than \$250 to a Board member for an election campaign. Contact the Board office for details if you believe that you fall into this category.

Any person adversely affected by a decision of the Board may petition the State Water Resources Control Board to review the decision. The petition must be received by the State Water Resources Control Board within thirty (30) days of the Board's meeting at which the action was taken. Copies of the laws regarding the filing of petitions will be provided upon request to the Board, or may be obtained on the Internet at:  
[http://www.waterboards.ca.gov/public\\_notices/petitions/water\\_quality/index.shtml](http://www.waterboards.ca.gov/public_notices/petitions/water_quality/index.shtml).

Board agendas and copies of the items to be considered by the Board may be downloaded from the Board's Website at:  
[http://www.waterboards.ca.gov/coloradoriver/board\\_info/agenda/index.shtml](http://www.waterboards.ca.gov/coloradoriver/board_info/agenda/index.shtml).

Board-approved minutes are posted at the Board's Website at:  
[http://www.waterboards.ca.gov/board\\_info/agendas/](http://www.waterboards.ca.gov/board_info/agendas/)

A listing of pending applications for Water Quality Certifications, pursuant to Section 401 of the Federal Clean Water Act, may be obtained from the Board's Website at:  
[http://www.waterboards.ca.gov/coloradoriver/water\\_issues/programs/401\\_certification/](http://www.waterboards.ca.gov/coloradoriver/water_issues/programs/401_certification/)  
or by calling Jay Mirpour at (760) 776-8981.

The **Agenda** for this meeting begins on the next page.

## ROLL CALL

## MINUTES

1. [Minutes of May Meeting](#)

## PUBLIC FORUM

2. Any person may address the Colorado River Basin Water Board at this time regarding any matter within the Board's jurisdiction that is not related to an item on this Meeting agenda. **Comments will generally be limited to five (5) minutes, unless otherwise directed by the Board Chair.** Members of the public may also address the Board from noticed telephonic location(s), if any.

## UNCONTESTED NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMITS AND WASTE DISCHARGE REQUIREMENTS

3. [R7-2009-0003](#) Waste Discharge Requirements for **County Sanitation District No. 2 of Los Angeles County for Mesquite Regional Landfill**, Glamis — Imperial County (*Supercedes*)  
[Related Documents](#)  
Attachments [1](#) | [2](#) | [3](#) | [4](#) | [5](#) | [6](#) | [7](#)
4. [R7-2009-0020](#) Waste Discharge Requirements for the **Imperial Irrigation District El Centro Generating Station**, El Centro — Imperial County (*Supercedes*)  
[Related Documents](#)
5. [R7-2009-0021](#) Waste Discharge Requirements for the **Imperial Community College District Imperial Valley College Wastewater Treatment Plant**, Imperial — Imperial County (*Rescission*)

## RESOLUTION

6. [R7-2009-0054](#) Adoption of the **FY 2009/2010 Emergency, Abandoned, and Recalcitrant (EAR) Account Site List (New)**  
[Attachment](#)

## OTHER BUSINESS

7. Informational Update: Regional Board staff and Hi-Desert Water District staff will be giving an informational update on the status of the Yucca Valley Septic Tank Prohibition and the Municipal Wastewater Treatment Plant/Sewer System projects. – JR
8. Informational Update on State Water Resources Control Board Activities – AB/TV
9. Colorado River Basin Water Board Executive Officer's Report – RP
10. Colorado River Basin Water Board Member Comments
11. Colorado River Basin Water Board Chair's Report – EW

## CLOSED SESSION

12. At any time during the regular session, the Board may adjourn to meet in closed session to consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence [Authority: Government Code Section 11126(c)(3)]; to discuss significant exposure to litigation [Authority: Government Code Section 11126(e)(2)(B)(i)]; to discuss whether to initiate litigation [Authority: Government Code Section 11126(e)(2)(C)(i)]; or to discuss initiated litigation [Authority: Government Code Section 11126(e)]. Discussion of litigation is within the attorney-client privilege and may be held in closed session [Authority: Government Code Section 11126(e)(2)].

**ARRANGEMENTS FOR NEXT BOARD MEETING: *Thursday, September 17, 2009, 10:00 a.m. in Palm Desert.***

## ADJOURNMENT

## **BILL OF RIGHTS FOR ENVIRONMENTAL PERMIT APPLICANTS**

The California Environmental Protection Agency (Cal/EPA) endorses the following precepts that form the basis of a permit applicant's "Bill of Rights":

- Permit applicants have the right to assistance in understanding regulatory and permit requirements. All Cal/EPA programs maintain an Ombudsman to work directly with applicants. Permit Assistance Centers located throughout California have permit specialists from all State, regional, and local agencies to identify permit requirements and assist in permit processing.
- Permit applicants have the right to know the projected fees for review of applications, how any costs will be determined and billed, and procedures for resolving any disputes over fee billings.
- Permit applicants have the right of access to complete and clearly written guidance documents that explain the regulatory requirements. Agencies must publish a list of all information required in a permit application and of criteria used to determine whether the submitted information is adequate.
- Permit applicants have the right of timely completeness determinations for their applications. In general, agencies notify the applicant within 30 days of any deficiencies to determine that the application is complete. California Environmental Quality Act (CEQA) and public hearing requests may require additional information.
- Permit applicants have the right to know exactly how their applications are deficient and what further information is needed to make their applications complete. Pursuant to California Government Code Section 65944, after an application is accepted as complete, an agency may not request any new or additional information that was not specified in the original application.
- Permit applicants have the right of a timely decision on their permit application. The agencies are required to establish time limits for permit reviews.
- Permit applicants have the right to appeal permit review time limits by statute or administratively that have been violated without good cause. For state environmental agencies, appeals are made directly to the Cal/EPA Secretary or to a specific board. For local environmental agencies, appeals are generally made to the local governing board, or under certain circumstances to Cal/EPA. Through this appeal, applicants may obtain a set date for a decision on their permit and in some cases a refund of all application fees (ask boards and departments for details).
- Permit applicants have the right to work with a single lead agency where multiple environmental approvals are needed. For multiple permits, all agency actions can be consolidated under the lead agency. For site remediation, all applicable laws can be administered through a single lead agency.
- Permit applicants have the right to know who will be reviewing their application and the time required to complete the full review process.

For further information you may contact the Colorado River Basin Regional Water Quality Control Board at (760) 346-7491.