



California Regional Water Quality Control Board

Los Angeles Region

Over 50 Years Serving Coastal Los Angeles and Ventura Counties

Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful

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Gray Davis
Governor

Winston H. Hickox
Secretary for
Environmental
Protection

Notice of Public Meeting/Hearing

51 Years Serving Coastal Los Angeles & Ventura Counties

Thursday, December 12, 2002
9:00 a.m.

459th Regular Board Meeting

Meeting Location:

The Metropolitan Water District of Southern California
Board Room
700 North Alameda Street,
Los Angeles, California

*Items removed from the consent calendar will be heard at the discretion of the Chair.

Agenda

Submittal of Written Material for Regional Board Consideration

To ensure that the Regional Board Members are given the opportunity to fully study and consider written material, it is necessary that 12 copies of any such material be provided to the Executive Officer not later than five (5) days before the meeting (unless otherwise specified for an agenda item in this notice). This will allow distribution of the material to the Board Members and appropriate staff in advance of the meeting.

Item 10 is being continued from the September 26, 2002 meeting, and the comments for this matter were due November 25, 2002. The parties to Items 12, 15, and 16 must submit any written comments or exhibits to the Executive Officer no later than December 5, 2002. Failure to comply with these requirements is grounds for the Board to refuse to admit the proposed written comment or exhibit into evidence. (Title 23, CCR, Section 648.4) The Regional Board may refuse to admit written testimony into evidence unless the proponent can demonstrate why he or she was unable to submit the material on time or that compliance with the deadline would otherwise create a hardship. If any other party demonstrates prejudice resulting from admission of the written testimony, the Regional Board may refuse to admit it.

If you are reading a statement at the Board meeting, please provide the Executive Assistant with a copy at the meeting. The Board will endeavor to consider all matters listed on this agenda. However, time may not allow the Board to hear all matters listed. Matters not heard at this meeting may be carried over to the next Board meeting or to a future Board meeting. Parties will be notified in writing of the rescheduling of their item. Please contact the Regional Board staff to find out about rescheduled items.

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The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption

For a list of simple ways to reduce demand and cut your energy costs, see the tips at: <http://www.swrcb.ca.gov/news/echallenge.html>



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Material presented to the Board as part of testimony that is to be made part of the record must be left with the Board. This includes photographs, slides, charts, diagrams, etc. All Board files pertaining to the items on this Agenda are hereby made a part of the record submitted to the Regional Board by staff for its consideration prior to action on the related items.

The Board will recess for a 15-minute break at approximately 10:45 a.m., and recess for lunch at approximately 12:30 p.m. The meeting will reconvene at approximately 1:30 p.m.

Pledge of Allegiance.

1. Roll Call.
[Ronji Harris, 213/576-6612].....Board Members Present
2. Order of Agenda.....Board Direction
(The agenda items are numbered for identification purposes only and will not necessarily be considered in this order).
3. Approval of Minutes for October 24, 2002, and November 14, 2002 Regular Meetings.
[Jenny Newman, 576-6808].....Board Action
4. Adoption of Board Meeting Schedule for 2003. *(The Board will be asked to adopt or revise the proposed schedule of Board Meetings being considered for 2003, and January 2004.)*
5. Board Member Communications.
[Robert Sams, 576-6797].....Information/Discussion
 - 5.1 Ex Parte Disclosure. *(Board Members will identify any discussions they may have had requiring disclosure pursuant to Government Code section 11430.40).*
 - 5.2 Board Member Communication. *(The Board Members may discuss communications, correspondence, or other items of general interest relating to matters within the Board's jurisdiction.)*
6. Public Forum. *(Any person may address the Board regarding any matter within the Board's Jurisdiction. This need not be related to any item on the agenda. Remarks will be limited to three (3) minutes.)*
7. Uncontested Items Calendar.....Board Action
(Items marked with an asterisk are expected to be routine and noncontroversial. The Board will be asked to approve these items at one time without discussion. If any interested party, Board Member, or staff person requests that an item be removed from the calendar, it will be taken up in the regular agenda order.)

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WASTE DISCHARGE REQUIREMENTS

8. **Consideration of NPDES Requirements – New, Renewal, Rescission** *(After a public hearing, the Board will be asked to adopt or rescind the permits for the following facilities.)*

New

- *8.1 LB/L Suncal-Mandalay, LLC (Westport at Mandalay Bay), Oxnard
[Cassandra Owens, 576-6750].....CA0064491
- *8.2 Home Depot, U.S.A. (Former ITT Aerospace Controls Facility), Burbank
[Mazhar Ali, 576-6652].....CA0064467

Renewal

- *8.3 Air Products and Chemicals, Inc. (Wilmington Hydrogen Facility), Wilmington
[Mazhar Ali, 576-6652].....CA0063363

Rescission

- *8.4 Department of the Navy (Naval Base Ventura County), Port Hueneme
[Cassandra Owens, 576-6750].....CA0059447
- *8.5 City of Thousand Oaks (Olsen Road Water Reclamation Plant), Thousand Oaks
[Veronica Cuevas-Alpuche, 576-6662].....(Order No. 96-045)..CA0056359
- *8.6 City of Thousand Oaks (Olsen Road Water Reclamation Plant), Thousand Oaks
[Veronica Cuevas-Alpuche, 576-6662].....(Order No. 97-124)..CA0056359

9. **Consideration of Non-NPDES Requirements – New, Revision** *(After a public hearing, the Board will be asked to adopt or rescind the requirements for the following facilities.)*

New

- *9.1 Southland Sod Farms (Oxnard Drainage District #3 Canal Maintenance Dredging), Oxnard
[Michael Lyons, 576-6718].....02-152
- *9.2 Acton Clay Quarries, Acton
[Dana Cole, 620-2259].....99-176

Revision

- *9.3 Ventura Regional Sanitation District (Bailard Landfill), Oxnard
[Enrique Casas, 620-2299].....61-204
- *9.4 Ventura Regional Sanitation District/City of Oxnard (Coastal/
Santa Clara Landfills), Oxnard [Enrique Casas, 620-2299].....80-004/68-035
- *9.5 City of Oxnard (East Mandalay Bay Maintenance Dredging), Oxnard
[Michael Lyons, 576-6718].....02-070

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BASIN PLANNING/TMDL

- 10. Consideration of a proposed Resolution amending the Water Quality Control Plan (Basin Plan) to incorporate a ***Total Maximum Daily Load to reduce bacteria at Santa Monica Bay beaches during wet weather.*** (After a public hearing, the Board will be asked to adopt the tentative Resolution to amend the Basin Plan. ***This item is continued from the September 26, 2002 meeting. The Board directed staff to make modifications to the TMDL's implementation schedule and bring the proposal back to the Board.***) [Renee DeShazo, 576-6783].....Board Action

MITIGATED NEGATIVE DECLARATION/WASTE DISCHARGE REQUIREMENTS

- *11. Consideration of a Resolution approving a California Environmental Quality Act (CEQA) Environmental Checklist and adopting a Mitigated Negative Declaration and Waste Discharge Requirements for Remediation of Hexavalent Chromium in soils and groundwater and Volatile Organic Compounds (VOCs) in groundwater for Boeing Realty Corporation in Long Beach. (After a public hearing, the Board will be asked to adopt the tentative Resolution, and tentative Waste Discharge Requirements and Monitoring and Reporting Program.) [John Geroch, 576-6737].....Board Action
 - 11.1 Mitigated Negative Declaration
 - 11.2 Waste Discharge Requirements

ENFORCEMENT PANEL HEARING RECOMMENDATIONS

- 12. Consideration of Complaint No. R4-2002-0032 for Administrative Civil Liability to assess penalties in the amount of \$25,000 against Mr. Kazuho Nishida and HLW Corporation for failing to submit technical reports in violation of California Water Code (CWC) section 13267. (A hearing was held before a Hearing Panel on June 19, 2002. The panel members will provide a report to the full Board and recommend a disposition on this matter. The full Board will consider the proposed disposition and make a final decision. In so doing, the Board may meet in closed session to deliberate pursuant to Government Code section 11126(c)(3)). [Weixing Tong, 576-6715].....Board Action

WASTE DISCHARGE/NPDES REQUIREMENTS AND TIME SCHEDULE

- *13. Consideration of Waste Discharge Requirements and Time Schedule Order for City of San Buenaventura (Ventura Water Reclamation Plant) (CA0053651) to amend effluent limitations in Order No. 00-143. (After a public hearing, the Board will be asked to adopt the tentative Waste Discharge Requirements and Time Schedule Order.) [Don Tsai, 576-6665].....Board Action
 - 13.1 Waste Discharge Requirements
 - 13.2 Time Schedule Order

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WASTE DISCHARGE REQUIREMENTS AND TIME SCHEDULE ORDER

- *14. Consideration of Waste Discharge Requirements and Time Schedule Order for Malibu Country Mart Limited (Malibu Country Mart III) (File No. 00-074) for discharge of domestic and commercial wastewater. *(After a public hearing, the Board will be asked to adopt the tentative Waste Discharge Requirements and Time Schedule Order.)*
[Toni Callaway, 620-2271].....Board Action
 - 14.1 Waste Discharge Requirements
 - 14.2 Time Schedule Order

- *15. Consideration of Waste discharge Requirements and Time Schedule Order for Equilon Enterprises, LLC (Malibu Texaco) (File No. 01-143) for discharge of domestic wastewater. *(After a public hearing, the Board will be asked to adopt the tentative Waste Discharge Requirements and Time Schedule Order.)* [David Koo, 620-6155].....Board Action
 - 15.1 Waste Discharge Requirements
 - 15.2 Time Schedule Order

- *16. Consideration of Waste Discharge Requirements and Time Schedule Order for Theodore Polos, Chris Spiros, Georgene Fettis, and Duke's Malibu Partnership, A California Limited Partnership (Duke's Malibu) (File No. 02-010) for discharge of domestic and commercial wastewater. *(After a public hearing, the Board will be asked to adopt the tentative Waste Discharge Requirements and Time Schedule Order.)* [Hoan Tang, 620-6156].....Board Action
 - 16.1 Waste Discharge Requirements
 - 16.2 Time Schedule Order

OTHER BUSINESS

- *17. Consideration of a tentative Resolution to renew the Conditional Waiver of Waste Discharge Requirements for Specified Composting Operations (Small Green Waste). *(The Board will be asked to adopt the tentative Resolution which renews the waiver adopted in 1996.)* **Documentation**
[Raymond Jay, 576-6689].....Board Action

INFORMATION ITEMS *(Please note that these items are for information only. There will be no voting or formal action taken by the Board on these items.)*

- 18. Strategic Plan for Coordinating TMDLs, Water Quality Standards, and Permits in the Los Angeles Region *(Regional Board staff worked jointly with USEPA, Region IX, in drafting a strategic plan for developing TMDLs. The plan sets out a schedule and strategy for optimizing TMDL efficiencies and sets clear requirements for stakeholder involvement.)*
[Jonathan Bishop, 576-6622].....Information/Discussion

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19. Presentation on Marine Debris (*Charles Moore of the Algalita Marine Institute will give a brief presentation before the Board.*).....Information/Discussion
20. Executive Officer’s Report.....Information/Discussion
21. Closed Session.....By Board

The Board will conduct a closed session to consider the following litigation matters. (Authority: Government Code Section 11126(e))

- (a) *City of Los Angeles, City of Burbank v. Los Angeles Regional Water Quality Control Board, Los Angeles County Superior Court, Case Nos. BS 060957 and BS 060960;*
- (b) *TMDL Lawsuit against Los Angeles Regional Water Quality Control Board; Cities of Arcadia, et. al Los Angeles Superior Court BC278558, City of Los Angeles BC270452, County of Los Angeles, BC 279597*
- (c) *USEPA and Los Angeles Regional Water Quality Control Board v. City of Los Angeles, U.S. District Court for the Central District of California, Case No. 01-00191 FMC (Mcx);*
- (d) *City of Thousand Oaks v. Los Angeles Regional Water Quality Control Board, Los Angeles County Superior Court Case No. BS 067393;*
- (e) *Petitions to SWRCB No. A-1357 and A-1357 (a) Municipal Storm Water Permits for Ventura County, Order No. 00-108, NPDES Permit No. CAS004002;*
- (f) *Petitions to SWRCB No. A-1448 and A-1448(a)-(f) Municipal Storm Water Permit for Los Angeles County, Order No. 01-182, [NPDES No. CAS004001];*

22. Adjournment of Current Meeting. The next Regular Meeting is scheduled for January 30, 2003 at the Metropolitan Water District of Southern California, 700 North Alameda Street, Los Angeles.

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A copy of the complete agenda package is available for examination at the Regional Board Office during regular working hours. Questions about specific items on the agenda should be directed to the staff person whose name is listed with the item.

Pursuant to Water Code Section 13320, any aggrieved person may file a petition to seek review by the State Water Resources Control Board (SWRCB) of most actions taken by the Regional Board. Such petition must be filed within 30 days of the action. Petitions must be sent to SWRCB, P.O. Box 100, 1001 ‘I’ St., Sacramento, CA 95812.

Our web site address is www.swrcb.ca.gov/rwqcb4. The site can also be accessed through the State Water Resources Control Board’s web site at www.swrcb.ca.gov., then clicking on “Regional Boards”. Information currently available includes the Regional Board’s meeting schedule, a list of the Regional Board members, a list of staff and phone numbers arranged by their work unit, a copy of the Underground

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Storage Tank database and information relevant to the UST program, linkage to the Santa Monica Bay Restoration Project's home page, and links to other governmental agencies. If you need further information, please contact Jack Price at 213/576-6669.

Individuals requiring special accommodations or language needs should contact Sonja Gettel at (213) 576-6801 or sgettel@rb4.swrcb.ca.gov at least ten working days prior to the meeting. TTY/TDD/Speech -to-Speech users may dial 7-1-1 for the California Relay service.

A listing of pending water quality certification applications currently on public notice pursuant to Section 401 of the Federal Clean Water Act may be obtained by calling Jason Lambert at 213/576-5733.

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