

STATE WATER RESOURCES CONTROL BOARD EX PARTE COMMUNICATIONS REGARDING PENDING
GENERAL ORDERS DISCLOSURE FORM

1. Pending General Order that the communication concerned:

SWRCB/OCC File No. A-2239(a)-(c): State Water Board review of petitions challenging Central Valley Water Board Order R5-2012-0116, Waste Discharge Requirements General Order for Growers within the Eastern San Joaquin River Watershed that are Members of the Third-Party Group

2. Name, title and contact information of person completing this form:

Debi Ores
Community Water Center
716 10th Street, Suite 300
Sacramento, CA 95814

3. Date and location of meeting, phone call or other communication:

May 2, 2016
Phone call & In-person at the State Water Board
1001 I Street, CA 95812

4. Type of communication (written, oral or both):

Oral communication during small stakeholder meeting.

5. Participants:

From State Water Resources Control Board:

Emel Wadhvani, State Water Board
Phil Wyels, State Water Board
Fran Spivy-Weber, State Water Board
Felicia Marcus, State Water Board

From environmental justice stakeholder community:

In person:

Laurel Firestone, Community Water Center
Phoebe Seaton, Leadership Counsel for Justice and Accountability
Jennifer Clary, Clean Water Action

On the phone:

Debi Ores, Community Water Center
Jenny Rempel, Community Water Center
Robert Fuentes, Leadership Counsel for Justice and Accountability

6. Name of person(s) who initiated the communication:

Jenny Rempel, Community Water Center

7. Content of communication:

The environmental justice community representatives discussed concerns regarding the draft order, as well as reviewed pieces of the order which they approved of, seeking feedback from the Board.

Field-level data:

- The use of field-level as opposed to township data is supported by the Ag Expert Panel and CV-SALTS' NIMS report.
- Too often we're hearing "We don't have the data to create coefficients/determine BMPs/etc". Without this data we'll never have the requisite data to make these determinations.
- A/R isn't as effective at determining whether farmers are over-applying and it's not connected to water quality objectives
- A-R is better, but A/R should have a regulatory number, otherwise it's not useful.

GQMPs

- 10 years is a long time to allow people to continue polluting
- Thoughts on requiring replacement water as a means to give growers more time to comply with the order

Enforcement

- Order needs to contain enforcement mechanisms tied to water quality objectives.
- Issue with tying a specific grower to a source of pollution, why it's hard to require replacement water.

General

- There needs to be a regulatory framework that people have to meet other than just reporting requirements. This Order does not meet this objective.
- Coalitions: they have a lot of positives, including having farmers talking to farmers.

8. Copies of handouts, PowerPoint presentations and other materials used or distributed at the meeting:

There were no written materials distributed at the meeting.