

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

Minutes  
25 January 2007  
483<sup>rd</sup> Regular Meeting  
11020 Sun Center Drive, #200  
Rancho Cordova, CA 95758

**THURSDAY – 25 JANUARY 2007**

**BOARD MEMBERS PRESENT**

Karl Longley, Vice Chair, Kate Hart, Dan Odenweller, Soapy Mulholland, Paul Betancourt, and Cheryl Maki.

**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, Jim Pedri, Diana Messina, Greg Cash, Bob Languell.

**OTHERS PRESENT**

Warrren Tellefson  
Bill Jennings  
Kenneth Belitz  
John Vokervich  
Jean Moran  
Daniel Merkle  
Jim Durphy  
Bob Snyder  
John Fields  
Will Dickinson  
Elizabeth Wells  
Matthew Brown  
John Fields  
Stacy Rhoades  
Jim Durfess  
Karen Honer  
Greg Stanton

Karen Horner  
Roberta Firoved  
James Giannopoulos  
Peter Canimo  
Hac Herron  
Don Lewis  
Lisa Babcock  
Marilyn Eachenbaum  
Bernie Schroeder  
Pete Vonich  
Vickie Caulfield  
Kenneth Belitz  
John Borkovich  
Xuan (Gloria) Lao  
Michael Mohler  
Richard Lynch  
Michael Bryant

**BOARD MEMBER COMMUNICATION**

Dan Odenweller reported the following:

- Spoke with Patrick Porgens concerning fish and wildlife impacts of water development.
- Attended the State Water Board workshop on Delta salinity standards on 16 January.
- Attended a conference call with Dr. Longley and other salinity workgroup members on 17 January.
- Attended the Salinity meeting on 24 January, with Dr. Longley and Beth Jines, at the Department of Water Resources.
- Spoke on several occasions with Mr. Bill Jennings on Delta fish and wildlife issues.
- Communicated with Soapy Mulholland regarding nomination of 2007 Board officers.
- Attended the TIC meeting and the dairy workshop in Fresno, 12 December.
- Attended the December 14 Region 5 holiday party in Rancho Cordova.

Soapy Mulholland reported that she and Dr. Longley met at Assemblyman Arambula's office to discuss Prop 84, funding for small community water systems. She also worked with Dan Odenweller regarding Board officers for 2007.

Paul Betancourt attended the Fresno Dairy Workshop with Dr. Longley, Dan Odenweller and Ms. Creedon. He spoke at the professional pesticide applicators meeting in Fresno, and also spoke at the Irrigation Institute in Sacramento.

Kate Hart attended the California Association of Sanitation Agencies conference.

Dr. Karl Longley reported the following:

- Attended the Irrigated Lands Program Technical Issues Committee meeting on December 12.
- Attended the Dairy Workshop in Fresno on 13 December.
- Participated in a conference call regarding the Wine Institute study, on 24 January.
- Attended a meeting with Congressman Costa, regarding the San Joaquin River Water Plan, on 19 December.
- Met and interacted with some staff from the Department of Health Services regarding the Department's water program, on 8 December.
- Along with Executive Officer, Ms. Creedon, attended the National Salinity Summit in San Diego on 11-12. January,
- Attended a meeting at Assemblyman Arambula's office regarding rural community water supplies, on 19 December.
- Had an interview with the Modesto Bee on salinity.

## **APPOINTMENT OF CHAIR**

In the December 2006 Board Meeting, a committee of two was formed comprising of Board Members, Ms. Soapy Mulholland and Mr. Dan Odenweller, to obtain recommendations and nominations to appoint new Board Chair and Vice-Chair. Mr. Odenweller said that the Committee unanimously agreed to nominate Dr. Karl Longley as Chair and Ms. Kate Hart as Vice-Chair.

MOTION: By Mr. Odenweller, seconded by Paul Betancourt to appoint Dr. Longley as Chair, and Kate Hart, Vice-Chair

## **PUBLIC FORUM**

Warren Tellefson, CVCWA, described a White Paper being prepared on CTR compliance to identify data gaps and direct future research. It appears that more research is needed on treatment alternatives for compliance, and that chlorine byproduct effluent limits cannot be met without reverse osmosis. When the White Paper is published copies can be made available to Board members. Board members or staff is invited to join the technical advisory committee following up on identified issues.

Bill Jennings, California Sportfishing Association, said that there was a discussion at the State Water Board salinity workshop, about the interaction of Bay-Delta planning and the Region 5 salinity policy development, and Region 5's failure to control salt sources or develop salinity standards for the San Joaquin River upstream of Vernalis. He asked if anything short of litigation would get the upstream standards adopted"

## **APPOINTMENT OF BOARD MEMBER TO SERVE ON STEWARDSHIP COUNCIL**

The Board discussed the Pacific Forest and Watershed Stewardship Council. Assistant Executive Officer, Jim Pedri also provided an overview. At the end of the discussion Soapy Mulholland was designated as the Board's representative on the Council and Jim Pedri designated as the alternate. Dan Odenweller also expressed an interest in joining the Council, and he was designated as the second alternate.

## EO REPORT

Kate Hart said that she was concerned that Frank's One Stop (Guinta Enterprises) missed the cleanup deadline.

Executive Officer indicated that the subpoena was signed/issued to determine what involvement Guinta Enterprises had in the operation of the station. Brian Newman further explained that a couple years ago Guinta Enterprises was named in the CAO as a site operator. Mr. Guinta reviewed the draft and final CAOs and did not object to the naming of Guinta Enterprises. However, when the ACLC was issued, Mr. Guinta responded that Guinta Enterprises was never involved with the station. Since the County records are not conclusive on the issue and in order to clarify Guinta Enterprises involvement, if any, the applicable records have been subpoenaed. If Guinta Enterprises was a legitimate responsible party, they would be named in any new CAO.

Dan Odenweller (items 23 and 28) commended staff for all their hard work.

## UNCONTESTED CALENDAR

### Enforcement

#### **City of Winters, Winters Wastewater Treatment Facility, Yolo County-*Consideration of Cease and Desist Order***

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

MOTION: By Dan Odenweller seconded by Cheryl Maki to adopt the cease and desist order with late revisions. Unanimously approved by roll call vote.

### Uncontested Rescissions

- a. Macpherson Oil Company, Mt. Poso Oil Field, Kern County, Resolution No. 58-362
- b. McCarthy Family Farms, Inc., Liberty Ranch, Kings County, Order No. 94-215
- c. Tracy Ranch, Inc., the General Partners of Buttonwillow Land and Cattle Company, and Yakima Compost Company, Inc., Kern County, Order No. 95-012
- d. Tony Dutra Dairy, San Joaquin County, Order No. 96-270
- e. City of Oxnard and USA Transport, Inc., Kern County, Order No. 97-144
- f. City of Davis, Wastewater Treatment Plant, Yolo County, Order No. 99-014

### Uncontested Name Change and Ownership

- a. Nations Petroleum U.S.A. Ltd., Williamson Lease Lost Hills Oil Field, Kern County, Order No. 58-278
- b. Fancher Creek Packing, Pandol Bros Packing, Tulare County, Order No. 85-167
- c. Cisco Gas and Food, AKS International, Inc., Placer County, Order No. 87-211
- d. Tri-Valley Oil and Gas Co., Wave Technology, Inc., Kern County, Order No. 92-11030
- e. Nations Petroleum U.S.A. Ltd., Berry Lease Edison Oil Field, Kern County, Order No. 92-11038
- f. Nations Petroleum U.S.A. Ltd., Lehr Lease Edison Oil Field, Kern County, Order No. 92-11039
- g. Dutch Star Dairy, San Joaquin County, Order No. 96-270
- h. County of San Joaquin Dept. of Public Works, County Service Area No. 44, Castello Estates aka Apricot Acres, San Joaquin County, Order No. 5-00-226
- i. Linne Estates, LLC, Linne Estates Wastewater Treatment System, San Joaquin County, Order No. R5-2004-0078.

**Uncontested Waste Discharge Requirements**

- a. California Department of Corrections and Rehabilitation, Operation of Class II Surface Impoundments Deuel Vocational Institution, San Joaquin County (revised)
- b. Sutter Gold Mining Company, US Energy and Property Owners, Construction of Tailings Pond and Mining Operations Sutter Gold Mine, Amador County (revised)

A public hearing was held. No one opposed the proposed orders.

MOTION: By Soapy Mulholland seconded by Paul Betancourt to approve the uncontested orders. Unanimously approved.

**North Fork Mill Housing Facility, Madera County-Consideration of a Resolution Approving and Accepting the County of Madera’s Proclamation of the existence of a public health hazard and time schedule for compliance**

MOTION: By Dan Odenweller, seconded by Soapy Mulholland to adopt the time schedule for compliance.

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

John Borkovich, presented the staff report. Additional testimony was given by, Ken Belitz and Jean Moran. This was for the Board’s information only. No action was taken.

**Wastewater Regionalization, Placer and Nevada Counties – Informational Item**

Diana Messina presented the staff report. Jim Durphy, Bill Jennings, John Fields and Bob Snyder gave additional testimony. This was for the Board’s information only.

Placer County Department of Facility Services, Sewer Maintenance District No. 3, Wastewater Treatment Plant, Placer County – *Consideration of NPDES Permit Renewal and Cease and Desist Order*

THIS ITEM WAS REMOVED FROM THE CALENDAR

**United States Bureau of Reclamation, Sliger Mine, El Dorado County – *Consideration of Cease and Desist Order Amendment***

A public hearing was held. Diana Messina presented the staff report. Dave Carlson, John Fields and Bill Jennings gave additional testimony. Senior Legal Counsel, Frances McChesney proposed to the Board not to accept the late revisions for CEQA. Board Chair, Dr. Karl Longley said that the late revisions would not be accepted.

MOTION: By Paul Betancourt to approve the amendment of the cease and desist order. No one seconded the motion. Unanimously approved by roll call vote.

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

**El Dorado Irrigation District, Deer Creek Wastewater Treatment Plant, El Dorado County –  
Consideration of NPDES Permit Amendment, Monitoring and Reporting Program Amendment and  
Cease and Desist Order Rescission**

A public hearing was held. Diana Messina presented the staff report. Tim Sullivan, Bill Jennings, Michael Bryan, and Dave Carlson gave additional testimony.

Kate Hart recused herself.

MOTION: By Cheryl Maki seconded by Soapy Mulholland to adopt the NPDES permit with late revisions. Unanimously approved.

MOTION: By Cheryl Maki seconded by Soapy Mulholland to approve the Cease and Desist order. Unanimously approved by roll call vote.

**Grizzly Creek Golf Course Irrigation, Plumas County - Consideration of Adoption of Water Recycling Requirements**

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

MOTION: By Dan Odenweller, seconded by Paul Betancourt to accept with late revisions. Unanimously approved.

**California Integrated Water Quality System (CIWQS) Database – Status of Public Reports**

At the May 2006 meeting, the Board heard a presentation on the new CIWQS database being developed for the State and Regional Boards and expressed concern about lack of public access to the database. A staff report was presented by Rob Languell to clarify the Board's concerns.

**The meeting was adjourned at 2:35pm to the March Board Meeting**