

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION
11020 SUNCENTER DRIVE, SUITE 200
RANCHO CORDOVA, CA 95670**

BOARD MEETING MINUTES

THURSDAY, 27 MAY 2010

CALL TO ORDER

Chair, Kate Hart called to order the 508th regular meeting of the California Regional Water Quality Control Board, Central Valley Region at the Regional Water Quality Control Board, 11020 Suncenter Drive, Suite 200, Rancho Cordova, CA 95670

BOARD MEMBERS PRESENT

Kate Hart, Chair	Julian Isham	Karl Longley	Sandra Meraz
Dan Odenweller	Robert Walters		

BOARD MEMBERS ABSENT

Cheryl Maki, Vice-Chair

STAFF PRESENT

Pamela Creedon	Alex Macdonald	Dan Radulescu	Lixin Fu
Ken Landau	Antonia Vorster	Diana Messina	Kristen Martin
Richard Loncarovich	Betty Yee	Gail Cismowski	Mary Serra
Robert Crandall	Brian Newman	Girma Getachew	Neena Moitoso
Clay Rodgers	Bryan Smith	Holly Glover	Rudy Schnagl
Lori Okun	Charlene Herbst	Jennifer LaBay	Stephen Louie
Patrick Pulupa	Chris Foe	Joe Karkoski	Susan Kelly
Emel Wadhvani	Christine Joab	Joe Mello	Victor Izzo
Kiran Lanfranchi	Clint Snyder	Lani Andam	Wendy Wyels

OTHERS PRESENT

Art Deicke	Erik Ringelberg	Ken Petruzzelli	Roy Whiteaker
Ben Carrier	Eugene Mullenmeister	Kevin Bell	Sanjay Ranchod
Bill Jennings	G. Dave Teja	Kevin Britton	Sarah Ryan
Bill Taylor	Gene L	Larry Bazel	Scott Alcantara
Bill Wells	Gerald George	Laurie McCollum	Sean Hungerford
Bill Zimmerman	Gorman Lau	Lee Mao	Tess Dunham
Bruce Thrupp	J.P. Cativiela	Loren Harlow	Tim Callaway
Chris Carr	James Durfee	Marcos Hendrick	Tom Maurer
Chris Gulick	Jamie Williams	Mark Littlefield	Tom Stokley
Dan B	Jeff Bryant	Michael Bryan	Tom Warnock
Daniel Costa	Jennifer Tamurd	Myron Holdenried	Tony Jaebel
David Atkinson	Jim Durphy	Noelle Ferdon	Troy Bartolomei
David Chapman	Joe McGahan	Osha Meserve	Troy Mitchell
David Cory	John Clark	Owen Webster	Webster Owen
David Tompkins	John Torok	Patricia Schifferle	William R. Little
Dawn Gulick	Joseph McGahan	Paula Britton	
Debbie Webster	Josh Keemer	Peter Martin	
Dennis McBride	Joy Winckel	Richard Davis	
Dennis Falaschi	Juan Cadena	Richard McHenry	
Doreen Altman	Karen Traugh	Richard Miller	
Elizabeth Sablad	Karl Burke	Roberta Larson	

APPROVAL OF 18 MARCH MINUTES

Motion to approve 18 March Board Meeting Minutes made by Member, Dr. Longley
Seconded by Member Isham
Unanimously approved

Motion to approve 22 April Board Meeting Minutes made by Member, Dr. Longley
Seconded by Member Isham
Approved by a vote of 5-1-0

Agenda Item 3 BOARD COMMUNICATIONS

Member Dr. Longley submitted the following communications

- 19 March, speaker at the Ribbon Cutting Ceremony, City of Clovis Water Reuse Facility, Clovis
- 21 April, attended CV SALTS Technical Advisory Committee, Executive Committee, and Public Education and Outreach Committee Meetings, ACWA Sacramento
- 5 May, participated on ACWA Salinity Panel in Monterey
- 13 May, attended CV SALTS Technical Advisory Committee, Executive Committee, and Public Education and Outreach Committee Meetings, at the Sacramento County Sanitation District Office
- 21 May, conferred with Gerald Harris, Facilitator for Nitrogen Assessment project, via telephone

Member Odenweller submitted the following:

- 22 April, spoke to Bill Jennings who asked about the outcome of the hearing
- 26 April, attended the CV Salts Outreach meeting in Woodland
- 1 May, telephone call from Warden Lori Oldfather (CDFG Enforcement) about the application of various fish screening code sections in the Fish and Game Code
- 10 May, participated in the CV Salts conference call regarding the Technical Committee Work Plan Review Committee
- 19 May, attended Stewardship Council Board Meeting in Anderson
- 20 May, attended Stewardship Council Board Workshop in Redding
- 21 May, met with Ken Lentz (USBR-Retired) to discuss the early history of the IEP

Agenda Item 4 PUBLIC FORUM

No one came forward to comment on any issues

Agenda Item 5 EXECUTIVE OFFICER'S REPORT

Executive Officer presented the Superior accomplishment award to Rich Muhl

ENFORCEMENT

Agenda Item 15

City of Grass Valley Wastewater Treatment Plant, Nevada County – *Consideration of Cease and Desist Order (NPDES No. CA0079898)*

Board Adopted Order Number –R5 -2010-0050

Agenda Item 16

Shasta Gold Corporation, French Gulch (Nevada) Mining Corporation, and U.S. Department of Agriculture-Bureau of Land Management, Washington Mine, Shasta County – *Consideration of Resolution to Adopt an Initial Study and Negative Declaration, New NPDES Permit and Cease and Desist Order*

Board Adopted Order Number–R5-2010-0051 (Initial Study)

Board Adopted Order Number–R5-2010-0052 (NPDES Permit)

Board Adopted Order Number–R5-2010-0053 (CDO)

Agenda Item 17

Woodbridge Partners, Inc., Victor Fine Food Facility, San Joaquin County –*Consideration of Rescission of Cease and Desist Order No. R5-2004-0004*

Board Adopted Order Number–R5-0054

Agenda Item 18

Canada Cove Limited Partnership, French Camp RV Park and Golf Course Facility, San Joaquin County –*Consideration of Order Rescinding Waste Discharge Requirements Order No. R5-2006-0039 (NPDES No. CA0083682) and Cease and Desist Order No. R5-2006-0040*

Board Adopted Order Number–R5-2010-0055

Agenda Item 19

Paradise Irrigation District, Water Treatment Plant, Butte County – *Consideration of NPDES Permit Renewal, Order No. R5-2004-0144, and Adoption of Time Schedule Order*

Board Adopted Order Number–R5-2010-0057 (NPDES Permit)

Board Adopted Order Number–R5-2010-0058 (TSO)

Agenda Item 20

South Feather Water and Power Agency, Miners Ranch Water Treatment Plant, Butte County – *Consideration of NPDES Permit Renewal, Order No. R5-2005-0011 and Adoption of Time Schedule Order*

Board Adopted Order Number–R5-2010-0059 (NPDES Permit)

Board Adopted Order Number–R5-2010-0060

Agenda Item 21

County of Fresno and River Ranch, L.L.C., Mendota Solid Waste Disposal Site, Fresno County – *Consideration of Rescission of Cease and Desist Order No. R5-2006-0065*

Board Adopted Order Number–R5-2010-0061

Agenda Item 22

City of Dunsmuir Wastewater Treatment Plant, Shasta and Siskiyou Counties –*Consideration of Cease and Desist Order and Rescission of Existing Cease and Desist Order No. R5-2006-0136*

Board Adopted Order Number–R5-2010-0062

Agenda Item 23

City of Mt. Shasta Wastewater Treatment Plant, Siskiyou County – *Consideration of Cease and Desist Order and Rescission of Existing Cease and Desist Order No. R5-2007-0057*

Board Adopted Order Number–R5-2010-0064

Agenda Item 24

City of Redding, Stillwater Wastewater Treatment Plant, Shasta County – *Consideration of Cease and Desist Order and Rescission of Existing Cease and Desist Order No. R5-2007-0059*

Board Adopted Order Number–R5-2010-0066

Agenda Item 25

Pixley Public Utility District Wastewater Treatment Facility, Tulare County – *Consideration of Rescission of Cease and Desist Order No. R5-2007-0129*

Board Adopted Order Number–R5-2010-0068

A public hearing was held. No one came forward to verbally comment on, or contest uncontested items 15 through 25

Motion to adopt uncontested items 15 through 25 made by Member Dr. Longley
Seconded by Member Odenweller
Approved by roll call vote of 6-0-0

Agenda Item 26

WASTE DISCHARGE REQUIREMENTS

- a) Wildhurst Vineyards, Wastewater Treatment Facility, Lake County (new)
(THIS ITEM WAS REMOVED FROM THE UNCONTESTED CALENDAR TO THE CONTESTED CALENDAR)
- b) Aerojet General Corporation, Propellant Burn Area and GET F Sprayfield, Groundwater Remediation Project, Inactive Rancho Cordova Test Site, Sacramento County (new)
Board Adopted Order Number–R5-2010-0069
- c) Calaveras County Water District, Copper Cove Wastewater Treatment Plant, Calaveras County, Order No. 5-00-136 (new) **Board Adopted Order Number–R5-2010-0070**
- d) California Department of Transportation, State Route 49 Post Mile 2.4 to 3.0, State Route 50 Stockton Boulevard and 65th Street On ramps, and State Route 99 Mack Road to Calvine Road, Nevada and Sacramento Counties (Conditional Waiver) (new)
Board Adopted Order Number–R5-2010-0071
- e) County of Tulare, Exeter Municipal Solid Waste Landfill, Tulare County, Order No. R5-2003-0014 (revision) **Board Adopted Order Number–R5-2010-0072**

Agenda Item 27

NPDES PERMITS

- a) Sewerage Commission Oroville Region, Wastewater Treatment Plant, Butte County, Order No.R5-2005-0010 (renewal) **Board Adopted Order Number–R5-2010-0073**
- b) Olivehurst Public Utility District Wastewater Treatment Plant, Yuba County Permit (NPDES No. CA0077836) (renewal) **Board Adopted Order Number–R5-2010-0074**
- c) AAF McQuay Inc., Et Al., Groundwater Remediation System, Tulare County, Order No. R5-2005-0059 (renewal) **Board Adopted Order Number–R5-2010-0075**
- d) The Boeing Company, Interim Groundwater Extraction and Treatment Systems, GET H-B and Southern Groundwater Study Area GET, Sacramento County, Order No.R5-2006-0014 and R5-2006-0015 (renewal) **Board Adopted Order Number–R5-2010-0076**

Agenda Item 28

WDR RESCISSIONS – **Board Adopted Order Number–R5-2010-0077**

- a) Paradise Touchless Carwash, Butte County, Order No. 5-01-092
- b) Amador Christian Center, Amador County, Order No. 86-179
- c) County of Fresno and River Ranch, LLC, Mendota Solid Waste Disposal Site (Mendota Landfill), Fresno County, Order No. R5-2002-0199
- d) California Department of Fish and Game, Lake Davis Pike Eradication Project, Plumas County, Order No. R5-2007-0053 (NPDES No. CA0085227)
- e) East Bay Municipal Utility District, Folsom South Canal Connection Project Dewatering Discharge to Land, Sacramento and San Joaquin Counties, Order No. R5-2008-0070

Agenda Item 29

CHANGE OF NAME AND OR OWNERSHIP – **Board Adopted Order Number–R5-2010-0078**

- a) Holland Riverside Marina, Contra Costa County, Order No. 5-01-093
- b) Riverbank Army Ammunition Plant, Stanislaus County, Order No. 5-01-200
- c) Forest Meadows Wastewater Treatment and Reclamation Plant, Calaveras County, 5-00-066
- d) Golden Hills MH & RV Park, Davis, FE & Pamela, Mariposa County, Order No. 86-230
- e) Chips & Pretzels Mfg., Frito-Lay North America, Inc., Kern County, Order No. 95-197
- f) David Wilson Swarts, Westside Skyline, Inc. dba Westside Aggregate and David Wilson Swarts, Shasta County, Order No. 96-283
- g) Shasta Gold Corporation, French Gulch (Nevada) Mining Corporation, Department of Interior-Bureau of Land Management, Washington Mine, Shasta County, Order No. 96-289
- h) Coalinga Processing Facility, Gold Coast Pistachio, Inc., Fresno County, Order No. 97-131
- i) Sand and Gravel Plant, Kaweah River Rock Co., Tulare County, Order No. R5-2005-0058

- j) Ostrom Road Landfill, Norcal Waste Systems Ostrom Road Landfill, Incorporated, Yolo County, Order No. R5-2009-0020
- k) North of River Sanitary District and Sills Properties, Inc. Wastewater Treatment Facility and Water Reclamation, Kern County, Order No. R5-2009-0088 and Special Order No. R5-2010-0015

Motion to adopt uncontested item 26 (b) through 29 made by Member Dr. Longley
 Seconded by Member Odenweller
 Unanimously approved

CONTESTED ITEMS

AGENDA ITEM 26 (a)

(This item was moved from the uncontested calendar to the contested calendar)

A public hearing was held. Paula Britton, (Habematolel Porno of Upper Lake), Sarah Ryan (Big Valley Rancheria Band of Porno Indians), and Erik Ringelberg (Porno Tribes) gave testimony

Motion to continue hearing to a future Board Meeting made by Member Dr. Longley
 Seconded by Member Isham
 Unanimously approved

Agenda Item 7

OTHER BUSINESS

Status Report on Groundwater Monitoring at Dairies – *Informational Item only*

Clay Rodgers presented a staff report. J.P. Cativiela (Dairy Cares) and Noelle Ferdon (Food and Water Watch), made additional comments.

Agenda Item 8

NPDES PERMITS

City of Redding, Clear Creek Wastewater Treatment Plant, Shasta County – *Consideration of NPDES Permit Renewal*

A public hearing was held. Bryan Smith presented the staff report. Dennis McBride (City of Redding), Tess Dunham (Representing City of Redding) and Debbie Webster (CVCWA) gave additional testimony.

Motion to continue hearing to a future Board Meeting made by Member Isham
 Seconded by Member Walters
 Approved by a vote of 4-2-0

CLOSED SESSION

The Board met in closed session at 11:50 a.m. to discuss the City of Vacaville permit litigation. The Board meeting resumed at 1:05 p.m.

Agenda Item 9

Shasta County Service Area (CSA) No. 17, Cottonwood Wastewater Treatment Plant, Shasta County – *Consideration of NPDES Permit Renewal, Order No. R5-2005-0037 (NPDES Permit No. CA008150) and Rescission of Cease and Desist Order No. R5-2005-0038*

A public hearing was held. Bryan Smith presented the staff report. Tom Warrick and Debbie Webster (CVCWA) gave additional testimony.

Chair Hart’s employer represents Shasta County in unrelated matters. Therefore, she recused herself from this item to avoid any appearance of bias.

Motion to adopt NPDES Permit made by Member Isham
 Seconded by Member Walters
 Unanimously approved

Board Adopted Order Number–R5-2010-0044

Motion to adopt Rescission of CDO made by Member Walters
 Seconded by Member Isham

BASIN PLANNING

Agenda Item 10

Amendments to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins Addressing Selenium Control in the San Joaquin River Basin - *Consideration of Approval of Environmental Document and Adoption of Proposed Amendments*

A public hearing was held. Gail Cismowski presented the staff report. Rudy Schnagl answered clarifying questions for the board. Joe McGahan (Grassland Basin Drainers), Dennis Falaschi (Panoche D.D), Bill Jennings (CSPA), Patricia Schifferle, (Self), Tom Stokley (California Water Impact Network), Osha Meserve (Reclamation District 999), Chris Gulick, (Eddos Harbor and RV Park) and David Cory (Des Jardins Ranch)

Motion to adopt the proposed amendments with late revisions made by Member Dr. Longley
Seconded by Member Walters
Unanimously approved

Board Adopted Order Number–R5-2010-0046

Agenda Item 11

Amendment to the Water Quality Control Plan for the Sacramento and San Joaquin River Basins to Establish Site-Specific Water Quality Objectives for Chloroform, Chlorodibromomethane, and Dichlorobromomethane for New Alamo and Ulatis Creeks, Solano County, and Permit Implementation Provisions - *Consideration of Approval of Environmental Document and Adoption of Proposed Amendments*

A public hearing was held. No came forward to verbally comment or contest this item

Motion to adopt the proposed amendments with late revisions made by Member Dr. Longley
Seconded by Member Odenweller
Unanimously approved

Board Adopted Order Number–R5-2010-0047

ENFORCEMENT

Agenda Item 12

Sulphur Creek Watershed Mine Cleanups, Colusa County – *Consideration of Issuance of Technical and Monitoring Report Order for Central, Cherry Hill, Empire, Manzanita, and West End Mines*

Agenda Item 12(a) Central, Cherry Hill, Empire, Manzanita, and West End Mines

Through his employer, Shaw Environmental, Member Isham works for Homestake Mining Company at unrelated sites and works directly with one of the witnesses in the Sulphur Creek matters. Therefore, to avoid any appearance of bias he recused himself from these orders.

The Board resumed the public hearing held by a panel of the Board on October 7, 2009. Ken Landau presented the procedural background of this matter. Gerald George (Homestake Mining Company), Dr. Richard Miller (Self), Eugene Mullenmester (Self), and John Clark (Bailey Mineral) addressed the Board.

Motion to adopt the order with late revisions made by Member Dr. Longley
Seconded by Member Meraz
Unanimously approved

Board Adopted Order Number–R5-2010-0048

Agenda Item 12(b) Wide Awake Mine

Sulphur Creek Watershed Mine Cleanups, Colusa County – *Consideration of Issuance of Technical and Monitoring Report Order for Wide Awake Mine*

Through his employer, Shaw Environmental, Member Isham works for Homestake Mining Company at unrelated sites and works directly with one of the witnesses in the Sulphur Creek matters. Therefore, to avoid any appearance of bias he recused himself from these orders.

The Board resumed the public hearing held by a panel of the Board on October 7, 2009. Ken Landau presented the procedural background of this matter. Dave Teja, Larry Bazel (Robert Leal) and Shawn Hungerford addressed the Board.

Motion to adopt the order with late revisions made by Member Dr. Longley
Seconded by Member Walters
Approved by a vote of 4-1-0

Board Adopted Order Number–R5-2010-0049

Agenda Item 13

Placer County Facilities Sewer District, Sewer Maintenance District No. 1 WWTP, Placer County – *Consideration of NPDES Permit Renewal and Cease and Desist Order (NPDES No. CA0079316)*

Member Hart’s law firm represents Placer County on unrelated matters. Therefore, to avoid any appearance of bias, she recused herself from this matter.

Correction 12/10/2010: Chair Hart did not recuse herself from agenda item 13

A public hearing was held. Audrey Signorelli (PG Environmental) and Diana Messina presented the staff report. Jim Durphy (Placer County), Dr. Mike Bryan (Placer County), and Elizabeth Sablad (USEPA) gave additional testimony.

Motion to continue this hearing to a future Board meeting made by Member Dr. Longley
Seconded by Member Walters
Unanimously approved

Agenda Item 14

Executive Officer’s Report – Summary of State Water Board Decisions Regarding Salinity. Informational item only (This item was not presented at this Board meeting)

The meeting adjourned at 7:05 p.m. to the July board meeting

Respectfully submitted by Board Secretary, Kiran Lanfranchi-Rizzardi