



## CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD

### MINUTES OF BOARD MEETING

April 11/12 2013  
11020 Sun Center Drive, Suite 200  
Rancho Cordova, California

**THURSDAY APRIL 11, 2013, 9:00 A.M.**

#### CALL TO ORDER

Chair, Dr. Longley called to order the 525th regular meeting of the California Regional Water Quality Control Board, Central Valley Region at the Regional Water Quality Control Board, 11020 Sun Center Drive, Suite 200, Rancho Cordova, CA 95670.

#### BOARD MEMBERS PRESENT

Costantino, Jon, Vice-Chair      Longley, Karl, Chair      Meraz, Sandra      Schneider, Robert  
Ramirez, Carmen (In Fresno)

#### BOARD MEMBERS ABSENT

Moffitt, Jennifer Lester

#### STATE BOARD MEMBERS PRESENT

Tam Doduc

#### STATE BOARD STAFF PRESENT

Riddle, Diane      Gowdy, Mark

#### STAFF PRESENT

Chilcott, Jeanne	Landau, Ken	Newman, Brian	Wass, Lonnie
Chow, Bob	Lanfranchi, Kiran	Pulupa, Patrick	Wyels, Wendy
Creedon, Pamela	Lavy, Tom	Rodgers, Clay	Yee, Betty
Foe, Chris	Loncarovich, Richard	Simi, Jay	
Fu, Lixin	MacDonald, Alex	Smith, Bryan	
Hartzell, Marty	Mayer, Alex	Soto, Bethany	
Joab, Christine	Morgan, Nichole	Snyder, Clint	

#### OTHERS PRESENT

Archibald, Elaine	Garabedian, Michael	Nelson, Lew	Smith, Lynda
Carlo, Penny	Grovhoug, Tom	Pattison, Ed	Tamayo, Dave
Carlton, Gary	Gunasekara, Amrith	Pawson, Mary Grace	Voight, Lysa
Deverel, Steve	Harlow, Loren	Rabe, Sean	Zlotnick, Greg
Dixey, John	Hussain, Amer	Sanders, Chris	
Epperson, Dan	Jeter, John	Scully, Jim	
Fleischer, Burt	Maynard, James	Smart, Herb	

#### APPROVAL OF MINUTES

##### JANUARY 31/FEBRUARY 1 MINUTES

Minutes of the January 31/February 1 board meeting were approved as written.

Motion by Member Costantino

Seconded by Member Schneider.

Member Ramirez abstained from voting as she was not present at the January 31/February Board meeting

Approved by Roll Call Vote of 4-0-1

**AGENDA ITEM 3  
BOARD COMMUNICATION**

Robert Schneider said that on April 2, he attended a Yolo County Farm grower meeting.

Jon Costantino said that he attended the Central Water Drinking Water Policy workgroup meeting and also participated in the tour of Kern County.

Carmen Ramirez who participated from the Fresno office said that she gave birth to a baby girl on January 25<sup>th</sup> and that was the reason why she could not travel to the board meeting in Rancho Cordova. She thanked the Sacramento and Fresno offices for their accommodations in making it possible for her to participate in the Board meeting, remotely.

**Dr. Longley submitted these communications via written submittal:**

- 4 February, Tulare Lake Basin Stakeholders Advisory Committee meeting, Visalia, CA
- 4 February, Waterboards Chairs Meeting, Conference Call
- 6 February Planning Committee meeting for EPA Conference, Reactive Nitrogen in the San Joaquin Valley, Conference Call
- 7 February Governor's Drinking Water Stakeholder-sponsored meeting addressing Environmental Justice issues Government Structure Work Group, Conference Call
- 8 February California/Federal Dairy Digester Working Group Meeting, CDFA, Sacramento, CA
- 8 February, Governor's Drinking Water Stakeholder-sponsored meeting addressing Environmental Justice issues, ACWA, Sacramento, CA
- 11 February California/Federal Dairy Digester Working Group Meeting, CDFA, Sacramento, CA
- 21 February CV SALTS Executive Committee Meeting, SCRSD, Sacramento, CA
- 4 March, As a CVRWQCB Ag Committee member -- discussion of general waste discharge requirements, CVRWQCB, Rancho Cordova
- 5 March California/Federal Dairy Digester Working Group Meeting, CDFA, Sacramento, CA
- 6 March, Planning Committee meeting for EPA Conference, Reactive Nitrogen in the San Joaquin Valley, Conference Call.
- 25 March, Waterboards Chairs Meeting, CalEPA, Sacramento, CA
- 26 March, Grower-Sponsored Tour of Kern County Farming Practices, Kern County
- 28 March, CV SALTS Executive Committee Meeting, SCRSD, Sacramento, CA
- 3 April, DWR Integrated Water Management Summit, California Museum, Sacramento, CA
- 5 April, CV SALTS Executive Administrative Committee Meeting, Conference Call
- 8 April, Planning Committee meeting for EPA Conference, Reactive Nitrogen in the San Joaquin Valley, Conference Call

**AGENDA ITEM 4  
PUBLIC FORUM**

No one came forward to contest or comment on any items not on the agenda.

**AGENDA ITEM 5  
EXECUTIVE OFFICER'S REPORT**

Executive Officer Creedon, presented a group superior accomplishment awards to Wendy Wyels, Patrick Pulupa, Drew Coe, Marty Hartzell and Sue McConnell, for their work on the Rubicon Trail. She also presented individual superior accomplishment awards to Bethany Soto of Fresno and George Low of Redding.

Member Costantino thanked staff for their hard work and much deserved award. Dr. Longley endorsed Member Costantino's remarks.

Member Schneider said that he wanted to reiterate on the usefulness of the Executive Officer's report. He said that he had one question on the report, on page 35, fiscal report under Personnel Services. Richard Loncarovich, Assistant Executive Officer, answered Mr. Schneider's question.

**AGENDA ITEM 6**  
**OTHER BUSINESS**

Bay-Delta Plan Update – *Status Report by State Board Staff* [Note: comments made during this *informational item* are not part of the record of the State Water Board’s Bay-Delta Plan update].

Ken Landau, Assistant Executive Officer made introductory remarks and introduced Diane Riddle, Environmental Program Manager of the State Water Board, Division of Water Rights, who gave a brief overview on the Bay-Delta Plan.

Mark Gowdy (Senior Engineer of the State Water Board, Division of Water Rights) gave an overview of the Water Quality Objectives and Program Implementation. Patrick Pulupa, Staff Counsel gave clarifying answers to the Board.

**AGENDA ITEM 7**

Hilmar Cheese Company, Inc., Hilmar Cheese Processing Plant, Merced County – *Status Report on Processing Plant Improvements. Informational item only*

Lonnie Wass presented the staff report. Executive Officer Creedon answered clarifying questions for the Board. Burt Fleischer (Environmental Director for Hilmar) gave an overview of the order since it was adopted in 2010.

**AGENDA ITEM 8**  
**NPDES PERMITS**

The Vendo Company, Groundwater Remediation System, Fresno County –*Consideration of NPDES Permit Renewal*

No one came forward to contest or comment on this item.

*Motion to adopt the NPDES Permit renewal, made by Member Schneider  
Seconded by Member Ramirez  
Approved by roll call vote of 5-0-0  
**BOARD ADOPTED ORDER R5-2013-0018***

**WASTE DISCHARGE REQUIREMENTS AND ENFORCEMENT**

**AGENDA ITEM 9**

City of Tulare Wastewater Treatment Facility, Tulare County – *Consideration of Revised Waste Discharge Requirements Order R5-2002-0185 including a new Master Recycling Permit*

No one came forward to contest or comment on this item. Lonnie Wass informed the Board of late revisions.

*Motion to adopt the Revised Waste Discharge Requirements with late revisions, made by Member Meraz  
Seconded by Member Ramirez  
Approved by roll call vote of 5-0-0  
**BOARD ADOPTED ORDER R5-2013-0019***

**AGENDA ITEM 10**

City of Tulare Wastewater Treatment Facility Tulare County – *Consideration of a Special Order Rescinding Cease and Desist Order R5-2002-0186*

No one came forward to contest or comment on this item.

*Motion to Adopt the Special Order Rescinding CDO, made by Member Meraz  
Seconded by Member Costantino  
Approved by roll call vote of 5-0-0  
**BOARD ADOPTED ORDER R5-2013-0020***

**AGENDA ITEM 11**

Planada Community Services District, Wastewater Treatment Facility, Merced County – *Consideration of New Waste Discharge Requirements*

No one came forward to contest or comment on this item.

*Motion to adopt Waste Discharge Requirements, made by Member Meraz  
Seconded by Member Schneider  
Approved by roll call vote of 5-0-0*

**BOARD ADOPTED ORDER R5-2013-0021**

**CLOSED SESSION AND LUNCH**

The Board recessed for lunch at 12:00 p.m. to discuss the following closed session items pending litigation:

Page 4

- Item (c) Dairy General Order.
- Item (h) Sacramento Regional County Sanitation District.
- Item (m) Irrigated Lands Coalition Waiver.

Page 5

- Item (d) Central Valley Water Board v Original Sixteen to One Mine.

Board meeting resumed at 1:15 p.m.

**AGENDA ITEM 12**

City of Lone Wastewater Treatment Plant, Amador County– *Consideration of:*

- a. Waste Discharge Requirements
- b. Cease and Desist Order

Anne Olson presented the staff report.

*Motion to adopt the Revised Waste Discharge Requirements with late revisions, made by Member Schneider  
Seconded by Member Costantino  
Approved by roll call vote of 5-0-0*

**BOARD ADOPTED ORDER R5-2013-0022**

*Motion to adopt Cease and Desist Order, made by Member Schneider  
Seconded by Member Meraz  
Approved by roll call vote of 5-0-0*

**BOARD ADOPTED ORDER R5-2013-0023**

**AGENDA ITEM 13**

**PLANNING**

Proposed Amendment to the Water Quality Control Plan to Establish a Drinking Water Policy for Surface Waters of the Sacramento-San Joaquin Delta and Upstream Tributaries – *Public Hearing to Receive Comments.*

Joseph Simi presented the staff report. Sue McConnell gave clarifying answers to the Board. Tim Johnson (California Rice Commission), Elaine Archibald (California Urban Water Agencies), Dave Tomayo (Sacramento Stormwater Quality Partnership) and Debbie Webster (CVCWA) made additional comments in support of the proposed Policy.

Board Meeting adjourned at 2:44 p.m. to the next day.

**FRIDAY APRIL 12, 2013 – 9:00 A.M.**

**CALL TO ORDER**

Chair, Dr. Longley called to order the 525th regular meeting of the California Regional Water Quality Control Board, Central Valley Region at the Regional Water Quality Control Board, 11020 Sun Center Drive, Suite 200, Rancho Cordova, CA 95670

**BOARD MEMBERS PRESENT**

Costantino, Jon, Vice-Chair      Longley, Karl, Chair      Meraz, Sandra      Ramirez, Carmen (In Fresno)  
Schneider, Robert

**BOARD MEMBERS ABSENT**

Moffitt, Jenny Lester

**STATE BOARD MEMBERS PRESENT**

None

**STAFF PRESENT**

Altevogt, Andrew	Lavy, Tom	Morgan, Nichole	Vasquez, Martice
Chilcott, Jeanne	Loncarovich, Richard	Newman, Bryan	Wyels, Wendy
Chow, Bob	Louie, Stephen	Pulupa, Patrick	
Creedon, Pamela	MacDonald, Alex	Rodgers, Clay	
Hartman, Jelena	Mayer, Alex	Smith, Bryan	
Landau, Ken	McClure, Danny	Snyder, Clint	
Lanfranchi, Kiran	McConnell, Sue	Taylor, James	

**OTHERS PRESENT**

Bebir, Matt	Klassen, Parry	McMillan, Stella	Whitlock, Wayne
Carlo, G	Lawson, Kyle	Petruzelli, Ken	
Dunham, Tess	Fleischer, Burt	Shu, Jeffrey	
Forseman, Erin	Roberts, Brittany Lewis	Webster, Debbie	

**AGENDA ITEM 16**

**BOARD MEMBER COMMUNICATIONS**

None

**AGENDA ITEM 17**

**PUBLIC FORUM**

No one came forward to comment on any item not on the agenda.

**AGENDA ITEM 18**

**EXECUTIVE OFFICER'S REPORT**

No comments were made

**AGENDA ITEM 19 (Approval of uncontested items 21 through 28)**

See page 7 for adoption of agenda items 21 through 28

**OTHER BUSINESS**

**AGENDA ITEM 20**

Proposed Amendments to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins (the "Basin Plan") for the Control of Diazinon and Chlorpyrifos – *Pubic Hearing to Receive Comments*

Danny McClure presented the staff report. Debbie Webster (CVCWA), Stella McMillan (CDFW), Parry Klassen (Eastern San Joaquin River Coalition), Erin Forseman (US EPA) and Tess Dunham (representing various organizations), made additional comments.

**CLOSED SESSION AND LUNCH**

Board recessed for lunch at 11:43 p.m. to discuss the following closed session items:

Page 5

- item (m) Irrigated Lands Coalition Waiver
- Item (i.) Eastern San Joaquin Irrigated Lands General Waste Discharge Requirements

The Board came back into session at 1:42 p.m. While in closed session, no board action was taken except for the discussion of the closed session items mentioned above.

The Chair adjourned the meeting at 1:46 p.m. to the May 30/31 Board.

**UNCONTESTED CALENDAR**

**AGENDA ITEM 21  
ENFORCEMENT**

San Joaquin County Department of Public Works, Corral Hollow Sanitary Landfill, San Joaquin County –  
*Consideration of Cease and Desist Order*

**BOARD ADOPTED ORDER R5-2013-0024**

**OTHER BUSINESS  
AGENDA ITEM 22**

Central Valley Region Emergency, Abandoned and Recalcitrant 2013/14 Annual Site Priority List – *Consideration of Resolution Adopting the Priority List.*

**BOARD ADOPTED ORDER R5-2013-0025**

**AGENDA ITEM 23**

*Consideration of Revision of Conditional Waiver of Waste Discharge Requirements for Disaster-Related Wastes During a State of Emergency within the Central Valley Region, Order R5-2008-0093*

**BOARD ADOPTED ORDER R5-2013-0026**

**AGENDA ITEM 24  
NPDES PERMITS**

Department of Corrections and Rehabilitation, Sierra Conservation Center Water Treatment Plant, Tuolumne County – *Consideration of NPDES Permit Renewal (NPDES No. CA0082546)*

**BOARD ADOPTED ORDER R5-2013-0027**

**AGENDA ITEM 25**

**WASTE DISCHARGE REQUIREMENTS**

- a. Delicato Family Vineyards, Delicato Vineyards, San Joaquin County, Order 96-077 (revision)  
**BOARD ADOPTED ORDER R5-2013-0028**
- b. Hilmar Cheese Company, Inc., and Reuse Area Owners, Hilmar Cheese Processing Plant Merced County, Order R5-2010-0008 (amendment)  
**BOARD ADOPTED ORDER R5-2013-0029**
- c. Homestake Mining Company, Order Amending Waste Discharge Requirements Order No. R5-2012-0010, McLaughlin Mine, Lake, Napa and Yolo County (amendment)  
**BOARD ADOPTED ORDER R5-2013-0030**
- d. Tuolumne County Community Resources Agency, Big Oak Flat (Groveland) Sanitary Landfill, Class III Municipal Solid Waste Landfill, Post-Closure Maintenance and Corrective Action, Tuolumne County, Order R5-2002-0142 9 (revision)  
**BOARD ADOPTED ORDER R5-2013-0031**

## AGENDA ITEM 26

### CEASE AND DESIST ORDER AND TIME SCHEDULE ORDER RESCISSIONS

- a. Bear Valley Water District, Wastewater Treatment Plant, Alpine County – *Order R5-2005-0140*  
**BOARD ADOPTED ORDER R5-2013-0032**
- b. City of Lodi, White Slough Water Pollution Control Facility, San Joaquin County – *Order R5-2007-0114* **BOARD ADOPTED ORDER R5-2013-0033**
- c. City of Woodland, Wastewater Treatment Plant, Yolo County – *Order 98-022, Order R5-2003-0032, and Order R5-2003-0032-R01* **BOARD ADOPTED ORDER R5-2013-0034**
- d. Lake County Sanitation District, Kelseyville County Waterworks District No. 3 Wastewater Treatment Facility, Lake County – *Order R5-2005-0007*  
**BOARD ADOPTED ORDER R5-2013-0035**
- e. Linda County Water District, Wastewater Treatment Plant, Yuba County – *Order 5-00-166*  
**BOARD ADOPTED ORDER R5-2013-0036**
- f. Mountain House Community Services District, Mountain House Wastewater Treatment Plant, San Joaquin County – *Order R5 2012-0073 (NPDES Permit No. CA0084271)*  
**BOARD ADOPTED ORDER R5-2013-0037**
- g. Nevada County Sanitation District No. 1, Cascade Shores Wastewater Treatment Plant, Nevada County *Order R5-2005-0714 (CAO) and Order (CDO) R5-2008-0112*  
**BOARD ADOPTED ORDER R5-2013-0038**

## AGENDA ITEM 27

### WDR/NPDES RESCISSIONS

#### **BOARD ADOPTED ORDER R5-2013-0039**

- a. Alvin Loftis, Kings County, Order 91-166
- b. Bell-Carter Olive Company, Inc. Plant 1, Corning, Tehama County Order R5-2007-0055 (NPDES No. CA0081639)
- c. City of Atwater Wastewater Treatment Facility, Merced County, Order 93-170
- d. Dow Chanslor Lease, Kern County, Order 58-186
- e. Hakker Brothers, Kings County, Order 99-128
- f. I'SOT, Inc., Geothermal Heating System, Modoc County, Order R5-2007-0119 (NPDES No. CA0084859)
- g. Mariposa County, Don Pedro Sewer Zone 1 and Frank Leonardi, Mariposa County, Order 94-278
- h. Morning Star Merced, LLC, Merced County, Order 95-27
- i. Mr. and Mrs. Art Martella, Kings County, Order 96-084
- j. Orange Cove Irrigation District, Fresno and Tulare Counties, Order 89-068
- k. Osceola/Morning Glory Mines, Sierra County (WDRs Order No. 78-182)
- l. Ralph Alcalá, Kings County, Order 91-167

## AGENDA ITEM 28

### CHANGE OF NAME AND/OR OWNERSHIP

#### **BOARD ADOPTED ORDER R5-2013-0040**

- a. Tri-Valley Oil & Gas, Claflin Lease, Edison Oil Field, Kern County, Order 92-11030
- b. City of Lindsay and SWORLCO, LP and Edward and Edna Brower Revocable Trust, Tulare County, Order R5-2012-0122
- c. Johnsville Public Utility District, Johnsville Water Treatment Plant, WDR Order No. R5-2002-0144, Plumas County

Member Ramirez said that she had no conflict with agenda item 27c

*Motion to adopt Uncontested Agenda items 21 through 28, made by Member Costantino  
Seconded by Member Schneider  
Approved by roll call vote of 5-0-0*

Respectfully submitted by  
Kiran Lanfranchi-Rizzardi  
Clerk to the Board