



MINUTES OF BOARD MEETING
 February 5, 2015, 9:00 a.m.
 February 6, 2015, 9:00 a.m.
 Central Valley Regional Water Board
 11020 Sun Center Drive, Suite 200

THURSDAY, FEBRUARY 5, 9:00 A.M.

CALL TO ORDER

Chair, Dr. Longley called to order the 536th Board Meeting of the California Regional Water Quality Control Board, Central Valley Region 11020 Sun Center Drive, Suite 200, Rancho Cordova, CA 95670.

BOARD MEMBERS PRESENT

Costantino, Jon	Kadara, Denise	Longley, Karl, Chair	Ramirez, Carmen
Schneider, Robert			

STATE BOARD MEMBERS ABSENT

None			
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STATE BOARD MEMBERS PRESENT

Doduc, Tam			
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STATE BOARD OFFICE OF CHIEF COUNSEL STAFF AND OTHER STAFF PRESENT

Coupe, David	Deeringer, Andrew	George, Michael	Pulupa, Patrick
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STAFF PRESENT

Altevoigt, Andrew	Bracamonte, Linda	Newman, Brian	Stevens, Brett
Bracamonte, Linda	Lanfranchi, Kiran	Olson, Anne	Sutton, Lorin
Braidman, Brett	Laputz, Adam	Patteson, Doug	Thayer, Beth
Creedon, Pamela	Lheureux, Robert	Perea, Griffin	Tran, Julie
Hartzell, Marty	McConnell, Sue	Perreira, Gayleen	Wass, Lonnie
Herbst, Charlene	Meeks, Glenn	Rai, Rajmir	
Altevoigt, Andrew	Morgan, Nichole	Smaira, Nick	

OTHERS PRESENT

Firestone, Laurel	Ellison-Lloyd, Delyn	Luckhardt, Jane	Freeman, Russ
Meyers, Deanne	Carlton, Gary	Grinberg, Andrew	McGlothlin, Chris
Cativiela, J.P.	Sutton, Christina	Allayaud, Bill	
Richardson, David	Flynn, Patrick	Miller, Michael	

APPROVAL OF MINUTES-DECEMBER 4/5 BOARD MEETING

*Motion to approve the minutes of the December 4/5, 2014 Board Meeting,
 Made by Member Ramirez
 Seconded by Member Kadara
 Karl Longley – Yea
 Denise Kadara – Yea
 Carmen Ramirez – Yea
 Jon Costantino – Abstain
 Approved by Roll Call Vote of 3-0-1
 Member Schneider was not present during the voting of the minutes*

BOARD MEMBER COMMUNICATIONS

AGENDA ITEM 3

Member Ramirez reported attending a reception hosted by the California Hispanic Chamber of Commerce with the Governor on 20 January 2105. She and other State appointees were invited. No discussions regarding the Board took place

Members Schneider reported attending the Fire Escape Mendocino Planning Stakeholder process meeting on 28 January 2015 in Redding. Clint Snyder, AEO in the Redding office and staff also attended the event.

Chair Longley submitted his full Board communications via written submittal. However, he reported on the following activities:

- 11 December 2014, visited had an onsite visit in Delano at the Carollo Engineers biotreatment pilot process
- 19 December 2014, met with Lester Snow and Craig Smith regarding California Water Issues
- 5 January 2015, participated in the monthly Chair's conference call
- 6 January 2015, reported that the all-Chairs face to face meeting will be held on 20 April 20 2015 and the next WQCC meeting will be held on 12 and 13 October 2015.
- 20 January 2015, attended the State Board meeting to participate in the CV-SALTS agenda item.

PUBLIC FORUM

AGENDA ITEM 4

No one was present to comment on any item that was not part of the agenda

AGENDA ITEM 5

Executive Officer's Report (EO Report)

Executive Officer Creedon informed the Board of two addendums to the EO report

- (1) Healthy Soils Initiative
- (2) Update on Clifton Court Irrigated Lands Regulatory Program

Sue McConnell in the Non-Point Source Unit provided an update on the State-Wide Grazing effort.

Executive Officer presented Superior Accomplishment awards to the following staff:

- (1) Anne Olson, Senior Water Resource Control Engineer, Sacramento office
- (2) Griffin Perea, Engineering Geologist, Redding
- (3) Lorin Sutton, Engineering Geologist, Fresno

OTHER BUSINESS

AGENDA ITEM 6

State Water Board Liaison Update – Informational Item Only

State Board Member Tam Doduc reported on the recent grazing activities. She attended the grazing stakeholder meeting in Redding. She said that as a Board Member she has a lot to learn about the cooperative efforts that are going on and see what needs are not met, with respect to water quality. She has initiated a request for some tours of the Ranchers in March and April, and she extended an invitation to the Board to join the tour if interested.

Ms. Doduc introduced the new Water Delta Master, Michael George.

Mr. George provided a brief overview of the Delta Master's office, which was created in 2009 through the Delta Reform Legislation.

AGENDA ITEM 9

Oil Field Activities Update – *Informational Item Only*

Clay Rodgers, Assistant Executive Officer (AEO), in the Fresno office gave an update on Oil Field Activities. Patrick Pulupa, Senior Legal Counsel and Pamela Creedon, Executive Officer, answered questions for the Board

Andrew Grinberg (Clean Water Action) and Bill Allaynaud (Environmental Working Group) made additional comments

WASTE DISCHARGE REQUIREMENTS

AGENDA ITEM 14

City of Lathrop, Lathrop Consolidated Treatment Facility, San Joaquin County – *Consideration of Revised Waste Discharge Requirements and Master Recycling Permit, Order R5-2006-0094*

No one was present to contest or comment on this item. The Board adopted this order based on material provided in the agenda.

*Motion to adopt the Revised Waste Discharge Requirements,
Made by Member Costantino
Seconded by Member Ramirez
Karl Longley – Yea
Carmen Ramirez – Yea
Denise Kadara – Yea
Jon Costantino – Yea
Bob Schneider – Yea
Approved by Roll Call Vote of 5-0-0*

AGENDA ITEM 8

Assigning Priorities in the Dairy Program – *Informational Item Only*

Doug Patteson presented the staff report. J.P. Cativiela (DAIRY CARES), Laurel Firestone made additional comments

ENFORCEMENT

AGENDA ITEM 12

City of Jackson, Wastewater Treatment Plant, Amador County – *Consideration of Time Schedule Order to Comply with Waste Discharge Requirements Prescribed in Order R5-2013-0146*
(NPDES CA0079391)

No one was present to contest or comment on this item. The Board adopted this item based on material provided in the agenda.

*Motion to adopt the Time Schedule order,
Made by Member Kadara
Seconded by Member Costantino
Karl Longley – Yea
Jon Costantino – Yea
Carmen Ramirez – Yea
Bob Schneider – Yea
Denise Kadara – Yea
Approved by Roll Call Vote of 5-0-0*

OTHER BUSINESS

AGENDA ITEM 13

Small Food Processors, Wineries, and Related Agricultural Processors within the Central Valley Region – *Consideration of an Initial Study/Mitigated Negative Declaration and a Conditional Waiver of Waste Discharge Requirements*

No one was present to contest or comment on this item. The Board adopted this item based on material provided in the agenda.

Motion to adopt the Initial Study/Mitigated Negative Declaration and the Conditional Waiver of WDR, with late revisions

*Made by Member Ramirez
Seconded by Member Costantino
Karl Longley – Yea
Jon Costantino – Yea
Bob Schneider – Yea
Denise Kadara – Yea
Carmen Ramirez – Yea
Approved by Roll Call Vote of 5-0-0*

LUNCH

The Board recessed for lunch at 11:55 a.m. and met in closed session pursuant to Government Code section 11126, subdivision (e), to discuss the following items:

- *California Sportfishing Protection Alliance v. Central Valley Water Board et al.* (Sacramento County Sup. Ct., Case No. 34-2013-80001358)
- *Central Valley Water Board et al. v. Original Sixteen-to –One Mine, Inc. et al.* (Sierra County. Sup.Ct., Case No. 7019)

The Board meeting resumed at 1:00 p.m.

Chris McLaughlin (Western Agricultural Processors Association) addressed the Board to thank them for staff's efforts in developing the waiver adopted by the Board on Agenda Item 13. He looks forward to continuing to work with Board staff to address walnut huller activities through the waiver.

WASTE DISCHARGE REQUIREMENTS

AGENDA ITEM 10

Revisions to Waste Discharge Requirements Order R5-2014-0001 for Growers within the Western Tulare Lake Basin Area that are Members of the Third-Party Group – *Consideration of Adoption of Revised Order*

Nick Smaira presented the staff report. Pamela Creedon (EO) and Adam Laputz (AEO) answered questions for the Board. Russ Freeman (Westlands Water Quality Coalition) and Laurel Firestone (Community Water Center) gave additional testimony.

*Motion to adopt Revised Waste Discharge Requirements Order,
Made by Member Schneider
Seconded by Member Ramirez
Karl Longley – Yea
Carmen Ramirez – Yea
Jon Costantino – Yea
Denise Kadara – Yea
Bob Schneider – Yea
Approved by Roll Call Vote of 5-0-0*

NPDES PERMITS

AGENDA ITEM 11

Original Sixteen to One Mine, Inc., Sierra County – Consideration of NPDES Permit (NPDES Permit CA0081809)

Elizabeth Thayer presented the staff report. Nichole Morgan, Gayleen Perreira, Jeff Huggins, Pamela Creedon (EO), and Adam Laputz (AEO) answered clarifying questions for the Board.

Michael Miller (Sixteen to One Mine) gave additional testimony. David Coupe, Senior Legal Counsel advised the Board on the fee schedule.

Motion to adopt the NPDES Permit with late revisions,
Made by Member Costantino
Seconded by Member Kadara
Karl Longley – Yea
Denise Kadara – Yea
Carmen Ramirez – Yea
Bob Schneider – Yea
Jon Costantino – Yea
Approved by Roll Call Vote of 5-0-0

AGENDA ITEM 7

Annual Enforcement Report/Enforcement Overview – Informational Item Only

Robert L'Heureux presented the staff report. Pamela Creedon (EO), Andrew Altevogt (AEO) and Patrick Pulupa, Senior Legal Counsel answered clarifying questions for the Board. Laurel Firestone (Community Water Center) made additional comments.

Board Meeting adjourned at 4:15 p.m. to the next day

FRIDAY, FEBRUARY 6, 2015 – 9:00 A.M.

CALL TO ORDER

Chair, Dr. Longley called to order the 536th Board Meeting of the California Regional Water Quality Control Board, Central Valley Region 11020 Sun Center Drive, Suite 200, Rancho Cordova, CA 95670

BOARD MEMBERS PRESENT

Costantino, Jon	Kadara, Denise	Longley, Karl, Chair	Ramirez, Carmen
Schneider, Robert			

BOARD MEMBERS ABSENT

None			
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STATE BOARD MEMBER PRESENT

None			
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STATE BOARD OFFICE OF CHIEF COUNSEL STAFF PRESENT

Coupe, David	Deeringer, Andrew	Pulupa, Patrick	
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STAFF PRESENT

Braidman, Brett	King, David	McConnell, Sue	Tran, Julie
Altevogt, Andrew	Lanfranchi-Rizzardi	Morgan Nichole	Wass, Lonnie
Bracamonte, Linda	Laputz, Adam	Smith, Bryan	Wong, Margaret
Chilcott, Jeanne	Lavy, Tom	Snyder, Clint	Wyels, Wendy
Creedon, Pamela	LittleJohn, Anne	Stevens, Brett	
Gotham, Stacy			

OTHERS PRESENT

Brenner, Barbara	Delgado, Gabriel	McGahan, Joe	Stokely, Tom
Brown, Jess	Herrera, Steve	Moffitt, Jenny Lester	Webster, Debbie
Cain, Jesse	Lewis, Bill	Neves, Rebecca	Wingfield, Michael
Clancy, Jon	Louis, Stephen	Rathman, Diane	Womack, Suzanne
Cory, David	Maclear, Matthew	Starr, Bonny	Zanger, Arlene

**AGENDA ITEM 17
BOARD MEMBER COMMUNICATIONS**

Chair Longley called upon Jenny Lester Moffitt, ex Board Member and Vice-Chair of the Regional Water Board, who was recently appointed by the Governor as Deputy Secretary for California Department of Food and Agriculture (CDFA). She said that part of her new duties at CDFA will be working with the Water Boards. She thanked the Board and staff for their hard work and support. She said that she was proud of many of the things that the Board accomplished during the time she was on the Board.

Member Kadara reported she works with Tulare Basin Wildlife Partners (TBWP). TBWP facilitates the engagement of partners, funders, and stakeholders in multi-benefit projects to promote ecological and economic health, sustain our agricultural heritage, and enhance the quality of life in the Tulare Basin current and future generations. She said that she signed up to participate in the Disadvantaged Community Support for Addressing Water-Related Challenges with the TBWP. Ms. Kadara sent her complete communications in writing.

Member Costantino reported he attended the Human Rights to Water round table at California Environmental Protection Agency (CalEPA) with Felicia Marcus and Martha Guzman from the Governor's office. He also participated in the Westlands subcommittee teleconference with Adam Laputz, (AEO) in January.

**AGENDA ITEM 18
PUBLIC FORUM**

Suzanne Womack spoke about her family's farm from the 1880's which she said is facing severe water quality problems due to their location in the Delta. She requested the Board exempt her farm from the irrigated lands program and the associated fees that the State is charging. She said their water quality is directly affected by both the Federal and State pumping. Executive Officer Creedon said that the staff has investigated Ms. Womack's complaints and will be providing a report to her, but in the meantime, Ms. Womack has two options: get coverage with the Coalitions or go through an individual order because right now there are no exemption provisions in the permit.

Chair Longley stated that he would appreciate receiving information from staff regarding any unique issues associated with the problem Ms. Womack described.

Member Schneider would like to see the staff report that goes out to Ms. Womack.

Ms. Ramirez would also like to see how this is different from the other dischargers.

Patrick Pulupa, Senior Legal Counsel answered clarifying questions for the Board.

Ms. Creedon said that she will have Adam Laputz, (AEO) contact Ms. Womack.

**AGENDA ITEM 19
EXECUTIVE OFFICER'S REPORT**

No comments were made

AGENDA ITEM 20

The Board will approve and adopt agenda items 27 through 31 if no one is present to testify about them

UNCONTESTED CALENDAR

(Cal. Code Regs., tit. 23, §647.2(f).)

Uncontested items are those items that are not being contested at the Board Meeting and will be acted on without discussion. If any person or Board Member requests discussion, the item may be removed from the Uncontested Calendar and taken up in the regular agenda in an order determined by the Board Chair

**ENFORCEMENT
AGENDA ITEM 27**

City of Placerville, Hangtown Creek Water Reclamation Facility, El Dorado County – *Consideration of Cease and Desist Order to Comply with Waste Discharge Requirements Prescribed in Order R5-2014-0015*
(NPDES Permit CA0078956)

**NPDES PERMIT
AGENDA ITEM 28**

- a. City of Jackson, Wastewater Treatment Plant, Amador County – Consideration of Order Amending Waste Discharge Requirements Order R5-2013-0146 (NPDES CA0079391)
- b. Bear Valley Community Services District and Bear Valley Springs Association, Wastewater Treatment Facility, Kern County (NPDES CA0081213) (Renewal)

**WASTE DISCHARGE REQUIREMENTS
AGENDA ITEM 29**

- a. General Order for In-Situ Groundwater Remediation (General Order and Consideration of Mitigated Negative Declaration)
- b. Golden State Vintners, Cutler Winery, Tulare County, Order 87-114 (*Revision*)
- c. Keenan Farms, Inc., Kettleman City Pistachio Processing Facility, Kings County, Order 93-049 (*Revision*)

**WDR/NPDES RESCISSIONS
AGENDA ITEM 30**

- a. Colusa County Department of Public Works, Colusa County Migrant Housing Camp Wastewater Treatment System, Colusa County, Order 95-067
- b. Crystal Creek Aggregate, Inc., Shasta County, Order R5-2008-0061 (NPDES CA0082767)
- c. Dicalite Minerals Corporation, Diatomaceous Earth Mine, Shasta County, Order R5-2009-0043 (NPDES CA0082058)

**CHANGE OF NAME/OWNERSHIP
AGENDA ITEM 31**

- a. 10G Waste Management Complex, Elk Hills Oil Field, Kern County, Order 73-042
- b. 27R Waste Management Complex, Elk Hills Oil Field, Kern County, Order 73-141
- c. All Sumps, Elk Hills Oil Field, Kern County, Order 58-491
- d. Coarsegold Village LP Oak Creek MHP, Madera County, Order 97-197
- e. Darling International, Inc., Darling International Rendering Plant, Stanislaus County, Order R5-2012-0104
- f. Hill Lease Surface Impoundments, South Belridge Oil Field, Kern County, Order R5-2013-0061
- g. Jones Lease, Mt. Poso Oil Field, Kern County, Order R5-2006-0051
- h. Produced Water Ditch, Kern Front Oil Field, Kern County, Order R5-2007-0155
- i. Section 23 Lease, Kern Front Oil Field, Kern County, Order 74-234
- j. Veddar-USL Lease, Mt. Poso Oil Field, Kern County, Order R5-2006-0151
- k. Williamson Lease, Lost Hills Oil Field, Kern County, Order 58-278

*Motion to adopt uncontested agenda items 27 through 31,
Made by Member Costantino
Seconded by Member Ramirez
Karl Longley –Yea
Carmen Ramirez – Yea*

Denise Kadara – Yea
Bob Schneider – Yea
Jon Costantino – Yea
Approved by Roll Call Vote of 5-0-0

CONTESTED AND DISCUSSION

OTHER BUSINESS

AGENDA ITEM 21

Update on the Pacific Forest and Lands Stewardship Council – *Informational Item Only*

Arlene Zanger, Executive Director of the Pacific Forest and Lands Stewardship Council, gave a background of the Stewardship Council and Soapy Mulholland, former Board Member who represents the Board on the Pacific Lands and Forest Stewardship Council, spoke about what the Stewardship Council has accomplished since the Council's last report.

The Board thanked the Stewardship Council for their excellent work

ENFORCEMENT

AGENDA ITEM 22

Collins Pine Company, Chester Sawmill, Plumas County – *Consideration of Time Schedule Order*

Bryan Smith presented the staff report. Barbara Brenner (Collins Pines), Jess Brown (Collins Pines) and Matthew McClaire, representing Community Health Watch and Global Community Monitoring, gave additional testimony. Clint Snyder (AEO) and Stacy Gotham answered questions for the Board. David Coupe and Patrick Pulupa (Senior Legal Counsels) provided legal advice to the Board.

*Motion to adopt the Time Schedule order with amendments,
Made by Member Schneider
Seconded by Member Costantino
Karl Longley – Yea
Jon Costantino – Yea
Carmen Ramirez – Yea
Bob Schneider – Yea
Approved by Roll Call Vote of 5-0-0*

BASIN PLANNING

AGENDA ITEM 23

Amendment to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins to Remove the Municipal and Domestic Supply (MUN) Beneficial Use in Twelve Constructed and/or Modified Water Bodies in the Sacramento River Basin – *Public Hearing to Receive Comments on the Proposed Amendment and Related Substitute Environmental Documentation*

Anne Little John presented the staff report. Bill Lewis (City of Live Oak), also representing Debbie Webster of CVCWA, presented some slides to the Board. Jeanne Chilcott answered questions for the Board. David Cory (San Joaquin Drainage Authority) made additional comments. Pamela Creedon, Executive Officer, and Patrick Pulupa, Senior Legal Counsel, responded to questions from the Board.

OTHER BUSINESS

AGENDA ITEM 24

Workshop on Proposed Waste Discharge Requirements General Order for Growers in the Grassland Drainage Area – *Informational Item Only*

Margaret Wong presented the staff report. Joseph McGahan (Summers Engineering, Hanford California), representing the Steering Committee for the Grassland Drainage area, Tom Stokely, (Mount Shasta),

representing the California Water Impact Network, Diane Rathmann, Counsel for Grassland Bypass Project, and David Cory, representing his family farm, gave additional testimony.

AGENDA ITEM 25

Control Program for the Dissolved Oxygen Impairment in the Stockton Deep Water Ship Channel – *Consideration of Resolution*

Christine Joab presented the staff report. Michael Wingfield (ICF International), David Cory (San Joaquin Valley Drainage Authority), and Jeff Wingfield (Port of Stockton) gave additional testimony.

*Motion to adopt the Resolution,
Made by Member Schneider
Seconded by Member Kadara
Karl Longley – Yea
Denise Kadara – Yea
Carmen Ramirez – Yea
Jon Costantino – Yea
Bob Schneider – Yea
Approved by Roll Call Vote of 5-0-0*

AGENDA ITEM 26

Chair/Vice-Chair Election

Chair called for discussions for election of Chair. Member Ramirez said that first of all, she would like to find out who was interested to run for the position of Chair. Members Kadara and Schneider said that they did not want to run for the position of Chair at this time. Members Ramirez and Costantino said that they would be interested to assume that position in the future. Chair Longley said that he was interested to continue as Chair.

*Motion to appoint Dr. Karl Longley as Chair,
Made by Member Ramirez
Seconded by Member Kadara
Karl Longley – Yea
Denise Kadara – Yea
Jon Costantino – Yea
Bob Schneider – Yea
Carmen Ramirez – Yea
Approved by Roll Call Vote of 5-0-0*

Chair called for discussions to elect a Vice-Chair. Member Ramirez said that she would like to find out who was interested to fill in the Vice-Chair's position. Member Ramirez said that she would be interested to assume that role in the future. Members Kadara and Costantino were interested to fill in the Vice-Chair's position.

*Motion to appoint Denise Kadara as Vice- Chair,
Made by Member Costantino
Seconded by Member Schneider
Karl Longley –Yea
Bob Schneider – Yea
Carmen Ramirez – Yea
Denise Kadara – Abstained
Jon Costantino – Yea
Approved by Roll Call Vote of 4-0-1*

The meeting adjourned at 3:55 p.m. to the March 12 Climate Workshop in Sacramento.
Next regular Board meeting and tour will be on April 15 - 17, 2015 in Fresno

Submitted by Kiran Lanfranchi-Rizzardi
Clerk to the Board