



California Regional Water Quality Control Board Santa Ana Region



Gray Davis
Governor

Winston H. Hickox
Secretary for
Environmental
Protection

Internet Address: <http://www.swrcb.ca.gov/rwqcb8>
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The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website at www.swrcb.ca.gov/rwqcb8.

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REGIONAL BOARD MEETING

Friday, October 26, 2001

9:00 A.M.

City Council Chambers
815 W. Sixth Street
Corona

NOTICE

Changes and postponements may occur to this agenda. Such updates will be placed on our website and automatically forwarded immediately to those who subscribe to our electronic mailing list. Anyone wishing to subscribe to our electronic agenda mailing list may do so, as follows: go to www.swrcb.ca.gov/rwqcb8 and choose "Subscribe to Electronic Mailing Lists" from the homepage. Those who are not subscribers should visit our website prior to the board meeting date.

Supporting documents for agenda items are now posted on our website at least 7 days prior to the scheduled meeting. To view or download the documentation, go to www.swrcb.ca.gov/rwqcb8 and select the item of interest.

1. **Introductions**
2. **Public Forum** - (Any person may address the Board at the commencement of the meeting on any matter within the Regional Board's jurisdiction and not related to an item which is to be considered separately. The Regional Board Chair requests that each person addressing the Regional Board observe a five-minute time limit.)
3. **Approval of minutes of the Regular Meeting of September 26, 2001.**
{Barbara J. Laffoon 909/782-3285}
4. **Resolution of Appreciation, City of Loma Linda**
4. **Consideration of Consent Calendar Items.** (Items marked with an asterisk are expected to be routine and noncontroversial. The Regional Board will be asked to approve these items at one time without discussion. If any interested party, Board Member or staff requests that an item be removed from the calendar, it will be taken up in the order shown.)
- *5. **New Waste Discharge Requirements for the San Timoteo Creek Reach 3B Flood Control Project, San Bernardino County** - Requirements for the discharge of wastes associated with channel modifications along Reach 3B of San Timoteo Creek.



(Postponed from the September 26, 2001 meeting)
{Jun Martirez 909/782-3258}

Order No. 01-75

- * 6. **Revised Waste Discharge Requirements and a National Pollutant Discharge Elimination System Permit (NPDES No. CA8000304) for the Colton/San Bernardino Regional Treatment and Water Reclamation Authority for discharges from the Rapid Infiltration and Extraction (RIX) Facility, San Bernardino County** - Reissuance/Update of an expired permit for the discharge of tertiary (equivalent) treated wastewater to the Santa Ana River. *(Postponed from the September 26, 2001 Board meeting)*
{Jun Martirez 909/782-3258} Order No. 01-45
- * 7. **Amend Waste Discharge Requirements for the City of Upland, Upland Hills Wastewater Reclamation Plant, San Bernardino County** – Amendment of Order No. 00-31 to add Discharge Specification B.4. and to revise the requirements pertaining to wastewater reclamation.
{Jun Martirez 909/782-3258} Order No. 01-100
8. **Toxics Total Maximum Daily Loads (TMDLs) for the San Diego Creek/Newport Bay Watershed** – Regional Board staff will review the work completed to date on the TMDLs for diazinon, chlorpyrifos and selenium (information item).
{Wanda K. Smith 909/782-4468}
9. **Update of the Clean Water Act Section 303(d) List of Impaired Water Bodies** – the Regional Board will consider acceptance of the 303(d) List of Impaired Water Bodies for transmittal to the State Water Resources Control Board. *(Postponed from the September 26, 2001 meeting)*
{Hope A. Smythe 909/782-4493}
10. **Update on Beach Closures** - Staff will provide an update on activities related to beach closures and sewage spills in Orange County areas (information item). *(Postponed from the September 26, 2001 meeting)*
{Ken J. Theisen 909/320-2028}
11. **Canyon Lake Nutrients Total Maximum Daily Loads (TMDLs), Problem Statement** - Regional Board staff will present data and information related to the development of the Canyon Lake Nutrient TMDL Problem Statement and Proposed Numeric Targets (information item).
{Hope A. Smythe 909/782-4493}
12. **Mandatory Penalties Complaint (MPC), Yucaipa Valley Water District, Henry N. Wochholz Wastewater Treatment Plant (NPDES No. CA0105619)** – The Regional Board will consider whether to affirm or modify the proposed Mandatory Penalties Complaint for violations of waste discharge requirements.
{Gary D. Stewart 909/782-4379} Mandatory Penalties Complaint No. 01-96
13. **Administrative Civil Liability Complaint (ACLC), Master Development Corporation** - The Regional Board will consider whether to affirm, reject, or modify the proposed Administrative Civil Liability Complaint for violations of the State's General Permit for Storm Water Discharges Associated with Construction Activity. *(Postponed from the September 26, 2001 Board meeting)*
{Milasol C. Gaslan 909/782-4419} Administrative Civil Liability Complaint No. 01-81

14. **Administrative Civil Liability Complaint (ACLC), Kaufman and Broad of Southern California** - The Regional Board will consider whether to affirm, reject, or modify the proposed Administrative Civil Liability Complaint for violations of the State's General Permit for Storm Water Discharges Associated with Construction Activity. (*Postponed from the September 26, 2001 Board meeting*)
{Milasol C. Gaslan 909/782-4419} Administrative Civil Liability Complaint No. 01-84
15. **Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement – Albert Schneider, 7620 Marilyn Drive, Corona, Riverside County (APN 277-171-006)**.
{Jun Martinez 909/782-3258}
16. **Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement - Joseph Lee, 450 Whipporwill Drive, Highgrove, Riverside County.**
{Jun Martinez 909/782-3258}
17. **Big Bear Waste Discharge Prohibition, Shay Road Properties –** Staff and the property owners will discuss the status of the property owners' compliance with Cease and Desist Order No. 00-83.
{Gary D. Stewart 909/782-4379}
18. **Hazardous Waste and Sewage Spill Incident Report** - Lists of such incidents will be provided as an information item to the Regional Board (information item).
{Kurt V. Berchtold 909/782-3286}
19. **Underground Storage Tanks Site Closure Report** - Regional Board Staff will provide to the Board a list of site closures that have occurred within the Region as required by the California Underground Storage Tank Regulations, Title 23, Article 11, Section 2728(d) (information item).
{Kenneth R. Williams 909/782-4496}
20. **Underground Storage Tanks Corrective Action Plans** - Regional Board Staff will provide a list of sites where Corrective Action plans have been submitted within the Region as required by the California Underground Storage Tank Regulations, Title 23, Article 11, Section 2728 (information item).
{Kenneth R. Williams 909/782-4496}
21. **Quarterly Violations Report** - A list of violations will be provided to the Board as required by the State Water Resource Control Board's Water Quality Enforcement Policy (information item).
{Gary D. Stewart 909/782-3234}
22. **Appointment of a Committee to Nominate Regional Board Officers for 2002** (action item).
{Barbara J. Laffoon 909/728-3285}
23. **Board Meeting Dates and Locations for 2001** - The Board will discuss a tentative calendar of meeting dates and locations for 2001. The calendar will be considered for adoption at the December 7, 2001 meeting (information item).
{Barbara J. Laffoon 909/782-3285}
24. **Executive Officer's Report** (information item).
{Gerard J. Thibeault 909/782-3284}

25. **Regional Board Member Communications** - Board Members may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Regional Board's jurisdiction. There will be no voting or formal action taken.

26. **Closed Session:** At any time during the regular session, the Regional Board may adjourn to a closed session to consider litigation, personnel matters, or to deliberate on a decision to be reached based upon evidence introduced during a hearing. Discussion of litigation is within the attorney/client privilege and may be held in closed session.

Authority: Government Code Section 11126 (a), (c)(3), and (e). Items which may be discussed in closed session by the Board include litigation related to:

1. Stringfellow Hazardous Waste Site, and
2. Potential Litigation: Discussion of Executive Officer's referral to the District Attorney of Clean Water Act violations for criminal prosecution.

27. **Adjournment** to the regular meeting of December 7, 2001, at 9:00 a.m., at the City Council Chambers of Loma Linda.

NOTICES

Any person who is disabled and requires special accommodation to participate in this Regional Board Meeting should contact Barbara Laffoon at 909/782-3285 no later than ten (10) days prior to the meeting.

Any person interested in obtaining information and/or providing input regarding pending applications for Water Quality Standards Certification under Section 401 of the Federal Clean Water Act may do so by contacting Mark G. Adelson at (909) 782-3234.

California Regional Water Quality Control Board
Santa Ana Region

FINAL UPDATE TO THE

October 26, 2001

AGENDA

The following changes have been made to the Agenda for the reasons stated below:

ITEM NO.

- 5 Changes to Tentative Order 01-75 have been posted on website.
- 6 Changes to Tentative Order 01-45 have been posted on website.
- 12 This item has been postponed.
- 13 This item has been postponed.
- 14 This item has been settled.
- 17 This item has been removed from the Agenda.
- 24 This item is now posted on the website.

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BOARD INFORMATION SHEET

BOARD MEMBERS

John B. Withers, Chair
Carole H. Beswick, Vice-Chair
Jose J. Solorio
Seymour D. Van Gundy
Fred M. Ameri
Frank L. Williams
Vacant
Vacant
Vacant

APPOINTMENT CATEGORY

Water Quality
County Government
Municipal Government
Water Quality
Industrial Water Use
Undesignated (Public)
Water Supply
Irrigated Agriculture
Recreation, Fish and Wildlife

STATE BOARD LIAISON

Peter S. Silva

STAFF LEGAL COUNSEL

Jorge Leon

REGIONAL BOARD SENIOR STAFF

Gerard J. Thibeault, Executive Officer
Kurt V. Berchtold, Assistant Executive Officer
Joanne E. Schneider, Environmental Program Manager
Robert L. Holub, Supervising Water Resource Control Engineer
Michael J. Adackapara, Supervising Water Resource Control Engineer
Gary D. Stewart, Chief of Surveillance and Enforcement
Dixie B. Lass, Chief of Land Disposal
Steven D. Mayville, Chief of Dairies/Chino Basin
Wanda K. Smith, Chief of Basin Planning - Coastal Waters
Hope A. Smythe, Chief of Basin Planning - Inland Waters
Mark G. Adelson, Chief of Regional Planning Programs
Mark E. Smythe, Chief of Stormwater - Coastal
Milasol C. Gaslan, Chief of Stormwater - Inland
Jun Martirez, Chief of Regulations
Ann E. Sturdivant, Chief of SLIC/Department of Defense and Above Ground Tanks
Kenneth R. Williams, Chief of Pollutant Investigations
Dorothy Wolfenbarger, Regional Administrative Officer
Barbara Laffoon, Secretary, Ombudsman

GENERAL STATEMENT

The primary duty of the Regional Board is to protect the quality of the waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water bodies and by prescribing and enforcing requirements on domestic and industrial water discharges. The specific responsibilities and procedures of the Regional Water Quality Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Control Act (Division 7, California Water Code).

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board and the staff welcome information on pertinent problems but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing one week before the scheduled meeting and only a summary of pertinent issues to be presented verbally. For each matter considered,

relevant Regional Board files are incorporated into the record.

A copy of the procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code Section 11500 et seq.

DISCLOSURE STATEMENT

All persons who actively support or oppose the adoption of waste discharge requirements or NPDES permits pending before the Regional Board, must submit a statement to the board disclosing any contribution of \$250.00 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his/her agent, within the last twelve months to any Regional Board Member.

Also, all permit applications and all persons who actively support or oppose adoption of a set of waste discharge requirements and/or NPDES permits pending before the Regional Board are prohibited from making contributions of \$250.00 or more to any Board member for three months following a Regional Board decision on the permit application.

RIGHT TO PETITION

Any person affected adversely by a decision of the California Regional Water Quality Control Board, Santa Ana Region (Regional Board), may petition the State Water Resources Control Board (State Board) to review the decision. The petition must be received by the State Board within thirty days of the Regional Board's meeting at which the adverse action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request to the Regional Board.

NOTE: The agenda items are numbered for identification purposes only and will not necessarily be considered in the order listed. The Public Forum item will be considered at the appointed time and will be limited to one hour.