State of California
California Regional Water Quality Control Board
Santa Ana Region

Minutes of December 9, 2010 Board Meeting
Irvine Ranch Water District
15600 Sand Canyon Avenue
Irvine, CA 92618

1. **Chair Beswick called the meeting to order at 9:00 A.M.**

Board Members Present	Board Members Absent
Carole Beswick, Chair	
William Ruh, Vice-Chair	
Seymour Van Gundy	
Fred Ameri	
Richard Freschi	
Steven PonTell	
Linda Ackerman	
Greg Morrison	
Mark Murai	

Staff Members Present

Kurt V. Berchtold, Executive Officer
David Rice, Regional Board Counsel
Michael J. Adackapara, Supervising Water Resource Control Engineer
Stephen Mayville, Chief of Enforcement
Hope Smythe, Chief of Basin Planning – Inland Waters
Mark Smythe, Chief of Stormwater - Coastal
Milasol Gaslan, Chief of Storm Water (Inland Waters)
Maria Macario, Water Resources Control Engineer
Michael Roth, Environmental Scientist
Chuck Griffin, Water Resources Control Engineer
Kirk Larkin, Chuck Griffin, Water Resources Control Engineer
Felipa Carrillo, Executive Assistant
Kevin Heinemann, Staff Information Systems Analyst

Public Attendance

Mark Norton, SAWPA
Tim Moore, Risk Sciences
Andy Cortez, Riverside County Waste
Chris Berch, IEUA
Shannon Reid, IRWD
Jayne Joy, EMWD
Edward Filadelfia, City of Riverside
Jason Dadakis, OCWD
Sarah Watrous, Riverside County Waste
John Hills, IRWD
Beth Beeman, IRWD

2. **Public Forum**
None

3. **State Water Resources Control Board (SWRCB) Liaison Report**

Tam Doduc, SWRCB Liaison, congratulated Members Van Gundy and PonTell on their recent reappointment to the Board.

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Ms. Doduc indicated that things are wrapping up in Sacramento for the year, and that the State Water Board is having a two-day board meeting on a variety of issues, including the monitoring of constituents of emerging concern in recycled water, both for irrigation as well as ground water recharge projects. She announced that Kurt Berchtold has volunteered his time and expertise to help State Board staff in developing a risk-based petroleum underground storage tank management policy, which is an extremely challenging project.

One of the board members asked about a rumor going around about regional boards being cut or eliminated. Ms. Doduc said cuts are always possible, but that governor-elect, soon- to- be Governor Brown is looking to proceed thoughtfully, cautiously, and in a methodical manner, and she has not heard any indication of random eliminations and cuts. She expects that any change being contemplated will be proposed in a transparent public manner, followed by a very detailed public discussion by the legislature.

4. Approval of the Minutes

Action: It was moved by Member Freschi, seconded by Member Van Gundy, and unanimously approved that the Minutes of the October 29, 2010 Board Meeting be adopted as presented.

5. Consent Calendar

*6. Amendment to Order No. 91-125, as amended by Order No. 98-99, Waste Discharge Requirements for Badlands Sanitary Landfill, Riverside County Order No. R8-2010-0051

Action: It was moved by Member Ruh, seconded by Member Morrison, and unanimously approved that the Board adopt Order No. R8-2010-0051 as presented.

7. Administrative Civil Liability Complaint (ACL), Star Ranch Management, Riverside County - Order No. R8-2010-0070 affirming R8-2010-0056
(Information pertaining to this item is contained in a verbatim transcript of the proceedings).

Michael Roth, Inland Storm Water Section, presented this item on behalf of the prosecution team. He provided a brief background of the site, the Water Code violations, and presented relevant evidence, including e-mail exchanges and photos taken during numerous site-inspections made by RWQCB staff. Mr. Roth said that when Board staff made contact with Mr. Robert Zemel, he acknowledged receipt of the Complaint via e-mail. However, Mr. Zemel did not respond to the complaint in any way.

Mr. Roth also presented a sequence of events that began on December 31, 2004, which lead to the issuance of the Complaint. He added that Starranch has not been responsive to Board staff's efforts to bring the site into compliance.

In conclusion, Mr. Roth recommended adoption of Order R8-2010-0070, affirming the penalty proposed in Administrative Civil Liability Complaint No. R8-2010-0056.

There was no representation from Starranch Management, LLC.

Action: It was moved by Member Morrison, seconded by Member Ruh, and unanimously approved that the Board adopt Order No. R8-2010-0070, affirming the penalty assessed in Complaint No. R8-2010-0056.

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8. Emerging Contaminants Work Group

Mr. Mark Norton, Water Resources and Planning Manager at the Santa Ana Watershed Project Authority (SAWPA), provided an introduction on the history of the formation of the Emerging Constituents Program Task Force in 2007.

In 2008, the Task Force developed a plan to characterize emerging constituents throughout the region, including pharmaceuticals, personal care products, food additives, pesticides and other common household chemicals for which federal and state authorities have not yet established water quality objectives.

In 2009, the Santa Ana Regional Water Quality Control Board accepted the recommended Task Force water quality monitoring plan and quality assurance plan to evaluate emerging constituent levels in municipal effluent, local receiving streams and other water supplies imported into the area. Mr. Norton introduced Mr. Tim Moore of Risk Sciences, who provided an overview of the results from the first year of sampling.

Mr. Moore indicated that samples were collected and analyzed for eleven emerging constituents from the following locations: twenty-three wastewater treatment plants in the region; two locations along the Santa Ana River; and two imported water sources (State Water Project and the Colorado River). Final results from this study were presented in a December 2010 report, "2010 Emerging Constituents Sampling Report of the Emerging Constituents Program Task Force". Mr. Moore indicated that some emerging constituents were detected, but the detectable concentrations fell well within the range where other studies have shown that "no adverse health effects would be expected."

Mr. Moore indicated that the Emerging Constituent Program Task Force is committed to repeat the study in 2011 using the same sampling procedures and quality assurance plan previously accepted by the Regional Board. Modifications to the sampling program may be made in order to ensure consistency with requirements that may be enacted as a result of the State Water Resources Control Board's effort to develop a constituents of emerging concern monitoring program for recycled water.

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9. Regional Board Member and Executive Officer Communications

Chair Beswick announced that a meeting date for the next WQCC has not been decided.

10. Nomination and election of Regional Board Officers for 2011

Member Van Gundy, on behalf of the nominating Committee, nominated Carole Beswick to continue serving as Board Chair and Steve PonTell as Board Vice-Chair.

Action: It was moved by Member Van Gundy, seconded by Member Morrison and unanimously approved to accept the nominating Committee's recommendation for Carole Beswick to continue serving as Board Chair and Steve PonTell as Vice-Chair.

11. Board Meeting Dates and Locations for 2011

A few changes were made to the dates originally proposed. A final list of meeting dates will be distributed and placed on the Regional Board's website.

12. **Hazardous Waste Incident Report**
Written information item.

13. **Underground Storage Tanks Corrective Action Plans**
Written information item.

14. **Underground Storage Tanks Site Closure Report**
Written information item.

15. **Closed Session**
There was no closed session.

16. **Adjournment**

The meeting was adjourned at 10:45 A.M. to the regular Board meeting of January 21, 2011 at 9:00 a.m., in the City of Loma Linda, 25541 Barton Road, Loma Linda, CA.

Respectfully submitted:

KURT V. BERCHTOLD
Executive Officer

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