

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

Minutes of April 22, 2011 Board Meeting  
Orange County Water District  
18700 Ward Street  
Fountain Valley, CA 92708

1. **Chair Beswick called the meeting to order at 9:03 a.m.**

**Board Members Present**

Carole Beswick, Chair  
Steven PonTell, Vice-Chair  
Seymour Van Gundy  
William Ruh  
Richard Freschi  
Linda Ackerman  
Mark Murai

**Board Members Absent**

Fred Ameri  
Greg Morrison

**Staff Members Present**

Kurt V. Berchtold, Executive Officer  
David Rice, Regional Board Counsel  
Joanne Schneider, Environmental Program Manager  
Michael J. Adackapara, Supervising Water Resource Control Engineer  
Mark E. Smythe, Chief of Stormwater - Coastal  
Adam Fischer, Environmental Scientist  
Hope A. Smythe, Chief of Basin Planning – Inland Waters  
Felipa Carrillo, Executive Assistant  
Kevin Heinemann, Staff Information Systems Analyst

**Public Attendance**

Colin Kelly, Staff Atty. OC Coastkeeper  
Greg Woodside, OCWD  
Kate Klimow, OC Business Council  
Trung Phan, City of Fullerton  
Jason Uhley, RCFC & WCD  
Marsha Westropp, OCWD  
Danielle Rigali, Mactec Engineering  
Michael Wellborn,  
Don Lee, Tetra Tech  
Loriana Hornik, City of Garden Grove  
A.G. Holman, City of Garden Grove  
Michael Yang, City of Irvine  
Don Shroeder, CDM/County of Orange  
Scott Warren, DTSC

Noah Garrison, NRDC  
Garry Brown, OC Coastkeeper  
Mary Anne Skorpanich, County of Orange  
Chris Crompton, County of Orange  
Richard Boon, County of Orange  
Allison Mackenzie, ES Babcock & Sons Inc.  
Cindy Lin, USEPA  
Charles View, City of Brea  
Jennifer Kirchofer, Western Strategies, LLC  
Paul Deutsh, Amec Geomatrix  
Rich LeFeuvre, County of Orange  
Eric Strecker, Geosyntec  
Mark Grey, BIA

2. **Public Forum**  
None

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

Chair Beswick announced that Ms. Doduc was unable to attend the meeting, but had sent a report saying that the legislature had passed, and that the Governor had signed the trailer bill, authorizing the collection of fees to support basin planning activities and the authority for the Department of Finance to loan to the general fund from the small community grant program funded by SRF interest payments. She also indicated that a CEQA scoping public meeting was scheduled for May 5<sup>th</sup> on the new draft septic tank policy. Desalinization and brine disposal would be a high priority for State Board to address as an amendment to the ocean plan. She said an informational meeting with stakeholders was held on April 18<sup>th</sup>, with a board informational workshop scheduled for this summer along with a follow-up to the Delta Watermaster's report on agriculture water use efficiency. A forum by State Board is being held to explore the current state of agriculture water conservation practices and the challenges and opportunities for further conservation.

**4. Approval of the Minutes**

**Action:** It was moved by Member Ruh, seconded by Member Freschi, and unanimously approved that the Minutes of the March 4, 2011 Board Meeting be adopted as presented.

It was noted that Item No. 8 had been withdrawn from the calendar, Items No. 9 and 12 had an errata and item No. 11a, had been added to the agenda.

**5. Consent Calendar**

\*6. Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement by Mario Magdaleno

\*7. Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement by Robert and Kathy Nielsen

\*9. Revised Waste Discharge and Producer / User Reclamation Requirements for the City of Corona, Department of Water & Power, Water Reclamation Facility No. 2 - Order No. R8-2011-0015

\*10. Revised Waste Discharge Requirements for General Electric Company (GE), Francis Street Water Treatment Plant - Order No. R8-2011-0019

\*11. Revised Waste Discharge Requirements for USA Waste of California, Inc., El Sobrante Sanitary Landfill (ESL) - Order No. R8-2011-0014

\*11a. Resolution Regarding Funding from the State Water Resources Control Board (SWRCB) Emergency, Abandoned and Recalcitrant Site Account - Resolution No. R8-2011-0029

**Action:** It was moved by Member Ruh, seconded by Member VanGundy, and unanimously approved that the Board adopt Orders No. R8-2011-0015 with errata, R8-2011-0019, R8-2011-0014, Resolution No. R8-2011-0029, and approve the exemption from the minimum lot size requirements requested by Mario Magdaleno, and Robert and Kathy Nielsen.

12. **Consideration of the Model Water Quality Management Plan (MWQMP) and Technical Guidance Document, County of Orange, Orange County Flood Control District and the Incorporated Cities of Orange County**

*(Information regarding this item is contained in a verbatim transcript of the proceedings)*

Mr. Smythe, Chief of Coastal Stormwater Section, presented this item. He began with a discussion on the background of the Permit requirement for the development and approval of the Water Quality Management Plan (WQMP) and the Technical Guidance Document (TGD). He explained the process the Permittees went through in developing these documents, the stakeholder involvement in the process, major outstanding issues, and the proposed errata sheet to address these issues.

Mr. Berchtold indicated that the purpose of the public hearing was to discuss all significant outstanding issues and staff's proposed solutions. He also noted that the permit states that he could approve the documents if significant issues have been discussed/resolved at a public hearing. He also stated that all comments received till the end of the day would be considered prior to approval of the documents. He also noted that if these documents were not approved by May 22<sup>nd</sup>, 2011, the Permittees would have to submit each priority development project to the EO for review and approval of any LID infeasibility determination.

Speakers:

Chris Crompton, County of Orange; Eric Strecker, GeoSynctec; Don Shroeder, CDM; Charles View, City of Brea; Cindy Lin, USEPA; Garry Brown and Colin Kelly, Orange County Coastkeeper; Noah Garrison, NRDC; Gregg Woodside, OCWD; Kate Klimow, Orange Co. Business Council; Mark Grey, BIA; Jason Uhley, RCFC & WCD; Michael Yang, Irvine, and Scott Warren, DTSC.

10. **Regional Board Member and Executive Officer Communications**

Chair Beswick informed Board members of the next WQCC meeting in September. She said she forwarded a draft agenda to them.

Member PonTell announced that a One Water One Watershed (OWOW) conference is scheduled for next Wednesday at the Riverside Convention Center.

11. **Closed Session**

There was no closed session.

12. **Adjournment**

The meeting was adjourned at 11:40 a.m. to the regular Board meeting of June 3, 2011 at 9:00 a.m., at the City of Loma Linda, 25541 Barton Road, Loma Linda, CA 92354.

Respectfully submitted:

**KURT V. BERCHTOLD**  
Executive Officer

/fc