

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

**Minutes of June 10, 2016 Board Meeting
Irvine Ranch Water District
15600 San Canyon Avenue
Irvine, CA 92618**

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1. Vice-Chair Ackerman called the meeting to order at 10:15 a.m.

Board Members Present

Board Members Absent

Linda Ackerman, Vice-Chair
Tom Rivera
William P. von Blasingame
James Famiglietti

William Ruh, Chair

Staff Members Present

Kurt V. Berchtold, Executive Officer
David Rice, Regional Board Counsel
Joanne Schneider, Division Chief
Hope A. Smythe, Division Chief
Wanda Cross, Chief of Regional Planning Programs
Mark E. Smythe, Chief of Basin Planning – Inland Waters
Ken J. Theisen, Water Resource Control Engineer
Alan Kuoch, Water Resource Control Engineer
Catherine Ehrenfeld, Regional Administrative Officer
Kevin Heinemann, Senior Information Systems Analyst
Daniel Mefford, Assistant Information Systems Analyst

Public In Attendance

Bruce Scott – Scott Bros. Dairy & WRCAC
Nanette Scott – Scott Bros. Dairy & WRCAC
Paul Ryan – IEDA
Harbans Lal – NRCS/USDA, Oregon
Pat Boldt – WRCAC
Jim Klang – K&A, LLC, Minnesota
Nancy Beresky – Waterstone Environmental, Inc.
Kate Haden – Elkins Kalt

Leslie Barron – Snell & Wilmer
Boris Campos – The Scotts Company dba Hyponex
Danielle Sakai – Best, Best & Krieger
Mark B. Gilmartin – Law Offices of Mark B. Gilmartin
Marsha Westropp – OCWD
Sean Sherlock – Snell & Wilmer
Don Lee – Tetra Tech
Roger Turner

2. Public Forum

Kate Haden, Elkins Kalt, representing Oakfield Realty Partners, LLC, 234 E. Main St. Ontario, spoke to the Board concerning the contaminated site formerly owned by GE Flatiron and the slow progress of on-site cleanup activities. Ms. Haden urged the Board to issue a Cleanup and Abatement Order (CAO).

Nancy Beresky, Waterstone Environmental, Environmental Geologist, provided the Board a Fact Sheet listing the water quality concerns as well as indoor air quality concerns resulting from activities on the site formerly owned and operated by GE Flatiron.

Mr. Berchtold indicated that Board staff have been working with GE Flatiron to conduct both off-site and on-site investigations and will continue to do so. Mr. Berchtold said that the Board's Enforcement staff will follow-up on this matter.

3. State Water Resources Control Board (SWRCB) Liaison Report
There was no State Board Liaison report.

4. Approval of the Minutes of the Regular Board Meeting of April 22, 2016

It was moved by Board Member Rivera, seconded by Board Member von Blasingame, and unanimously carried to approve the Board Meeting Minutes of April 22, 2016.

5. Consideration of Consent Calendar Items

*6. Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement – Leon Pangburn,

*7. Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement - Jay Schneider,

*8. **Rescissions** – Orders for the following facilities are proposed to be rescinded as the discharge has ceased or the project has been completed. Order No. R8-2016-0031

<u>Order No.</u>	<u>Facility and Location</u>	<u>Reason for Rescission</u>
1. 84-25	Dave Eshleman dba Eshleman Meat Co., Inc., Fontana	Facility is no longer in operation. WDR is no longer necessary.
2. 92-3	Marina Point Development Associates, Big Bear Lake Shoreline Dredging	Dredging project has been completed. WDR is no longer necessary.
3. 86-38	O.F. Wolfinbarger, 5675 Francis Ave, Chino	Facility ceased composting operation. WDR is no longer necessary.
4. 98-58	Kellogg Supply, Inc., 8605 Schaefer Ave, Ontario	Facility ceased composting operation. WDR is no longer necessary.
5. 96-22	Mary Mushegain, Trustor and Trustee (now Recycled Wood Products), 7210 Chino Ave, Ontario	Facility changed ownership and ceased composting operation. WDR is no longer necessary.

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| 6. R8-2000-0056 | Hyper nox Corporation of California (now Scotts), 15978 El Prado Road, Chino | Facility changed ownership and ceased composting operation. WDR is no longer necessary. |
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*9. Waste Discharge Requirements for Fairway Business Park Development, City of Lake Elsinore, Riverside County, Order No. R8-2016-0047

Motion: It was moved by Board Member Famiglietti, seconded by Board Member von Blasingame, and unanimously carried to adopt Order No. R8-2016-0031, Order No. R8-2016-0047 and approve the appeals for the exemption from the minimum lot size requirements requested by Leon Pangburn and by Jay Schneider.

10. Cleanup and Abatement Order No. R8-2016-0048, Restructure Petroleum Marketing Services of California, Inc., United El Segundo, Inc., et al.

Mr. Berchtold gave the Board a brief background on this proposed Cleanup and Abatement Order. He indicated that a hearing was held on the matter at the December Board meeting and that the Cleanup and Abatement Order has been revised based on Board deliberation. Mr. Berchtold advised the Board that comments on the revised draft Cleanup and Abatement Order were received from United El Segundo, Inc., Rapid Gas, Inc., CF United Prop LLC, 6160 Arlington Ave., LLC and the Prosecution Team and that since the hearing was closed, these comments were not provided to the Board. Advisory staff recommended that the Board adopt Cleanup and Abatement Order No. R8-2016-0048.

Motion: It was moved by Board Member von Blasingame, seconded by Board Member Famiglietti, and unanimously carried to adopt Order No. R8-2016-0048.

11. Agricultural Operations in the San Jacinto River Watershed: Ongoing Work to Address Water Quality – Information Item Only.

Joanne Schneider, Division Chief provided opening remarks to the Board about the ongoing staff effort to develop the Conditional Waiver of Waste Discharge Requirements for Agricultural Operations in the San Jacinto Watershed (CWAD). Ms. Schneider indicated that staff anticipates bringing the CWAD to the Board for consideration at the July Board meeting. Ms. Schneider provided a brief overview of the information that would be presented by WRCAC and their consultants.

Speakers:

Pat Boldt, WRCAC Executive Director, spoke to the Board giving a brief history of WRCAC and their activities related to dairy and agricultural operators compliance with TMDLs and the Salt Management Plan.

Jim Klang, Consultant with K&A, LLC, introduced the Walter Quality Index tools that will be available to agriculture operators and the Regional Board.

Paul Ryan, Inland Empire Disposal Association urged the board to move forward with the CWAD.

Roger Turner, WRCAC consultant, spoke to the Board concerning the economic impacts the CWAD will have on agricultural businesses within the community.

12. Underground Storage Tanks Corrective Action Plans
Information item.

13. Underground Storage Tanks Site Closure Report
Information item.
14. Regional Board Member and Executive Officer Communications
Mr. Berchtold polled the Board to see if there were any conflicts with their schedules that would impede the July 22, 2016 Board Meeting. Board Vice-Chair Ackerman will not be available, but the remaining Board Members are available.
15. Closed Session
There was no closed session.
16. Adjournment

The meeting was adjourned at 11:40 a.m. to the regular Board meeting of July 22, 2016 at 9:00 a.m., at 25541 Barton Road, Loma Linda, CA 92354.

Respectfully submitted:

KURT V. BERCHTOLD
Executive Officer

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