California Regional Water Quality Control Board
Santa Ana Region

Minutes of September 17, 2004
City Council Chambers
City of Loma Linda
25541 Barton Road
Loma Linda

1. Chair Beswick called the meeting to order at 9:10 a.m.

Board Members Present	Board Members Absent
Carole Beswick, Chair	Fred Ameri, Vice-Chair
Jose Solorio	
Seymour Van Gundy	
John Withers	
Joan Dotson	
William Ruh	

Staff Members Present

Gerard J. Thibeault, Executive Officer
Kurt V. Berchtold, Assistant Executive Officer
Joanne E. Schneider, Environmental Program Manager
Michael J. Adackapara, Supervising Water Resource Control Engineer
Mark E. Smythe, Chief of Storm Water (Coastal Waters)
Jorge León, Office of Chief Counsel
Gary Stewart, Chief of Surveillance and Enforcement
Wanda K. Marquis-Smith, Chief of Basin Planning (Coastal Waters)
Mark G. Adelson, Chief of Regional Planning Programs
Jun Martirez, Chief of Regulations
Milasol Gaslan, Chief of Storm Water (Inland Waters)
Steve Mayville, Chief of Dairy Unit
Cindy Li, Engineering Geologist
Kamron Saremi, Water Resources Control Engineer
Debi Ney, Associate Governmental Program Analyst
Susan Beeson, Sanitary Engineering Associate
Keith Elliott, Water Resources Control Engineer
Kevin Heinemann, Staff Information Systems Analyst
Catherine A. Ehrenfeld, Staff Services Analyst

U. S. EPA

Robyn Stuber, Environmental Scientist, US EPA Permit Issuance Division

State Board Representative

Pete Silva

Public Attendance
Ronald Young, Elsinore Valley Municipal Water District
Arthur L. Rivera, San Bernardino County Solid Waste Management Division
Bob Ghirelli, Orange County Sanitation District
Nick Dorado, Dorado and Dorado
Michael Hummel, Representing the Johnson Family
Laura Larsen, RBF Consulting
Ken Hylin, San Bernardino County Solid Waste Management Division
Julie Gilbert, San Bernardino County Solid Waste Management Division
Susan Trager, City of Rialto
Cindy and Don Kendrick, Lake Elsinore
Phil Miller, Elsinore Valley Municipal Water District
Pat Boldt, San Jacinto Regional Water Council
Larshreong Wu, University of California, Riverside
Jeff Beehler, Santa Ana Watershed Project Authority
Greg Woodside, Orange County Water District
Bob Simpson, Lockheed Martin
Mark Norton, Santa Ana Watershed Project Authority
Jim Colston, Orange County Sanitation District
Alex Gann, Riverside County
Jack Carmody, Consultant
David Morycz, Elsinore Valley Municipal Water District
Jayne Joy, Eastern Municipal Water District
Jason Uhley, Riverside County Flood Control and Water Conservation District
Steve Stump, Riverside County Flood Control and Water Conservation District
Bruce Scott, Agriculture
Nanette Scott, Agriculture
Michele Colbert, City of Corona
Yolanda Macalalad, City of Corona
Tom Rheiner, Riverside County Flood Control
Bob Thompson, Senator Nell Soto's Office
Tim Piasky, Construction Industry Coalition for Water Quality
Bob Owen, City of Rialto
Marc Luesebrink, Manatt, Phelps & Phillips
Farida L. Naceen, City of Murrieta

2. Public Forum

There were no speakers.

3. Approval of Minutes

Action: It was moved by Member Withers, seconded by Member Ruh and unanimously approved that the Minutes of August 13, 2004 be approved as presented.

4. Consent Calendar

It was noted that Item No. 5 had errata.

*5. Waste Discharge Requirements, March Air Reserve Base, (NPDES NO. CA0111007) — Waste Discharge Requirements for United States Air Force, March Air Reserve Base, Storm Water Runoff, Riverside County. (Order No. R8-2004-0033 - Postponed from August 13, 2004 Board Meeting)

*6. Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement — Don & Lucinda Kendrick, 19671 Grand Ave, Lake Elsinore, Riverside County, APN 370-2200-030-9

*7. Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement — Cynthia & David Roy, 18960 Mariposa Ave, Riverside, Riverside County, APN 266-110-016

*8. Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement — Duane Burk, 31225 Linwood Terrace, Yucaipa, San Bernardino County, APN 300-551-09

*9. Appeal to the Regional Board for an Exemption from the Minimum Lot Size Requirement for the use of an alternative disposal system — Kurt and Mary Johnson, 13537 Mesa Verde Drive, Yucaipa, Riverside County, APN 322-831-25

Action: It was moved by Member Withers, seconded by Member Ruh and unanimously approved that the Board adopt Order No. R8-2004-0033, with errata, and approve the exemptions from minimum lot size requirements requested by Don & Lucinda Kendrick, Cynthia & David Roy, Duane Burk and Kurt & Mary Johnson.

It was noted that items 10a and 10b were added to the agenda by Addendum; items 14 and 15 had errata.

10. Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement Tom Apostle, 26345 Crestview Drive, Idyllwild, Riverside County, APN 565-191-011

Jun Martirez, Chief of the Regulations Unit, presented an overview of the basin plan minimum lot size requirements for use of septic tank sub-surface disposal systems, followed by an overview of Mr. Apostle's request for an exemption. This item was postponed in order to receive further information and verification of current disposal systems on-site.

10a. The Irvine Company, Waste Discharge Requirements – for discharges of dredge or fill associated with excavation in waters of the State, as part of relocation efforts for the western spadefoot toad in the Orange County Natural Communities Conservation Planning area. The site has been found to be outside federal jurisdiction by the US Army Corps of Engineers. Order No. R8-2004-0071

Executive Officer Thibeault advised the Board that this item was inadvertently not included on the agenda as part of the consent calendar and suggested that the Board consider it without a staff presentation, unless a presentation was desired.

Action: It was moved by Member Withers, seconded by Member Ruh and unanimously approved that the Board adopt Order No. R8-2004-0071.

10b. Regional Watershed Management Initiative (WMI) Water Quality Priorities for Grant Projects
Staff presented a list of ranked Regional Watershed Management Initiative (WMI) Water Quality Priorities for Grant Projects, for discussion and comments. These priorities are to be used in conjunction with project types already listed in the Region's WMI Chapter (available on the

Internet). Grant proposals that match WMI Chapter-identified project types with approved regional priorities will be more successful in obtaining SWRCB-administered grants.

Mark Adelson, Chief of Regional Planning Programs, reviewed the proposed regional water quality priorities to be included in the board's Watershed Management Initiative. Mr. Adelson discussed how these priorities should be used by grant applicants to craft competitive grant project proposals, and how the priorities will be used by reviewers to screen and rank grant proposals.

Member Solorio requested that a list of grants that have been awarded be provided to the Board.

Speakers on the item:

Jeff Beehler, SAWPA

Action: No action was required; this was an information item.

11. Joint Public Hearing with U.S. Environmental Protection Agency – Renewal of NPDES Permit/Waste Discharge Requirements, Time Schedule Order, Orange County Sanitation District, Reclamation Plant No. 1 and Treatment Plant No. 2 — Order No. R8-2004-0062 and TSO No. R8-2004-0067

Information concerning this item is contained in a verbatim transcript of the proceedings.

Robyn Stuber, Environmental Scientist with the USEPA, acted as USEPA's hearing officer and opened the Joint Public Hearing with a brief statement. Gary Stewart, Chief of Surveillance and Enforcement, presented an overview of the proposed orders, which had been presented at a Regional Board workshop on August 13, 2004. Mr. Stewart noted that the proposed permit is similar to the one that it is replacing, with one significant difference. That difference is that the new permit will require the Orange County Sanitation District (OCSD) to achieve compliance with secondary treatment standards, since OCSD chose not to seek continuance of the 301 (h) "waiver". OCSD operates two wastewater treatment plants, Fountain Valley and Huntington Beach. Mr. Stewart further noted that OCSD cannot comply immediately with secondary treatment standards and that major improvements to existing facilities and also construction of many new facilities are necessary before compliance can be achieved. A construction time schedule prepared by OCSD indicates that completion of the projects necessary for compliance with the secondary treatment standards can be achieved by the end of 2012, with interim compliance dates and interim effluent limitations. Due to concerns regarding the length of this schedule OCSD convened a Blue Ribbon Panel of construction and engineering design experts to review the schedule. The Panel found that the schedule is extremely aggressive for a project of this magnitude. Mr. Stewart further stated that comments have been received from three agencies/persons and that a response to comments had been prepared and mailed on September 13, 2004. Staff recommends that the Board adopt Order No. R8-2004-0062 and Time Schedule Order No. R8-2004-0067.

Speakers on the item were:

Bob Ghirelli with Orange County Sanitation District.

Action: Member Withers moved to adopt Order No. R8-2004-0062, Member Ruh seconded. Member Solorio abstained. The motion to adopt the order was approved.

Member Withers moved to adopt Time Schedule Order No. R8-2004-0067, Member Dotson seconded. Member Solorio abstained. The motion to adopt the order was approved.

Robyn Stuber closed the public hearing.

12. Consent Decree Delegation Resolution, Orange County Sanitation District — Resolution No. R8-2004-0068

Jorge León, the Board's legal counsel explained Closed Session guidelines and the Board adjourned to Closed Session meeting at 10:05 a.m. to discuss the Consent Decree. Regular session reconvened at 10:20 a.m. Member Solorio did not participate in the Closed Session.

Action: It was moved by Member Ruh, seconded by Member Dotson and approved that the Board adopt Resolution No. R8-2004-0068. Member Solorio abstained.

13. Basin Plan Amendment Workshop — Incorporation of Total Maximum Daily Loads (TMDLs) for Nutrients for Lake Elsinore and Canyon

Information concerning this item is contained in a verbatim transcript of the proceedings.

Cindy Li, Engineering Geologist, presented the second public workshop for the proposed Basin Plan Amendment incorporating TMDLs for Nutrients for Lake Elsinore and Canyon Lake. Ms. Li reviewed the proposed TMDLs, principal comments and responses, cost information associated with the implementation of the nutrient TMDLs for Lake Elsinore and Canyon Lake, and the proposed changes to the Basin Plan Amendment.

Speakers on the item were:

Jayne Joy, Eastern Municipal Water District
Jason Uhley, Riverside County Flood Control
Ronald Young, General Manager, Elsinore Valley Municipal Water District
Bruce Scott

Action: No action was required; this was an information item.
Member Withers suggested a field trip to see Lake Elsinore firsthand.

14. Public Hearing, Riverside County Storm Water Permittees' Model Water Quality Management Plan (WQMP)

Information on this item is contained in a verbatim transcript of the proceedings.

Keith Elliott, Water Resources Control Engineer, presented this item. The presentation outlined the Model Water Quality Management Plan, its objectives, pollutants and hydrologic conditions of concern and the time line involved in the process of revising the model. The errata changes to the draft were reviewed. Staff recommended approval of the September 1, 2004 draft of the Riverside County Water Quality Management Plan, as amended by the errata.

Speakers on the item were:

Tim Piasky, Construction Industry Coalition for Water Quality

Jason Uhley, Riverside County Flood Control

Action: It was moved by Member Withers, seconded by Member Dotson and unanimously approved that the Board approve the revised Model WQMP with errata.

15. Amendment of Cleanup and Abatement Order No. R8-2003-0013, San Bernardino County, Solid Waste Management — Order No. R8-2004-0072

Information concerning this item is contained in a verbatim transcript of the proceedings.

Bob Holub, Supervising Water Resources Control Engineer, presented an overview of Tentative Order No. R8-2004-0072, which would amend Cleanup and Abatement Order No. R8-2003-0013 by requiring the County of San Bernardino to provide replacement water for the City of Rialto. Mr. Holub also reviewed proposed revisions to tentative Order No. R8-2004-0072, based on recent discussions with the City and the County. Mr. Holub also noted that today was the beginning of a 30-day period for receiving public comments on the County's Draft Interim Remedial Investigation/Feasibility Study and Draft Interim Remedial Action Plan.

Speakers on the item were:

Bob Owen, City Attorney for the City of Rialto
Cris Carrington, Attorney for the City of Rialto
Steven Elie, Attorney for West Valley Water District & Fontana Water Company
Joel Moskowitz, County of San Bernardino
Pat Mead, County of San Bernardino
Gary Lass, County of San Bernardino

Action: It was moved by Member Ruh, seconded by Member Dotson and unanimously approved that the Board adopt Order No. R8-2004-0072 with errata and further changes proposed by staff.

16. Status Report on Rialto-Colton-Fontana Perchlorate Investigation

This was a written report.

17. Executive Officer Report

There was no report.

18. Adjournment
The Board was adjourned to the regular meeting of November 5, 2004 at 9:00 a.m., at Eastern Municipal Water District, 2270 Trumble Road, Perris.

Respectfully submitted:

GERARD J. THIBEAULT
Executive Officer