

Central Coast Regional Water Quality Control Board

MINUTES

Central Coast Regional Water Board
Thursday, September 6, 2012
Friday, September 7, 2012

REGULAR MEETING
Thursday, September 6, 2012

Chairman Young called the meeting of the Central Coast Water Board to order at 8:30 a.m. on Thursday, September 6, 2012 in San Luis Obispo.

1. Roll Call – Board Members.....Michael Thomas, Assistant Executive Officer

Present:	Absent:
Chairman Jeffrey Young	Bruce Delgado
Vice Chair, Russell Jeffries	
Monica Hunter	
Mike Johnston	
Mike Jordan	
Jean-Pierre Wolff	

2. Introductions Kenneth A. Harris Jr., Interim Acting Executive Officer
Chairman Young introduced Kenneth A. Harris Jr.; he explained Ken is serving as Central Coast Region Interim Acting Executive Officer while the Board searches for a permanent executive officer for the region.

Mr. Harris introduced Board staff and Jessica Jahr, Board Council.

Chair Young announced that anyone wishing to address the Board regarding an item on the agenda should complete a speaker card and return it to Board staff.

3. Report by State Water Resources Control Board Liaison.....Status Report
No report.

4. Approval of Meeting Minutes.....Board Motion
June 19, 2012, June 25, 2012, July 11-12, 2012, July 25, 2012, and August 1, 2012 meeting minutes on agenda for approval.

Motion: Russell Jeffries moved to approve
Second: Monica Hunter
Carried: Unanimously (6-0)

5. Approval of 2013 Board Meeting Schedule Board Motion

The Board discussed adding a second day to each meeting. They agreed to approve the proposed 2013 Calendar but will revisit at a later meeting to add a tentative day to each meeting on the 2013 Calendar.

Motion: Russell Jeffries moved to approve the 2013 Calendar

Second: Monica Hunter

Carried: Unanimously (6-0)

6. Uncontested Items Calendar Board Motion

Motion: Russell Jeffries moved to approve

Carried: Unanimously (6-0)

7. Central Coast LID Initiative Project Update Status Report

Dr. Darla Inglis, Low Impact Development Project Director, provided the Board an update on the LID Initiative Project.

8. Post-Construction Stormwater Management Requirements..... Resolution No. R3-2012-0025 for the Central Coast Region

Dominic Roques summarized the purpose and the background for developing the Draft Resolution to approve post-construction stormwater management requirements for development projects in the Central Coast Region. Mr. Roques recommended that the Board adopt the Draft Resolution, including the changes identified in Supplemental Sheets No. 1 and 2. Representatives of municipalities, consulting firms, the building industry, and the realty industry provided comments on the Draft Resolution and the post-construction requirements. Key issues raised by commenters included the length of time provided to implement the requirements, the technical feasibility of the requirements, the difficulties with implementing alternative compliance strategies, and the application of the requirements to development projects already undergoing municipal approval processes. In response to comments received, Water Board members discussed various topics that were raised during public comment, including the key issues of timing of implementation and application of the requirements to development projects already moving forward.

Water Board staff responded to the key issues raised in public comment and proposed several revisions as part of its final recommendation for approval of the Draft Resolution, including a revision to delay implementation to September 6, 2013, a full year from the date of adoption, to allow municipalities throughout the region more time to prepare for implementation. Staff also proposed revisions to language specifying that the requirements would not apply to projects that have received discretionary approval of project design by the proposed, revised, implementation date.

The Water Board also directed Water Board staff to reconvene the stakeholder advisory committee that has been in place during the last two years of developing the Resolution, and to report back to the Water Board in a year on progress toward implementation.

Public speakers:

- David Athey
- Cameron Benson
- John Boggs
- Jerry Bunin
- Alfredo Castillo
- John Falkenstien
- Kami Griffin
- Valerie Huff
- Steve Kahn
- Stacy Lawson
- Barbara Lynch
- Erin Maker
- McNamee
- Barry Rands
- Piper Reilly
- Dr. Glenn Russell
- Wendy Stockton
- Tim Walters
- Clark Young

MOTION: Mike Jordan moved to adopt Resolution R3-2012-0025, including the changes in Supplemental Sheets No. 1 and 2, and the revisions made during the hearing.

SECOND: Mike Johnston

CARRIED: Unanimously (6-0)

9. Low Threat and General Discharge Cases..... Information/Discussion

Mr. Harris introduced the item and Board staff Harvey Packard provided a brief description of the case. The Board had no questions.

11. Enforcement Report.....Status Report

Board members suggested modifying the report to allow increased visibility on recurring issues.

12. Los Osos Wastewater Project..... Status Report

Staff Environmental Scientist David LaCaro introduced the item and discussed current progress of the construction of the Los Osos Water Recycling Facility. In addition, Mr. LaCaro discussed the board subcommittee, consisting of Dr. Hunter and Dr. Wolff. The subcommittee developed a list of questions directed to San Luis Obispo County regarding the County's recycled water management plan, water conservation plan, and its dewatering plan as they relate to the mitigation of seawater intrusion and overall groundwater balance. Supervisor Bruce Gibson also addressed the Board.

County of San Luis Obispo's Los Osos Wastewater Project engineer, John Waddell, provided an update on the progress of the project, including collection system installation, septic system decommissioning, recycled water program, water conservation program, and project costs. The County's Public Works Director, Paavo Ogren, discussed the mitigation efforts for the Mid-Town site, dewatering plan for the installation of the collection lines, and groundwater sampling to establish a water quality baseline prior to treated wastewater discharges. In addition, County staff discussed the questions developed by the subcommittee.

The Water Board raised several questions for County staff regarding the dewatering activities associated with the collection system installation and the County's water conservation program. The Board also discussed seawater intrusion with county staff.

Public speakers:

- Al Barrow
- Jeff Edwards
- Martha Goldin
- Richard Margetson
- Linde Owen
- Piper Reilly
- Julie Tacker
- Gwynn Taylor
- Keith Wimer

This item was informational and no Board action was taken.

13. Public Forum.....Board Direction

- Al Barrow
- Ben Difatta
- Linde Owen
- Gwynn Taylor

14. Reports by Regional Board Members.....Status Reports

Board members Russell Jeffries and Monica Hunter discussed the end of their term and desire for reappointment.

15. Executive Officer's Report [Ken Harris] Information/Discussion

Mr. Harris gave the Board an update on the status of the Agricultural Waiver Technical Advisory Committee. He provided an update on student and staffing issues.

Chairman Young adjourned the meeting at approximately 6:15 p.m. The Board meeting will continue on September 7, 2012 in San Luis Obispo.

REGULAR MEETING / SSLOCSD ACL HEARING
Friday, September 7, 2012

Chairman Young called the meeting of the Central Coast Water Board to order at 8:30 a.m. on Friday, September 7, 2012 in San Luis Obispo.

1. Roll Call – Board Members..... Kenneth A. Harris Jr., Interim Acting Executive Officer

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| Present: | Absent: |
| Chairman Jeffrey Young | Bruce Delgado |
| Vice Chair, Russell Jeffries | Monica Hunter |
| Mike Johnston | |
| Mike Jordan | |
| Jean-Pierre Wolff | |

2. Introductions.....Ken Harris

Mr. Harris introduced Board staff and Jessica Jahr, Board Council.

3. South San Luis Obispo County Sanitation District Administrative Civil Liability Complaint..... Board Action

Mr. Harris introduced the item. Opening statements were made by Ms. Julie Macedo for the Prosecution Team and Ms. Melissa Thorne for South San Luis Obispo County Sanitation District. Mr. Bill Thoma testified for SSLOCSD and was cross-examined and the Board members asked questions. The Prosecution Team presented Mr. Gerald Horner, Mr. Jim Fischer, Ms. Katie Disimone, Mr. Jeff Appleton, and Mr. Matthew Buffleben, who all testified, were cross-examined and answered the Board's questions. South San Luis Obispo County Sanitation District presented Mr. Paul Sanghera, Ms. Mary Vorissis, and Mr. Aaron Yonker as witnesses, and they were also cross-examined and answered the Board's questions. Several members of the public also spoke during public comment on the item. Ms. Macedo and Ms. Thorne presented closing statements after the witnesses finished testifying. Chairman Young closed the public hearing, and the Board deliberated in closed session as authorized by Government Code section 11126(c)(3).


The Board reconvened in open session without making a decision on the proposed Administrative Civil Liability and decided to continue the hearing until October 3, 2012.

The official hearing transcript is available at:

http://www.waterboards.ca.gov/centralcoast/board_info/agendas/2012/september/sept_7_items/Item_3/index.shtml.

Chairman Young adjourned the meeting at approximately 1:00 a.m. on Saturday, September 8, 2012. The next regularly scheduled Water Board meeting will be held on December 5-6, 2012 in Santa Barbara.

This meeting was audio recorded; the minutes were reviewed by management and will be approved by the Board at the December 5-6, 2012 meeting in Santa Barbara.



Jeffrey Young, Chair