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## Central Coast Regional Water Quality Control Board

**Revised June 12, 2024**

### ***Notice of Public Meeting***

**Thursday, June 20, 2024, 9:00 a.m.**

**Friday, June 21, 2024, 9:00 a.m.**

**Gilroy City Council Chambers  
7351 Rosanna St.  
Gilroy, CA 95020**

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**Video and Teleconference Option:** This meeting will occur with both a physical meeting location and an option for the public to participate from a remote location. Except when consistent with the Bagley-Keene Open Meeting Act, a majority of the members will be physically present at the noticed meeting location above.

- For those who wish to watch the meeting, a webcast is available at <https://cal-span.org/static/index.php> and should be used UNLESS you intend to comment.
- **Persons wishing to provide public comment during the meeting on specific items on the agenda or during the public forum on matters not on this agenda are requested to complete an electronic comment card by 9:00 a.m., Thursday, June 20, 2024. However, comment cards will be accepted prior to the start of individual items. In addition to the electronic comment cards, hard copy comment request cards will also be available at the physical meeting location.**
- Public forum will be held on **Thursday, June 20, after the lunch break**. The comment card and instructions how to fill out a comment card are available at the following website along with additional information about participating telephonically or via the remote video option:  
[https://www.waterboards.ca.gov/centralcoast/board\\_info/remote\\_meeting/](https://www.waterboards.ca.gov/centralcoast/board_info/remote_meeting/)
- Public comment is typically limited to three minutes unless otherwise approved by the Board Chair, and the Board Chair may need to adjust the amount of time each speaker has to ensure everyone has an opportunity to provide public comment. Requests for extra time to provide public comment must be sent to the clerk to the Board at [RB3-CommentLetters@waterboards.ca.gov](mailto:RB3-CommentLetters@waterboards.ca.gov) by **12:00 noon, Monday, June 17, 2024.**

Thursday, June 20, 2024, 9:00 a.m.

**Board Business**

1. Roll call and declaration of quorum  
[Thea Tryon, Clerk to the Board, 805/549-3140, [thea.tryon@waterboards.ca.gov](mailto:thea.tryon@waterboards.ca.gov)]
2. Introductions  
[Ryan Lodge, Executive Officer, 805/549-3140,  
[Ryan.Lodge@waterboards.ca.gov](mailto:Ryan.Lodge@waterboards.ca.gov)]
3. Approval of Board Meeting Minutes, February 15-16, 2024
4. Board Member Communications, including ex parte disclosures and Board Member Reports. Board Members will identify any ex parte discussions they may have had requiring disclosure pursuant to Government Code section 11430.40, and Board Members may discuss communications, correspondence, or other items of general interest relating to matters within the Board's jurisdiction.
5. Report by State Water Resources Control Board Liaison  
[Sean Maguire, 916/341-5877, [Sean.Maguire@waterboards.ca.gov](mailto:Sean.Maguire@waterboards.ca.gov)]

**Informational Item**

6. Statewide Aquatic Toxicity Provisions  
[Karen Mogus, Chief Deputy Director, State Water Resources Control Board Division of Water Quality, 916/341-5423, [karen.mogus@waterboards.ca.gov](mailto:karen.mogus@waterboards.ca.gov)]

[Staff Report](#)

**Permits**

7. Consideration of Proposed Order R3-2024-0001, Waste Discharge Requirements and National Pollutant Discharge Elimination System (NPDES) Permit CA0049224 for the City of San Luis Obispo Water Resource Recovery Facility, San Luis Obispo County  
[Sarah Crable, Water Resource Control Engineer, 805/549-3706,  
[sarah.crable@waterboards.ca.gov](mailto:sarah.crable@waterboards.ca.gov)]

[Staff Report](#)

[Attachment 1](#): Comments and Staff Responses

[Attachment 2](#): Proposed Order R3-2024-0001

[Attachment 3](#): Draft Time Schedule Order R3-2024-0021

### **Public Forum**

8. Public forum will be heard directly after the lunch break **and not before 1:00 p.m.** Any person may orally address the Board regarding a matter within the Board's jurisdiction that is not related to an item on this meeting agenda. Comments will generally be limited to three minutes, unless otherwise approved by the Chair. See instructions at the beginning of this agenda notice for submitting a request for extra time. Comments regarding pending adjudicatory matters will not be permitted.

### **Discussion/Informational Item**

9. Status Update for the Olin Corporation Perchlorate Groundwater Cleanup Case, Morgan Hill, Santa Clara County  
[Dean Thomas, Engineering Geologist, 805/549-3690,  
[Dean.Thomas@waterboards.ca.gov](mailto:Dean.Thomas@waterboards.ca.gov)]

#### Staff Report

### **Enforcement**

10. Enforcement Report and Enforcement Program Update  
[Tamara Anderson, Senior Water Resource Control Engineer, 805/549-3334,  
[Tamara.Anderson@waterboards.ca.gov](mailto:Tamara.Anderson@waterboards.ca.gov)]

#### Staff Report

- [Attachment 1](#): Enforcement Report
- [Attachment 2](#): Enforcement Action Descriptions
- [Attachment 3](#): Enforcement Report Abbreviations

### **Administrative Items**

11. Executive Officer's Report  
[Ryan Lodge, Executive Officer, 805/549-3140,  
[Ryan.Lodge@waterboards.ca.gov](mailto:Ryan.Lodge@waterboards.ca.gov)]

#### Staff Report

- [Attachment 1](#): Table 1 - 401 Water Quality Certification Applications Received
- [Attachment 2](#): Table 2 - 401 Water Quality Certifications Issued
- [Attachment 3](#): Table 3 - Groundwater Section, Case Closure Performance Scoreboard
- [Attachment 4](#): Table 4 - Groundwater Case Closures
- [Attachment 5](#): Table 5 - Enrollments in General Orders/Waivers

12. Board Calendar 2025  
[Ryan Lodge, Executive Officer, 805/549-3140,  
[Ryan.Lodge@waterboards.ca.gov](mailto:Ryan.Lodge@waterboards.ca.gov)]

[Staff Report](#)

Friday, June 21, 2024, 9:00 a.m.

**Board Business**

13. Roll Call and declaration of quorum  
[Thea Tryon, Clerk to the Board, 805/549-3140, [thea.tryon@waterboards.ca.gov](mailto:thea.tryon@waterboards.ca.gov)]
14. Introductions  
[Ryan Lodge, Executive Officer, 805/549-3140,  
[Ryan.Lodge@waterboards.ca.gov](mailto:Ryan.Lodge@waterboards.ca.gov)]

**Watershed Management and Planning Items**

15. Consideration of a Proposed Resolution Adopting a Proposed Amendment to the Water Quality Control Plan for the Central Coastal Basin to Establish Total Maximum Daily Loads for Organophosphate Pesticides and Toxicity in the Lower Salinas River Watershed, Monterey County, California  
[Larry Harlan, Environmental Scientist, 805/594-6195,  
[Larry.Harlan@waterboards.ca.gov](mailto:Larry.Harlan@waterboards.ca.gov) and  
Daniel Ellis, TMDL Program Manager, 805/549-3889,  
[Daniel.Ellis@waterboards.ca.gov](mailto:Daniel.Ellis@waterboards.ca.gov)]

[Staff Report](#)

Attachment 1: [Proposed Resolution R3-2024-0002](#) and ([Attachment A to the Resolution](#)) [Basin Plan amendment](#)  
[Attachment 2](#): TMDL Project Technical Report  
[Attachment 3](#): CEQA Checklist and Analysis Report  
[Attachment 4](#): External Scientific Peer Review and Staff Responses  
[Attachment 5](#): Public Comments Received and Staff Responses  
[Attachment 6](#): Change Sheet  
[Attachment 7](#): Notice of Public Hearing

16. Consideration of a Proposed Resolution Adopting Proposed Amendments to the Water Quality Control Plan for the Central Coastal Basin to Incorporate Applicable Provisions of Statewide Plans and Policies  
[Jamie Pratt, Environmental Scientist, 805/594-3761,  
[Jamie.Pratt@waterboards.ca.gov](mailto:Jamie.Pratt@waterboards.ca.gov) and  
Daniel Ellis, TMDL Program Manager, 805/549-3889,  
[Daniel.Ellis@waterboards.ca.gov](mailto:Daniel.Ellis@waterboards.ca.gov)]

Staff Report

Attachment 1: Proposed Resolution R3-2024-0003

Attachment 2: Proposed Basin Plan Amendments Project Report

Attachment 3: CEQA Checklist and Analysis Report

Attachment 4: Notice of opportunity to comment (English)

Attachment 5: Notice of opportunity to comment (Spanish)

Supplemental Sheet: Late comment letter in support of adopting Tribal Beneficial Use definitions

Supplemental Sheet Attachment: Comment Letter from Santa Ynez Band of Chumash Indians

**Closed Session**

17. The Board may meet in closed session to consider personnel matters (Gov. Code § 11126 subd. (a)), to deliberate on a decision to be reached based upon evidence introduced in a hearing (Gov. Code § 11126, subd. (c)(3)), or to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation (Gov. Code § 11126, subd. (e)). The Board is not required to allow public comment on closed session items. (Gov. Code § 11125.7, subd. (e)).

[Sophie Froelich, Staff Counsel, (916/319-8557),

[Sophie.Froelich@waterboards.ca.gov](mailto:Sophie.Froelich@waterboards.ca.gov)]

**Litigation filed against the Central Coast Water Board:**

1. 2019 Amendments to CAO for Cleanup at Dutch Maid Cleaners, 3323 State Street, Santa Barbara – *San Roque Clean Up Fund and Trust U/W of Emil Deloreto v. California Regional Water Quality Control Board, Central Coast Region, et al.* (Santa Barbara Superior Court, Anacapa Division, Case 20CV00022)
2. *San Jerardo Cooperative Inc. et al. v State Water Resources Control Board and California Regional Water Quality Control Board, Central Coast Region et al.*, Verified Petition for Writ Of Mandate, Sacramento County [Case No. 23WM000108] [seeking among other things, a writ of mandate requiring the Regional Board to vacate and set aside provisions of Agricultural Order R3-2021-0040 related to protecting riparian and wetland habitat and to readopt the Order with a stated purpose of protecting and enhancing riparian and wetland habitat with associated management practices].
3. *County of Santa Barbara v. State Water Resources Control Board and California Regional Water Quality Control Board, Central Coast Region et al.* Petition for Writ of Mandate, County of Santa Barbara [Case # 24 CV 01020] [seeking, among other things, a writ of mandate removing Petitioner as a named responsible party under cleanup and abatement order (CAO) R3-2023-

0070, or to exclude Petitioner from responsibility for the requirements set forth in the CAO].

4. *Santa Maria Public Airport District v. California Regional Water Quality Control Board, Central Coast Region* Petition for Writ of Mandate, County of Santa Barbara [Case # 24 CV 01262] [seeking, among other things, a finding that the Petitioner is not properly named as a discharger under CAO R3-2023-0070 and a stay of all items due under the CAO].

**Litigation filed by the Central Coast Water Board against other parties, including referrals to the Office of the Attorney General:**

5. Referral to Attorney General concerning Big Basin Woods Subdivision Wastewater Treatment Plant, Resolution R3-2023-0030
6. Referral to Attorney General concerning Casmalia Hazardous Waste Site Litigation: *United States v. State of California and Related Matters*

**IMPORTANT INFORMATION**

If you have questions about the agenda, contact the clerk to the Board at (805) 549-3140 or by email at: [RB3-CommentLetters@waterboards.ca.gov](mailto:RB3-CommentLetters@waterboards.ca.gov). Written comments must generally be received prior to the Board meeting by the comment deadline for the specific agenda item. Written comments that are received after deadlines set by item-specific notices and/or hearing procedures will not generally be admitted. In addition, written comments will not generally be admitted for informational items that do not have a specific comment deadline. Any person requesting to submit late materials or materials for informational items must demonstrate good cause, and the Chair must find that the admission of the late materials would not prejudice the Central Coast Water Board or any interested persons or designated parties. The Chair may modify this rule to avoid severe hardship. Unless otherwise specified, all parties and interested persons must submit written comments, presentation materials, and requests for extra time to speak to the Board for items on the agenda by **12:00 noon on Monday, June 17, 2024**. Admittance of written comments and requests for extra time to speak are subject to Board Chair approval. A late request for extra time will not prevent the party from speaking to the Board for the three minutes provided to all members of the public.

Submittals are to be sent via email to the clerk to the Board at [RB3-CommentLetters@waterboards.ca.gov](mailto:RB3-CommentLetters@waterboards.ca.gov). Please indicate in the subject line, "**June 20-21, 2024, BOARD MEETING** (fill in bolded subject from appropriate item)." If you have questions about the agenda, contact the clerk to the Board at (805) 549-3140.

Agenda and items are available electronically at:  
[https://www.waterboards.ca.gov/centralcoast/board\\_info/agendas/](https://www.waterboards.ca.gov/centralcoast/board_info/agendas/)

If you would like to request a copy of public comments submitted on an agenda item, please send a request to [RB3-CommentLetters@waterboards.ca.gov](mailto:RB3-CommentLetters@waterboards.ca.gov), identifying the Board meeting date and agenda item by name and number.

Instructions regarding Board meeting conduct and procedures can be found on the Central Coast Water Board's website at:

[http://www.swrcb.ca.gov/centralcoast/board\\_info/agendas/board\\_meeting\\_conduct.pdf](http://www.swrcb.ca.gov/centralcoast/board_info/agendas/board_meeting_conduct.pdf)

If you require an interpreter or other accommodations, please contact the clerk to the Board at (805) 549-3140 or [RB3-CommentLetters@waterboards.ca.gov](mailto:RB3-CommentLetters@waterboards.ca.gov) by **12:00 noon on Monday, June 17, 2024.**

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