



California Regional Water Quality Control Board Central Coast Region



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Edmund G. Brown Jr.
Governor

MINUTES

REGULAR MEETING

Wednesday, March 16, 2011

PANEL HEARING

Thursday, March 17, 2011

Central Coast Regional Water Board

Wednesday, March 16, 2011

Chairman Young called the meeting of the Central Coast Water Board to order at 2:30 p.m. on Wednesday, March 16, 2011, at the Watsonville City Council Chambers, 275 Main Street, Watsonville, California.

1. Roll Call Executive Officer Roger Briggs

Board Members Present:

Chairman Jeffrey Young
Vice Chair, Russell Jeffries
John Hayashi
David Hodgkin
Jean-Pierre Wolff

Absent:

Monica Hunter

2. Introductions..... Executive Officer Roger Briggs

Executive Officer Roger Briggs introduced staff and State Board Staff Counsel Frances McChesney. He noted that State Board Staff Liaison Frances Spivey-Weber would not be able to attend the meeting but will attend Thursday's meeting. Mr. Briggs asked parties who wished to speak to complete testimony cards and turn them in. Supplemental sheets that were prepared after the agenda was sent out are as follows: Item 6 and Item 11.

3. Approval of February 3, 2011 Meeting Minutes Board Motion

Dr. Jean-Pierre Wolff requested the February 3, 2011 minutes be corrected to reflect that he recused himself from Items 19 and 20; Chair Young agreed and Roger Briggs stated the February minutes would be corrected. The corrected record will also show that John Hayashi recused himself from those items.

MOTION: David Hodgkin moved to approve the amended February 3, 2011 Meeting Minutes

SECOND: Russell Jeffries

CARRIED: Unanimously (5-0)

4. Report by State Water Resources Control Board Liaison..... Status Report

No report available.

5. Uncontested Items CalendarBoard Motion

Executive Officer Roger Briggs summarized Item 7 and recommended it remain on consent. Additionally, Mr. Briggs summarized and recommended that Item 10 be added to the uncontested items calendar.

MOTION: Russell Jeffries moved to approve the uncontested items calendar

SECOND: John Hayashi

CARRIED: Unanimously (5-0)

6. San Paso Truck Stop, 81 Wellsona Road..... Information/Discussion

Mr. Briggs summarized the staff report and supplemental sheet. In response to a Board Member question, Mr. Briggs confirmed that Water Board staff had received and is reviewing a required work plan. There were no other Board Member questions or comments.

8. Enforcement Report..... Status Report

Executive Officer Briggs introduced the item and explained that it was a written report. He said that the report includes discussions of recent expedited payment letters issued by staff, permit language relating to spills, a summary of salts violations at the Pasadera WWTP, and a list of recent violations.

Enforcement Coordinator Harvey Packard reviewed the current status of the expedited payment letters.

Dr. Wolff said that he can help staff determine applicability of national standards, ANSI, for example.

Mr. Hayashi asked if dischargers can excuse violations by saying that conditions were out of their control. Mr. Briggs said that the permits explain what level of protection the facilities must provide. Dr. Wolff added that the permits require protection against 100 year floods, for example.

Ms. McChesney explained that when enforcement actions are brought to the Board, then the Board can get into details and specifics.

9. Public Forum..... Board Direction

11. Executive Officer’s Report Information/Discussion

Mr. Briggs referred to staff outreach with Salinas Valley Cattlemen’s Association regarding Total Maximum Daily Load implementation. He discussed budget status and that the Central Coast Region is still being carried in terms of staffing by other water board organizations that have vacancies.

Mr. Briggs discussed groundwater contamination from nitrate, as well as salt buildup in general. However, nitrate is a much more severe health threat. There is a hole in the regulatory framework that means wells with less than five connections have no on-going testing requirements and yet we have data indicating extensive areas with nitrate contamination. Mr. Briggs discussed follow-up with the letter from the Water Board to all county public health officers, and staff efforts toward providing notification to those who are in these areas and have wells that are at risk. Staff is coordinating with State Board domestic water well sampling about to get underway in Monterey County. Board Members discussed the need for counties to include well testing in their ordinances, as well as potential for obtaining well information from tax assessor information and possibly Multiple Listings Service.



Mr. Briggs mentioned the statewide Accomplishments Report and the Water Quality Coordinating Committee meeting September 26 and 27 in Sacramento.

Mr. Hayashi noted that he is recusing himself from the agricultural item on the agenda for the next day, March 17th. Chairman Young adjourned the public meeting at 3:35 p.m. to go to closed session.

Thursday, March 17, 2011

Chairman Young called the meeting of the Central Coast Water Board to order at 8:15 a.m. on Thursday, March 17, 2011, at the Watsonville City Council Chambers, 275 Main Street, Watsonville, California.

12. Roll Call Executive Officer Roger Briggs

Board Members Present:
Chairman Jeffrey Young
Vice Chair, Russell Jeffries
David Hodgkin
Monica Hunter

Recused:
John Hayashi
Jean-Pierre Wolff

13. Introductions..... Executive Officer Roger Briggs

Executive Officer Roger Briggs introduced State Board Staff Counsel Frances McChesney, State Board Staff Liaison Fran Spivey Weber, San Francisco Bay Regional Board Chairman John Muller, and staff. Mr. Briggs asked parties who wished to speak to complete testimony cards and turn them in. Chairman Young instructed that for the purposes of budgeting time, testimony cards must be submitted by 12:00 noon.

**14. Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands
Draft Order No. R3-2011-0006** Panel Hearing

The Central Coast Water Board held Executive Officer Roger Briggs introduced Item 14 as a panel hearing to consider the staff recommendation for an updated Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands (Draft Agricultural Order). Water Board attorney Frances McChesney stated that Board Members John Hayashi and Jean-Pierre Wolff were recused from this item.

The Water Board heard a staff presentation and many hours of comments on the recommended Draft Agricultural Order. Chairman Young noted that the Board would not be able to conclude this item today and that the hearing would be continued to a San Luis Obispo meeting. Chairman Young provided an opportunity for anyone at the March meeting to come to the podium and address the Board if they would not be able to attend the next meeting in San Luis Obispo. Individuals who provided verbal comments are included in Table 1.

The Water Board continued the hearing to allow all members of the public who came to the meeting an opportunity to present their verbal comments. The hearing was continued to the next Water Board meeting on Wednesday, May 4, 2011, beginning at 10:00 a.m. in San Luis Obispo. Chairman Young stated that members of the public who submitted testimony cards in Watsonville on March 17th, indicating their intent to provide verbal comments at the March 17 Board Meeting, but who did not address the Board, will be able to provide their verbal comments at the May 4, 2011 Board meeting in San Luis Obispo.

A full court reported transcript will be available for Item 14. All documents and supporting information for this Board Item are available on the website at:

http://www.waterboards.ca.gov/centralcoast/board_info/agendas/2011/march/Item_14/index.shtml



Table 1. Speakers at the hearing:

Name	Affiliation
Danny Merkley, Brad Barbeau, John Letey, Robert Dolezal, Bill Thomas, Kari Fischer, Tess Dunham,	Farm Bureau Group ¹ This group has five minutes remaining for comments.
Rick Tomlinson, Michael Cahn	Strawberry Commission, UC Cooperative Extension ¹
Steve Shimek	Monterey Coastkeeper ¹
Dipti Bhatnagar	Environmental Justice Coalition for Water ¹
Maricela Morales	Coastal Alliance United for a Sustainable Economy ¹
Ben Pitterle	Santa Barbara Channelkeeper ¹
Dale Huss	General Manager, Sea Mist Farms
Ken Bradley	Water Operator II, Anchorpoint Academy
Deborah Pembrook	Santa Cruz resident
Kevin Merrill	Santa Barbara County Farm Bureau
Eric Lauritzen	Monterey County Ag Commissioner/speaking on behalf of County Supervisor Simon Salinas
Vanessa Rebecchi	Field Representative for Assembly Member Luis Alejo
Bob Martin	Rio Farms - King City
Dick Hartmann	Birencorp, Portland, OR
Gina Langhout	Santa Cruz resident
Robin Lee	Bolsa Knolls Watershed Group
Elizabeth Ward	Individual
Joan Bennett	Salinas resident
Martha Guzman	California Rural Legal Assistance Foundation
Rev. Lindi Ramsden	Unitarian Universalist Legislative Ministry, Sacramento, CA
Eric Overeem	NH3 Service Company
Kristina Chavez Wyatt	Government Relations Committee, San Benito County Chamber Chairman
Margie Kay	Watsonville resident - Elkhorn Slough
Horacio Amezcuita	San Jerardo Cooperative
Debra Combrick	Individual
Rev. Pallas Stanford	Unitarian Universalist Fellowship, Aptos, CA
Heidi Niggemeyer	Speaking for Tom Reeves, City of Monterey Public Works / Monterey Regional Stormwater Management Program
Ann Myhre	San Ardo resident
Jennifer Clary	Policy Analyst for Clean Water Action, San Francisco, CA
Sarah Damron	Central CA Regional Manager for Surfrider Foundation
Roy Lanpa	Gilroy resident
Nathan Alley	Staff Attorney for Environmental Defense Center



Table 2. Individuals who submitted a Testimony Card at the March 17, 2011 Board Meeting in Watsonville for Item 14, but DID NOT testify.

	First Name	Last Name	Affiliation	Ag Working Group / Ag Proposal
1	Karen	Araujo	Salinas City Planning Commissioner	
2	Harold	Biaggini	Farm Bureau	
3	Lisa	Bodrogi	Paso Robles Wine Co. Alliance	X
4	Tim	Borel	Nunes Vegetables	
5	Mike	Broadhurst	Cambria farmer	
6	Chris	Bunn	Crown Packing Company	
7	Andy	Caldwell	COLAB SLO& SB County	
8	Bob	Campbell	Lompoc grower	
9	Bill	Carrothers	Salinas resident	
10	Fred	Chamberlin	Los Olivos resident	
11	Anne	Coates	Cachuma Resource Conservation District	
12	Jim	Cochran	Swanton Berry Farm	
13	Kevin	Collins	Sierra Club	
14	David	Costa	Costa Family Farms	
15	Gail	Delihant	Western Growers	
16	Deirdre	Des Jardins	Sierra Club	
17	Joe	Dillon	National Marine Fisheries Service, NOAA	
18	Darlene	Din	Watsonville resident	
19	William	Elliott	Jensen Farms	
20	Joy	Fitzhugh	San Luis Obispo Co. Farm Bureau	X
21	Jody	Frediani	Santa Cruz resident	
22	Cliff	Garrison	SLO Cattlemen's Association, San Simeon	
23	Dirk	Giannini	Salinas farmer	
24	Alice	Gripp	Santa Barbara resident	



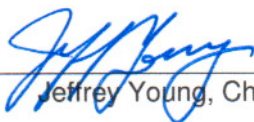
	First Name	Last Name	Affiliation	Ag Working Group / Ag Proposal
25	Norm	Groot	Executive Director, Monterey County Farm Bureau	
26	Edward	Hard	CDFA	
27	Don	Hoernschemeyer	Unitarian Universalist, Aptos resident	
28	Bridget	Hoover	Monterey Bay National Marine Sanctuary	
29	Nancy	Isakson	Salinas Valley Water Coalition	
30	Christine	Kemp	Attorney for landowners, Salinas, CA	
31	Chris	Khan	Principal, Khan-Bernier - <i>Does not wish to testify</i>	
32	Kerry	Lobel	Puente de la Costa Sur	
33	Marc	Los Huertos	CA State University, Monterey Bay	
34	Arrienne	Martin	Santa Cruz resident	
35	Mibs	McCarthy	Unitarian Universalist Church of the Monterey Peninsula	
36	Susan	McDonald	Cambria resident	
37	Kay	Mercer	Paso Robles resident	
38	Kris	O'Connor	Central Coast Vineyard Team	X
39	Barbara Ann	Ogle	Santa Cruz resident	
40	Dana	Perls	Pesticide Watch	
41	Susan F.	Petrovich	Attorney for Santa Barbara County Cattlemen's Association	
42	Richard	Quandt	Grower-Shipper Association	X
43	Bill	Ritz	District Representative for Senator Anthony Cannella	
44	Keith	Roberts	Vineyard owner	
45	Kirk	Schmidt	Preservation, Inc.	
46	Stuart	Styles	Cal Poly Irrigation Training & Research Center	
47	Michael	Taloff	Sierra Club	



	First Name	Last Name	Affiliation	Ag Working Group / Ag Proposal
48	Salvador	Treji	Treji Farms - <i>Does not wish to testify</i>	
49	Wilton	Webster	Paso Robles vineyard owner	
50	Howard	Whitney	Remediation Testing & Design	
51	C. Z.	Whitney	Santa Margarita farmer	
52	Joel	Wiley	Certified Crop Advisor, Aromas, CA	
53	Dr. Lowell	Zelinski	San Luis Obispo County WRAC	
54	Taxpayer & Voter (Liz Degoursac?)		USA, 151 Surf Way #22, Monterey, CA 93940	

Chairman Young adjourned the meeting at approximately 6:00 p.m. (Note: The next Board meeting and the continuation of the panel hearing will be held on May 4 & 5, 2011, in San Luis Obispo, CA. (The agricultural order hearing will be on May 4, beginning at 10:00).

The meeting was audio and video recorded and the minutes were reviewed by management and will be approved by the Board at its May 5, 2011 meeting in San Luis Obispo, CA.



Jeffrey Young, Chairman

Shared/-Board Meetings/Executive Assistant/Minutes/2011/march_16and17_11_mins/sd

