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Central Coast Regional Water Quality Control Board

CENTRAL COAST REGIONAL WATER QUALITY CONTROL BOARD  
REGULAR MEETING MINUTES

Santa Barbara County Offices  
Planning & Development Hearing Room – 1<sup>st</sup> Floor  
105 E. Anapamu Street, Santa Barbara

Thursday, September 22, 2016, 8:30 a.m.

Chair Dr. Jean-Pierre Wolff called the meeting to order on September 22, 2016, at 8:35 a.m.

**Board Business**

1. Roll Call  
[Tammie Olson, Clerk to the Board, 805/549-3140, [Tammie.Olson@Waterboards.ca.gov](mailto:Tammie.Olson@Waterboards.ca.gov)]

**Water Board Members**

**Present:** Chair Wolff, Vice-Chair Hunter, Member Delgado, Member Gray, Member Johnston, and Member Young

**Absent:** Member Cervantez arrived at 8:50

2. Introductions, Staff Recognition, and Awards  
[John Robertson, Executive Officer, 805/549-3140, [John.Robertson@waterboards.ca.gov](mailto:John.Robertson@waterboards.ca.gov)]

Executive Officer John Robertson introduced Jessica Jahr, Staff Counsel; Michael Thomas, Assistant Executive Officer; Tammie Olson, Clerk to the Board; and Section Managers Harvey Packard and Lisa McCann.

3. Approval of the July 28-29, 2016, Board meeting minutes

**Motion:** Vice-Chair Hunter moved to approve the minutes of July 28-29, 2016  
**Seconded by:** Member Delgado  
**Roll Call Vote:**  
**Aye:** Chair Wolff, Vice-Chair Hunter, Member Delgado, Member Gray, Member Johnston, and Member Young  
**Nay:** None  
**Absent:** Member Cervantez  
**Abstain:** None  
**MOTION CARRIED:** 6-0

4. Reports by Regional Board Members

• Chair Wolff

- August 5, 2016, meeting with San Luis Obispo County Farm Bureau regarding groundwater recharge. This is a committee formed to explore stormwater capturing for ground water recharge.
- August 9, 2016, Sustainable Groundwater Management Act meeting with the County of Luis Obispo County, which is in the process of addressing its six basins.
- August 24, 2016, Santa Maria Agriculture workshop with Member Hunter.
- August 31, 2016, Central Coast Water Board Agriculture Order workshop in San Luis Obispo at the Farm Bureau.
- August 31, 2016, State Water Board held a meeting at the Water Board office in San Luis Obispo with representatives of various San Luis Obispo basins relating to the Sustainable Groundwater Management Act.
- September 1, 2016, City of San Luis Obispo addressing the Sustainable Groundwater Management Act .
- September 2, 2016, San Luis Obispo County Farm Bureau groundwater recharge program for agriculture conference call with of the State Board Division of Water Rights.
- September 6, 2016, Edna Valley Mutual Water Company.
- September 7, 2016, San Luis Obispo County Water Resources Advisory Council meeting.
- September 12, 2016, attended the statewide Regional Water Boards chairs' call in preparation for WQCC meeting in Sacramento in October.
- September 13, 2016, San Luis Obispo City regarding the Sustainable Groundwater Management Act.
- September 20, 2016, San Luis Obispo County regarding the Sustainable Groundwater Management Act.

• Vice-Chair Hunter:

- August 23, 2016, Regional Board workshop in Santa Maria for the agricultural order.
- Reported on environmental justice issues.
  - San Jerardo update
  - UCLA Project – three sites in the Salinas valley for reverse osmosis pilot projects
    - Blue Rock Apartments- very old Victorian house west of Salinas
    - Prior Farms – behind Chualar
    - Santa Teresa Apartments – east of Soledad
  - Americorps Program
  - Resolution on human right to drinking water

• Member Delgado:

- October 6, 2016, 18th Annual Central California Invasive Weed Symposium, Field Trip to the Salinas River to see Arundo removal.

• Member Johnston:

- August 23, 2016, Regional Board workshop for the agricultural order.

- Pinto Lake update: it was closed for the second time September 16<sup>th</sup> due to a high level of toxins.
  - Member Cervantez, Member Gray, and Member Young:
    - Nothing to report
5. Report by State Water Resources Control Board Liaison [Steven Moore 916/341-5624] Mr. Moore was unable to attend the meeting.

### Uncontested Items

6. Items on the uncontested items calendar are expected to be routine and noncontroversial. Recommended action will be taken without discussion. Items may be removed at the request of any board member or person, and if removed, will be taken up during the meeting at a time specified by the Chair. If an item is removed from the uncontested items calendar, it will only be voted on at this meeting if the board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons. Item 7 is uncontested.
7. Rescission of Waste Discharge Requirements Order No. 01-070 for Folktale Winery (Formerly Chateau Julien Wine Estate), Monterey County  
[Tom Kukol, 805/549-3689, [tom.kukol@waterboards.ca.gov](mailto:tom.kukol@waterboards.ca.gov)]

**Motion:** Member Johnston moved to approve item 7  
**Seconded by:** Member Gray  
**Roll Call Vote:**  
**Aye:** Chair Wolff, Vice-Chair Hunter, Member Cervantez, Member Delgado, Member Gray, Member Johnston, and Member Young  
**Nay:** None  
**Absent:** None  
**Abstain:** None  
**MOTION CARRIED:** 7-0

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### Discussion/Informational Items

10. Sustainability Certification for Vineyards  
[Chris Rose, 805/542-4770, [Chris.Rose@waterboards.ca.gov](mailto:Chris.Rose@waterboards.ca.gov)]

Agenda item 10 was an informational item about the Sustainability in Practice (SIP) certification program for vineyards. Kris Beal of the Vineyard Team gave a presentation on the SIP program, focusing on the water quality protection aspect of SIP. Public comments were received orally at the board meeting, including from Ms. Claire Wineman, president of Grower Shipper of San Luis Obispo and Santa Barbara Counties, who expressed support for the third-party approach towards addressing threat to water quality. Ms. Wineman, as well as Mr. Kirk Schmidt of Preservation Inc., expressed concern that monitoring costs to enrollees in the Agricultural Order could increase if certification programs excuse some enrollees from participating in cooperative monitoring. Mr. Steve Shimek of the Otter Project commented about pesticide switching in agricultural settings and whether certification

programs were able to adapt certification criteria accordingly. Board members asked questions concerning specific pesticide restrictions for SIP certification and how these restrictions align with California Department of Pesticide Regulation's list of pesticides posing a threat to water quality. Board members inquired about neonicotinoid pesticide use on wine grapes, which is allowed in the SIP certification criteria. Board members also asked questions pertaining to the auditing system of the SIP program and requested that at the next board meeting staff provide a list of pesticides used in agricultural production that pose a risk to water quality.

**Presentation:**

- Kris Beal

**Speakers:**

- Steve Shimek, Otter Project and Monterey Coastkeeper
- Clair Wineman, Grower-Shipper Association of San Luis Obispo and Santa Barbara Counties
- Kirk Schmidt, Executive Director, Central Coast Water Quality Preservation, Inc.

11. Irrigated Lands Regulatory Program: Update on efforts to develop next Agricultural Order and update on development of third-party monitoring and reporting expectations.  
[Chris Rose, 805/542-4770, [Chris.Rose@waterboards.ca.gov](mailto:Chris.Rose@waterboards.ca.gov)]

Agenda item 11 was an informational item updating the board about replacement of the current agricultural order. Irrigated Lands Regulatory Program Manager Chris Rose provided a presentation outlining recent outreach events, recommendations on specific agricultural requirements for inclusion in the next agricultural order, and a request for board direction regarding the total nitrogen applied reporting and the term of the next agricultural order. Public comments were received orally at the board meeting, including from Mr. Steve Shimek of the Otter Project, who requested better alignment between the content of staff reports and respective presentations for board agenda items. Mr. Ben Pitterle of Santa Barbara Channel Keeper made a request for a term of one to two years for the next agricultural order. Ms. Claire Wineman, president of Grower Shipper of San Luis Obispo and Santa Barbara Counties, recommended that the requirements of the next agricultural order be the same as the current order and commented that there is lack of support in the agricultural community for the 2017 monitoring and reporting program requirements issued by Executive Officer John Robertson in August 2016. Mr. Parry Klassen of the Central Coast Groundwater Coalition notified the board of his petition against the monitoring and reporting programs ordered by Mr. John Robertson. Mr. Kirk Schmidt of Preservation Inc. commented that a draft vineyard/winery order currently in public comment period could adversely affect the surface water quality monitoring costs for 2017 monitoring being conducted by Preservation Inc. on behalf of growers enrolled in the Agricultural Order. Mr. Schmidt also commented on the invoicing structure of the monitoring program and how the implementation of vineyard/winery order could upset Preservation Inc.'s planning and budgeting. Board members suggested that a term of three years for the next agricultural order is warranted, while other board members suggested that two years should be sufficient, and others suggested that three to four years is acceptable. Board members suggested that the total nitrogen applied requirement could be extended to all tier 2 and tier 3 ranches, except those growing wine grapes and orchard trees; other board members suggested that the requirement could be applied to all ranch tiers growing crops with a high risk of loading nitrogen to

groundwater. Board members suggested that the nitrogen applied reporting requirement be written to incentivize the use of recycled nitrogen, such as nitrogen in irrigation water.

**Presentation:**

- Chris Rose

**Speakers**

- Steve Shimek, Otter Project and Monterey Coastkeeper
- Parry Klassen, Central Coast Groundwater Coalition
- Ben Pitterle, Watershed and Marine Program Director, Santa Barbara Channel Keeper
- Clair Wineman, Grower-Shipper Association of San Luis Obispo and Santa Barbara Counties
- Kirk Schmidt, Executive Director, Central Coast Water Quality Preservation, Inc.

**Public Forum**

12. Public forum will be heard directly after the lunch break, **not before 1:30 p.m.** Any person may 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 directed by the Chair. Any person wishing to make a longer presentation should contact the Executive Officer at least one week prior to the meeting. Comments regarding pending adjudicatory matters will not be permitted.

- Steve Shimek, Otter Project and Monterey Coastkeeper
- Kay Mercer, KMI and representing Grower-Shipper Association of Central California GSA/Monterey County Farm

**Enforcement**

13. Enforcement Report

[Thea Tryon 805/542-4776, [Thea.Tryon@waterboards.ca.gov](mailto:Thea.Tryon@waterboards.ca.gov) ]

Ms. Thea Tryon, the enforcement coordinator for the Central Coast Water Board, presented the enforcement report to the Board. Ms. Tryon described that the enforcement report uses a new format to provide better information to the Board regarding enforcement activities. Ms. Tryon described that the new format includes background information on the types of enforcement actions that staff can take and she provided a summary of the enforcement actions that were taken between December 1, 2015, and July 31, 2016. Ms. Tryon also described that staff is no longer presenting long lists of "raw data" regarding violations reported by dischargers that staff are still in the process of reviewing for potential future enforcement. Instead of a long list of raw data, a table now summarizes the different categories of the violations reported that are still under review. All of the Board members appreciated the new format and found it more informative. Mr. Johnston asked about the appearance that there are more notices of violation for San Luis Obispo County, and Ms. Tryon reported that San Luis Obispo does have more active permits compared to other counties and that is likely the reason for the increased number of violations in that county. Ms. Tryon also acknowledged one of her enforcement team staff, Mr. Todd Stanley, for his superior accomplishments in the enforcement unit and that he recently received an award for his outstanding performance in the unit.

The meeting adjourned at 4:05 p.m.

Friday, September 23, 2016, 9:00 a.m.

Chair Dr. Jean-Pierre Wolff called the meeting to order on September 23, 2016, at 9:05 a.m.

Board Business

14. Roll Call

[Tammie Olson, Clerk to the Board, 805/549-3140, [Tammie.Olson@Waterboards.ca.gov](mailto:Tammie.Olson@Waterboards.ca.gov)]

**Water Board Members**

**Present:** Chair Wolff, Vice-Chair Hunter, Member Cervantez, Member Delgado, Member Gray, Member Johnston, and Member Young

Public Forum

15. Any person may 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 directed by the Chair. Any person wishing to make a longer presentation should contact the Executive Officer at least one week prior to the meeting. Comments regarding pending adjudicatory matters will not be permitted.

- There were no requests for public forum.

Discussion/Informational Items

16. Update on the Central Coast Ambient Monitoring Program and Healthy Watersheds Assessment [Karen Worchester, 805/549-3333 [Karen.worchester@waterboards.ca.gov](mailto:Karen.worchester@waterboards.ca.gov) ]

Central Coast Ambient Monitoring Program (CCAMP) Manager and Senior Environmental Scientist Karen Worchester provided a three-part presentation to the Board on the CCAMP program, including an overview of CCAMP monitoring activities, a review of key data findings for the Region, and an introduction to the Healthy Watersheds Report Card. She described CCAMP watershed monitoring, which takes place in a rotational design across the Region's five major watershed areas, as well as coastal confluences monitoring, where streams and rivers meet the ocean. CCAMP collects a wide variety of chemical, physical, and biological parameters at monthly intervals to facilitate change detection. CCAMP data, along with data from other sources, are available on the CCAMP Data Navigator, at [www.ccamp.org](http://www.ccamp.org). The Region has two major areas with water quality problems resulting from multiple contaminants; these are in the lower Salinas and Santa Maria River areas. Karen showed a series of maps and graphs taken from the Data Navigator describing status and trends in various water quality parameters. The CCAMP Healthy Watersheds Report card is currently populated with measures of aquatic health. Karen took the Board on a quick tour of the draft website, which combines multiple measures into simple scores of health at a site, waterbody and watershed level, and helps answer questions such as: is it healthy, where is it healthy, and is it improving?

Board members asked about the sources of thresholds, the sources of other data, access to data on emerging contaminants, CCAMP data quality, and coordination with DPR. The Board was interested in using fish populations and condition as a measure of health. They were also interested in how flow could be included as a measure of health. Board members suggested that we present CCAMP tools and findings at a "State of the Region" conference

and also potentially individually to local agencies. Board members suggested that the project work on messaging to target audiences (such as legislators), and on telling key stories in a user-friendly way.

**Speakers**

Alex Bennett, policy associate, Heal the Ocean

17. Chemicals of Emerging Concern in Ambient Water Quality and Regulated Discharges  
[Harvey Packard, 805/542-4639, [Harvey.packard@waterboards.ca.gov](mailto:Harvey.packard@waterboards.ca.gov)]

Supervising Engineer Harvey Packard showed a powerpoint presentation discussing the prevalence of contaminants of emerging concern in central coast waters. The board asked questions and discussed several aspects of the presentation. The board took no action.

**Administrative Items**

18. Executive Officer's Report  
[John Robertson, Executive Officer, 805/549-3140, [John.Robertson@waterboards.ca.gov](mailto:John.Robertson@waterboards.ca.gov)]

Mr. Robertson briefly described the Executive Officer's report.

19. 2017 Meeting Dates and locations  
[John Robertson, Executive Officer, 805/549-3140, [John.Robertson@waterboards.ca.gov](mailto:John.Robertson@waterboards.ca.gov)]

**2017 Meeting Dates and Locations**

Meeting Date		Location
January 26-27, 2017	Regular Meeting	Santa Barbara
March 7-8-9, 2017*	Regular Meeting	Watsonville
May 11-12, 2017	Regular Meeting	San Luis Obispo
July 13-14, 2017	Regular Meeting	Watsonville
September 21-22, 2017	Regular Meeting	Santa Barbara
December 7-8, 2017	Regular Meeting	San Luis Obispo

\*Normally meetings are Thursday and Friday, however this meeting is Tuesday through Thursday.

**Motion:** Member Delgado moved to approve the 2017 Board Calendar with the changes to drop the October date and to add an additional date March 7 to the Watsonville meeting.

**Seconded by:** Member Hunter

**Roll Call Vote:**

**Aye:** Chair Wolff, Vice-Chair Hunter, Member Cervantez, Member Delgado, Member Gray, Member Johnston, and Member Young

**Nay:** None

**Absent:** None

**Abstain:** None

**MOTION CARRIED:** 7-0

Chair Wolff adjourned the meeting at approximately 4:55 p.m.



Dr. Jean-Pierre Wolff, Chair