
Central Coast Regional Water Quality Control Board

REGULAR MEETING MINUTES

Friday, Aug 13, 2021, 9:00 a.m.
Video and Teleconference Meeting Only
No Physical Meeting Location
(Authorized by and in furtherance of
Executive Orders [N-29-20](#) and [N-33-20](#))

Video and teleconference recordings of the meeting are currently available on the following website: <https://cal-span.org/static/meetings-RWQCB-CC.php>

Friday, August 13, 2021, 9:00 a.m.

Chair Dr. Jean-Pierre Wolff called the meeting to order on Friday, August 13, 2021, at 9:03 a.m.

Board Business

1. Roll Call

[Tammie Olson, clerk to the Board]

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

Absent: none

2. Introductions, Staff Recognition, and Awards

[Matthew Keeling, Executive Officer, 805/549-3140,
Matt.Keeling@waterboards.ca.gov]

Mr. Keeling introduced:

- Tammie Olson, clerk to the Board; Stephanie Yu and Chris Moskal, legal counsel; Thea Tryon, assistant executive officer; and section managers Harvey Packard, Angela Schroeter, and Mary Hamilton
- State Water Resources Control Board Liaison Sean Maguire

Announcements

- Matt Keeling announced the retirement of Michael Sandecki, engineering geologist, after 35 years of state service.
- Thea Tryon introduced Mary Hamilton, newly promoted to section manager. She will lead the irrigated lands; 401 certification; standards, planning and assessment; non-point source; basin planning; and grants programs.

DR. JEAN-PIERRE WOLFF, CHAIR | MATTHEW T. KEELING, EXECUTIVE OFFICER

- Matt Keeling welcomed back Arwen Wyatt-Mair from maternity leave and announced she is now the program manager for both the Cannabis and NPDES programs.
- Arwen Wyatt-Mair introduced three new students who help with the WDR and NPDS programs:
 - Olivia Williams, Zelda Zivny, and Lanie Carl
- Diane Kukul introduced a new student to the 401 Water Quality Cert. Unit:
 - Jackson Welch
- Board Member Johnston announced he is resigning from the Board later this month. He thanked many people he has worked with over his many years of service. He voiced his appreciation for his fellow Board members and the things he learned from working with them. He also acknowledged staff and stakeholders. Mr. Keeling read a resolution of appreciation into the record for member Johnston. Chair Wolff, Vice Chair Gray and Member Hunter all commended member Johnston for his dedicated service and significant value added to the Board.

Motion: Member Hunter moved to approve the resolution for Mike Johnston

Seconded by: Member Young

Roll Call Aye: Chair Wolff, Vice Chair Gray, Member Hunter, and Member Young

Abstain: Member Johnston

Motioned Carried: 4 to 0

3. Approval of Board Meeting Minutes

Motion: Member Young moved to approve minutes of June 18, 2021

Seconded by: Member Hunter

Roll Call Aye: Chair Wolff, Vice Chair Gray, Member Hunter, and Member Young

Abstain: Member Johnston

Motioned Carried: 4 to 0

4. Reports by Regional Board Members

Chair Wolff:

- June 21, 2021, San Luis Obispo County Sustainable Groundwater Management Agency meeting
- June 25, 2021, attended the Cayucos Water Resources Recovery Facility ribbon cutting ceremony with Member Hunter and Thea Tryon
- July 6, 2021, call with chair of Central Valley Region Karl Longley, discussed disadvantaged community issues
- July 8, 2021, lunch with John Robertson, former executive officer
- July 12, 2021, monthly chairs call, discussed the current drought. The meeting also included discussion of the upcoming Water Quality Coordinating Committee meeting that will be held in the fall.
- July 12, 2021, monthly conference call with former State Board liaison Dorene D'Adamo and Matthew Keeling

- August 6, 2021, conference call with State Water Board Chair Joaquin Esquivel, State Water Board member Sean Maguire, State Water Board Executive Director Eileen Sobeck, Vice Chair Gray, and Executive Officer Matthew Keeling

Vice Chair Gray

- August 6, 2021, conference call with State Water Board Chair Joaquin Esquivel, State Water Board member Sean Maguire, State Water Board Executive Director Eileen Sobeck, Chair Wolff, and Executive Officer Matthew Keeling

Member Hunter:

- Environmental Justice Liaison Report: Member Hunter spoke of the SAFER Advisory Group vacancy announcement and urged the public to consider applying in support of a very important and beneficial program.
- June 29, 2021, attended the Central Coast Water Board's Integrated Report workshop by zoom
- June 25, 2021, attended the Cayucos Water Resources Recovery Facility ribbon cutting ceremony with Chair Wolff and Thea Tryon

Member Young, and Member Johnston

- Nothing to report

5. Report by State Water Resources Control Board Liaison [Sean Maguire, 916/341-5877]

Mr. Maguire introduced himself. He spoke of unprecedented challenges and the positive outgrowths over this year past year. In particular, he discussed the Water Board's emergency water rights curtailment regulations and other actions in response to unprecedented drought conditions; state budget surplus, forthcoming federally funded arrearage payment program to provide relief to community water and wastewater systems for unpaid bills related to the COVID-19 pandemic, and wastewater and drinking water infrastructure funding, and; statewide larger habitat general order development process.

He then took questions from the Board regarding the following issues: the need for new weather forecasting models and public messaging; virtual platform and IT support at the regional level to better facilitate public outreach and education; dam removal projects conflict between storage and ecosystem function; groundwater overdraft and seawater intrusion; drought task force approach shift from reactive to forward thinking; pending in-stream flow studies to better support water supply management; and, legacy appropriative water rights application backlog.

Uncontested Items

6. Consideration of Proposed Resolution No. R3-2021-0063, Resolution Authorizing the Executive Officer to Enroll Old Stage Partners, LLC, Monterey County, in Order No. R3-2019-0089, General Waiver of Waste Discharge Requirements for Specific Types of Discharges, Section D: Discharge Not Specified
[Leah Lemoine, 805/549-3159, Leah.Lemoine@waterboards.ca.gov]

Motion: Member Hunter moved to approve Resolution No. R3-2021-0063

Seconded by: Member Young

Roll Call Aye: Chair Wolff, Vice Chair Gray, Member Hunter, Member Johnston, and Member Young

Motioned Carried: 5 to 0

Discussion/Informational Items

7. Statewide General Order for Wineries
[Monique Gaido, 805/549-3150, Monique.gaido@waterboards.ca.gov]

Matthew Keeling introduced the item, explaining that it was intended as an information item. Mr. Keeling introduced the following State Board staff:

Scott Couch, supervising geologist, Division of Water Quality

Laurel Warddrip, senior geologist, Division of Water Quality

Rebeca Griner, environmental scientist, Division of Water Quality

Mr. Couch and Ms. Warddrip provided a summary of the general permit, which is designed to achieve statewide consistency, streamline permitting, and allow staff to focus on regulatory compliance.

Board members had several comments and questions regarding the transition timeline, annual fees, nitrogen effluent limits, land application practices, guidance for salt control plans, regulation of wineries within wastewater service areas, and sustainability programs. Ms. Warddrip and Mr. Couch responded to the questions and comments. Chair Wolff thanked State Board staff and complimented them on the valuable information.

8. Integrated Report Update
[Shanta Keeling, 805/549-3464, Shanta.Keeling@waterboards.ca.gov
and Mary Hamilton, 805/542-4768, Mary.Hamilton@waterboards.ca.gov]

Item 8 was an informational item to provide the Central Coast Water Board an update on the status of California's Integrated Report for the 2020-2022 cycle as it relates to the Central Coast Region. Central Coast Water Board staff engineer

Shanta Keeling presented on the legal requirements for completing the Integrated Report, the process, timeline, results, and public comments.

Board member Hunter inquired about when staff started using data from all data sources, other than statewide collected data. She also inquired as to when we began requiring data considered for the Integrated Report to be submitted in a certain format via CEDEN (California Environmental Data Exchange Network). Section Manager Mary Hamilton responded that we had always included some data of various formats in past cycles. Starting with the 2014-2016 cycle, the CEDEN requirement was more heavily relied upon. Dr. Hunter stated that she was glad to see more data is being included by various groups.

Board member Mr. Mike Johnston inquired about how we can take waterbody/pollutant combinations off the 303(d) List, specifically Beach Road ditch, as this is mainly a tile drain receiving conveyance. Mary Hamilton responded that because Beach Road ditch is a designated water of the state and has the beneficial uses of municipal supply, recreational contact, and aquatic habitat, the Board would need to perform a use attainability analysis to determine what beneficial uses are appropriate for this waterbody and reanalyze the data. Central Coast Water Board staff could also collect more data and show that the data do not indicate an impairment to remove waterbody/pollutant combinations from the 303(d) List. Mr. Johnston would like to see a bioreactor project in this area.

More information on this topic is available at the [State Board's website for the 2020-2022 cycle](#).

Public Forum

9. Public forum
 - Tyler Sullivan, California Coastkeeper Alliance – acknowledged and thanked staff and stakeholders for Ag Order 4.0 “roll-out” efforts and discussed the Department of Water Resources recent approval of the Groundwater Sustainability Plan for the Salinas Valley 180/400 aquifer and direction to take a different approach to addressing water quality through broader interagency coordination.

Enforcement

10. Consideration of Settlement Agreement and Stipulation for Entry of Administrative Civil Liability Order in the matter of Monterey One Water; Unauthorized Discharges of Untreated Wastewater in 2017, 2018, and 2019 (Proposed Order No. R3-2021-0051)
[Todd Stanley, 805/542-4769, Todd.Stanley@waterboards.ca.gov, and Kailyn Ellison, 916/445-9557, Kailyn.Ellison@waterboards.ca.gov]

Matthew Keeling summarized procedures for the item and introduced the following parties:

Advisory Team: Matthew Keeling (Central Coast Water Board Executive Officer), Stephanie Yu (State Water Board, Office of Chief Counsel)

Prosecution Team: Thea Tryon (Central Coast Water Board assistant executive officer), Todd Stanley (Central Coast Water Board Enforcement Program staff), Tamara Anderson (Central Coast Water Board enforcement coordinator), Kailyn Ellison (State Water Board, Office of Enforcement), and expert specialists Katya Smirnova (consultant to State Water Board) and Bryan Elder (State Water Board, Office of Enforcement)

Discharger representatives: Paul Sciuto (Monterey One Water), Melissa Thorne (counsel to Monterey One Water)

Mr. Stanley summarized three alleged violations that occurred at Monterey One Water's facilities and the proposed settlement agreement and stipulation for entry of Administrative Civil Liability Order (ACLO) No. R3-2021-0051 to resolve those violations. Mr. Stanley also described the private lateral rehabilitation supplemental environmental project in the Castroville Community Services District's service area included in the proposed settlement agreement. Board members asked questions and the Advisory Team, Prosecution Team, and discharger representatives provided responses. The board engaged with staff and Mr. Sciuto regarding the violations, actions taken and associated costs, and the merits of the proposed supplemental environmental project.

In response to Board member comments, Mr. Keeling recommended a change to Attachment E of the settlement agreement to specify that Monterey One Water will conduct the lateral rehabilitations at low income households to the maximum extent possible. Board members, Advisory Team, Prosecution Team, and discharger representatives all agreed to this change.

Motion: Member Johnston moved to adopt the settlement with the amendments that were proposed

Seconded by: Member Hunter

Roll Call Aye: Chair Wolff, Vice Chair Gray, Member Hunter, Member Johnston, and Member Young

Motioned Carried: 5 to 0

Administrative Items

11. Executive Officer's Report

[Matthew Keeling, Executive Officer, 805/549-3140,
Matt.Keeling@waterboards.ca.gov]

Mr. Keeling gave his report

12. Board Meeting Calendar 2022

[Matthew Keeling, Executive Officer, 805/549-3140,
Matt.Keeling@waterboards.ca.gov]

The Board agreed to the proposed dates with the understanding they could be subject to change due to various circumstances.

Chair Wolff adjourned the meeting at 5:11 p.m. The total number of webcast viewers for the meeting was 30.

Dr. Jean-Pierre Wolff, Chair

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