

STATE OF CALIFORNIA CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

Minutes

408th Regular Meeting
State Capitol, Room 4203
Sacramento, California
28 March 1997 - 9:00 a.m.

BOARD MEMBERS PRESENT

Ed Schnabel, Chairman; Steve Butler, Vice Chairman; Chuck Ahlem, Karl Longley, Craig Pedersen, Ernie Pfanner, William Porter, Patricia Smith, and Cliff Wisdom, Members; John Brown, SWRCB Liaison Member

STAFF PRESENT

James Bennett, Tom Pinkos, Jack DelConte, Robert Yeadon, Larry Pearson, Richard McHenry, Bert Van Voris, Lonnie Wass, Reza Ahfami, Alex MacDonald, Christopher Foe, Inge Clarke, Gary Varney; Betsy Jennings, Counsel-SWRCB

OTHERS PRESENT

Richard Paul, Consultant to Senator Maddy, Sacramento
Linda Adams, Consultant to Senate Agriculture and Water Resources Committee, Sacramento
Gary Wegener, Public Works Director, City of Woodland
Roy Wilson, Plant Manager, City of Woodland
Jon Tice, Public Works Department, City of Woodland
Evan Long, Council Member, Visalia City Council
Steve Solomon, City Manager, City of Visalia
Britt L. Fussel, Public Works Director, City of Visalia
Lewis R. Nelson, Public Works, City of Visalia
Kenneth C. McCorkle, Early California Foods, Visalia
Jerry Sullivan, Early California Foods, Visalia
John Herlihy, Hunt Foods, Inc., Oakdale
Les Oesterreich, Superior Farms, Davis
Ed Childers, McLaren/Hart, Rancho Cordova
Chris Bramer, Sierra Environmental Services, Martinez
Jim Green, Sierra Environmental Services, Martinez
Mack Walker, Larry Walker Associates, Davis
Harry A. Tow, Quad Engineering, Inc., Visalia
Alfred F. Jahns, Marron, Reid & Sheehy, Sacramento
Anthony B. Varni, Varni Fesser Hartwell & Rodgers, Hayward
Michael Dean, Kronick, Moskovitz, Tiedemann & Girard, Sacramento

APPROVAL OF MINUTES

1. The minutes of the 407th Regular Meeting of 27 and 28 February 1997 were approved as written.

MOTION: By Mr. Wisdom, seconded by Mr. Longley, and unanimously approved.

2. Public Forum

No one appeared to address the Board.

UNCONTESTED ITEMS

3. Superior Packing and SDC Investment, Inc., Solano County - Review of Cleanup and Abatement and Cease and Desist Orders

At the January 1997 meeting, the Board requested that this item be brought back within 60 days. The written staff report updated the Board on the progress Superior Packing has made toward complying with the subject enforcement orders.

MOTION: By Mr. Longley, seconded by Mr. Wisdom, to incorporate the existing time schedules currently included in the enforcement orders into revised requirements and rescind the enforcement orders on adoption of new waste discharge requirements. Unanimously approved.

4. Sacramento-Yolo Port District, Port of Sacramento, Yolo County - Consideration of Revised Cease and Desist Order

A public hearing was held. No one appeared to contest the adoption of the proposed revised order.

97-044 MOTION: By Mr. Longley, seconded by Mr. Ahlem, to adopt the revised Cease and Desist Order. Unanimously approved by roll call vote.

5. Del Rey Community Services District, Wastewater Treatment and Disposal Facilities, Fresno County - Rescission of Waste Discharge Requirements Resolution No. 69-263 and Cease and Desist Order No. 89-153

A public hearing was held. No one appeared to contest the rescission of the proposed orders.

97-045 MOTION: By Mr. Longley, seconded by Mr. Pfanner, to rescind the waste discharge requirements and Cease and Desist Order. Unanimously approved by roll call vote.

6. NPDES Permits

97-046 Lassen Gold Mining, Inc., and U.S. Department of Agriculture, Forest Service, Modoc National Forest; and U.S. Department of Interior, Bureau of Land Management; Hayden Hill Mine, Lassen County (amended)

97-047 Sierra Pacific Industries, Shasta Lake Division, Shasta County
97-048 P&M Cedar Products, Inc., McCloud Division, Siskiyou County
97-049 Negative Declaration, Hunt-Wesson, Inc., Oakdale Facility, Wastewater Irrigation Field Expansion Project, Stanislaus County

MOTION: By Mr. Longley, seconded by Mr. Porter, and unanimously approved as amended.

7. Waste Discharge Requirements

97-050 Frank B. Marks & Son, Inc., Sand and Gravel Quarry and Frank B. Marks, Jr.; Frank B. Marks, Jr. Trust; Frank B. Jr.; and Elta I. Marks Trust; and Bernie F. and Rosemary K. Marks, Stanislaus County
97-051 Midsun Partners, L.P., and LFC Power Systems Corporation, Midsun Generating Station, Kern County
97-052 Sunsweet Dryers, Marysville Facility, Yuba County
97-053 LeGrand Community Services District, Wastewater Treatment Facility, Merced County
97-054 Vintners International Company, Inc., Paul Masson Cellars, Madera County
97-055 Meridian Aggregates, a Limited Partnership, Table Mountain Quarry, Butte County
97-056 Farming D, and the General Partners of Plow & Till and Marlu Farms, Wastewater Treatment Facility, Fresno County

MOTION: By Mr. Wisdom, seconded by Mr. Longley, and unanimously approved.

8. Waste Discharge Requirements Rescissions

Central California Conference Corporation, Wawona Seventh-Day Adventist Camp, Mariposa County, Order No. 82-071
Mobil Oil Corporation, Former Mobile Gasoline Service Station 10-NP4, Ground Water Treatment System Discharge, San Joaquin County, Order No. 92-023
Newark Group Industries, Inc., Newark Sierra Paperboard Corp, San Joaquin County, Order No. 94-126
Westlake Farms, Inc., Kings County, Order 96-051
Del Monte Corporation, Del Monte Corporation Plant No. 1, Stanislaus County, Order No. 96-123

97-057 MOTION: By Mr. Longley, seconded by Mr. Wisdom, and unanimously approved.

9. LeGrand Community Services District, Merced County - Consideration of Resolution approving the District's Sewer Connection Moratorium and concurring with Merced County Department of Environmental Health's Declaration of a Pollution Threat within the District

97-058 MOTION: By Mr. Longley, seconded by Mr. Pedersen, and unanimously approved.

10. Goshen Community Services District, Tulare County - Consideration of Resolution Accepting the County of Tulare's Moratorium on Individual Systems in the Goshen Community Services District

97-059 MOTION: By Mr. Longley, seconded by Mr. Pedersen, and unanimously approved.

11. Consideration of Adopting the Central Valley Region's 1997-1998 Priority List for Abandoned and Recalcitrant Underground Tank Sites

97-060 MOTION: By Mr. Pfanner, seconded by Mr. Longley, and unanimously approved as amended.

ENFORCEMENT

12. City of Visalia, Water Conservation Plant, Tulare County - Consideration of NPDES Permit Renewal and Cease and Desist Order

A public hearing was held. The staff report was presented by Reza Ahfami, with additional information by Bert Van Voris. The case file, staff presentation, and exhibits were entered into the record. Additional testimony was presented by Lewis Nelson, Evan Long, Steve Solomon, and Britt Fussel, for the City of Visalia; and Kenneth McCorkle, Early California Foods.

97-061 NPDES permit MOTION: By Mr. Butler, seconded by Mr. Pfanner, to adopt the NPDES permit with staff's proposed late revisions. Motion carried.

97-062 C&D Order MOTION: By Mr. Longley, seconded by Mr. Wisdom, to adopt the Cease and Desist Order as amended. Unanimously approved by roll call vote.

NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT

13. City of Woodland, Yolo County - Consideration of Whether or Not to Adopt a Resolution Approving the Pretreatment Program and Local Limits. The staff report was presented by Richard McHenry and Robert Yeadon, with additional input from Chris Foe and Tom Pinkos.. The case file, staff presentation, and exhibits were entered into the record. Additional information was presented by Gary Wegener, Public Works Director, Woodland; and Michael Dean, attorney.

MOTION: By Mr. Longley, seconded by Mr. Butler, to approve the program modification as recommended by the City of Woodland. Motion failed.

MOTION: By Mr. Longley, seconded by Mr. Ahlem, to approve staff's recommendation to defer consideration of the local limits until after the new NPDES permit has been adopted and local limits have been modified based on the new permit limitations. Unanimously approved.

(Note: Items 12 and 13 were recorded by a certified court reporter.)

OTHER BUSINESS

14. Regional Board Budget Overview - Information Item

An overview of the Regional Board's budgetary funding sources was presented for the Board's information by Larry Pearson.

15. Board Member Communications

Mr. Pfanner stated his preference for using closed sessions to discuss fines (i.e., ACL amounts. Other Board members agreed that closed sessions should be used as situations arise and as deemed necessary. Mr. Pfanner told the Board Members about the watershed workshop he attended in Chico recently. The Board discussed the upcoming WQCC meeting in Sacramento in May; at least five members of the Central Valley Board will attend. Mr. Schnabel discussed with the Board members how he wished to utilize the committees appointed at the February 1997 meeting, and Board Member briefings. Dr. Longley advised, and the Board Members concurred, that staff should prepare projections of future agenda issues so that the committee concept can be most fully utilized. Board members were each provided with memos from the Office of Chief Counsel regarding briefings (10/23/96) and procedures (2/27/97).

The Board also revised the meeting schedule for the rest of 1997 as follows:

25 April in Redding
20 June in Sacramento
8 August location TBD
19 September " "
24 October " "
5 December " "

16. Executive Officer's Report

The Board received the Executive Officer's Report. The Board discussed their concerns regarding perchlorate in wells in the Aerojet-General area, and asked for a special Board workshop to be held at 6:00 p.m. on 22 April 1997.

17. The Board adjourned at 1:50 p.m. to the 25 April 1997 regular meeting in Redding.