

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

Minutes 413th Regular Meeting State Capitol, Room 447 Sacramento, California 19 September 1997 - 9:00 a.m.

BOARD MEMBERS PRESENT

Ed Schnabel, Chairman; Karl Longley (until 1:50 p.m.), Craig Pedersen, Ernie Pfanner, William Porter, Clifford Wisdom, Members; John Brown, SWRCB Liaison Member

BOARD MEMBERS ABSENT

Chuck Ahlem, Steve Butler, and Patricia Smith

STAFF PRESENT

Gary Carlton, Tom Pinkos, Loren Harlow, James Pedri, George Day, Jack DelConte, Ken Landau, Larry Pearson, Wendy Cohen, Karen Bessette, Jim Maughan, Jim Eckman, Rudy Schnagl, Robert Yeadon, Richard McHenry, Inge Clarke, Gary Varney; Betsy Jennings and Frances McChesney, Counsels-SWRCB

OTHERS PRESENT

Item 8 - NPDES Permit Limitations

Terry Oda, US Environmental Protection Agency, San Francisco
Debra Denton, US Environmental Protection Agency, San Francisco
Forrest Sprague, Senator Johannessen's office, Sacramento
Jesse Diaz, State Water Resources Control Board, Sacramento
Julie McNeal, University of California (~ Davis
Patrick Schlesinger, counsel, University of California @ Davis, Oakland
David Phillips, University of California (~ Davis
Tom Stallard, Yolo County Supervisor, Woodland
Elaine Rominger, Mayor of Woodland
Kris Kristensen, City of Woodland
Gary Wegener, Public Works, City of Woodland
Michael Horgan, City of Woodland
Jon Tice, City of Woodland
Thomas W. Birmingham, attorney for City of Woodland, Sacramento
Julio S. Guerra, City of Merced
Kel Kerlin, Water Treatment, City of Lodi
Michael Schafer, City of Lodi
John C. Rivera, City of Modesto
Don Dodge, City of Stockton
Bob Simmons, Utilities District, City of Stockton
Frank Motzkus, City of Tracy
David Fleming, Mayor of Vacaville

Milton Preszler, City of West Sacramento
Paul Simmons, attorney representing Cities of Vacaville, Stockton, Manteca, & SRCSD
Wendell Kido. Sacramento Regional County Sanitation District, Sacramento
Doug Harrison, Fresno Metropolitan Flood Control District, Fresno
John Hall, attorney for El Dorado Irrigation District, Washington, D.C.
Mark Kehoe, GWF Power Systems, Walnut Creek
Robert Reid, CASA, Sacramento
Bill Jennings, Delta Keeper & San Francisco Bay Keeper, Stockton
Ron Crites, Brown & Caldwell, Sacramento
Robert Beggs, West Yost & Associates
El Childers, McLaren/Hart, Rancho Cordova
G. Fred Lee, G. Fred Lee & Associates, El Macero
Roger James, Water Resources Management, Orinda
Gary Pitzer, Inside Cal/EPA, Sacramento

Item 10 - El Dorado Irrigation District Permit

Terry Oda, US Environmental Protection Agency, San Francisco
Jess Morehouse, Department of Health Services, Sacramento
Adrian Griffin, State Water Resources Control Board, Sacramento
Stafford Lehr, Department of Fish and Game, Rancho Cordova
Walt Shultz, El Dorado County Supervisor, Placerville
William S. Bradley, El Dorado County Supervisor, Placerville
Ron Duncan, El Dorado County Environmental Management, Placerville
Pearl Irby, El Dorado County Environmental Health, Placerville
Sue Olmstead, El Dorado County, Placerville
Jeff Sellwood, El Dorado Irrigation District Director, Cameron Park
Richard Akin, El Dorado Irrigation District Board Member, Placerville
William T. Hetland, El Dorado Irrigation District, Placerville
Dale Bohnenberger, El Dorado Irrigation District, Placerville
David Powell, El Dorado Irrigation District, Placerville
Michael Bryan, consultant for El Dorado Irrigation District, Sacramento
John Hall, attorney for El Dorado Irrigation District, Washington, D.C
Webster Owen, Owen Engineering, Cameron Park.
Dennis Youngdahl, SAGE, El Dorado Hills
Regan K. Asher, M.D., EPIC, Shingle Springs
Lisa S. Couper, DVM, Shingle Springs
Chris Anaya
Bill & Jan Bailey, Shingle Springs
Quin Baird, Camino
Rogert Bartlett, Placerville
Ed & Vickie Brennan, Latrobe
Bernard Carlson, El Dorado
Paul Converse, Diamond Springs

G. Arthur Cort, Latrobe
Patrick S. Couch, Diamond Springs
Michael Eribes de Flores, El Dorado Hills
Dirk Gillmeister, Placerville
Stephen Horan, Shingle Springs
Alice Howard, Placerville
Carl A. Johnson, Diamond Springs
Robert Kern, Shingle Springs
Art Marinaccio, Shingle Springs
Robert Martin, Shingle Springs
Dennis & Stephanie Mina, Latrobe
Stan Paolini, Placerville
Steven Proe, Greenwood
Vincent & Sally Renzoni, Shingle Springs
John G. Reynolds, El Dorado
Cecil Ringgenberg, Placerville
Geri, Rachel, Jacob & Nicholas Scalzi, Shingle Springs
Andy Schildt, Latrobe
John Steizmiller, Placerville
Lee A. Sweet, Diamond Springs
Dottie Wolff, Placerville

Item 11- Lake Davis Rotenone Treatment

Banky Curtis, Department of Fish and Game, Rancho Cordova
Brian Finlayson, Department of Fish and Game, Rancho Cordova
Patrick J. Foy, Department of Fish and Game, Rancho Cordova
Frank Glick, Department of Water Resources, Rancho Cordova
Anne Jennings, Deputy Attorney General, Sacramento
Michael B. Jackson, attorney for County of Plumas, Quincy
Don Clark, Plumas County Supervisor, Graeagle
Fran Roudebush, Plumas County Supervisor, Portola
Tom Hunter, Plumas County Public Works, Quincy
Jim Byard, Consultant to Plumas County, El Macero
Rita Scarsaci, Plumas County Public Health, Quincy
Bill Powers, Council Member, City of Portola
Louis Cathemer, Dames & Moore
Theresa Insler, San Diezo City Schools Sacramento
Matilda Andrews, Portola
Laura Ashlan, Portola
James & Bernice Biship, Portola
Linda Blum, Quincy
Katherine Borden, Portola

June Brooke, Portola
Vern Brooke, Portola
Ed & Pat Calta
Eleanor Carlson
Nancy Crawford, Quincy
Carl & Inez Dobyns
David W. Dodds, Colfax
Lou Rene Fitzsimmons, Portola
Jose R. Garcia, Portola
Nathan Goedde, Davis
Robert C. & Ruthanna Hoch, Portola
Linda Hyde, San Mateo
James & Jeannie Jennings, Portola
Jackie Joy, Portola
Richard W. Kohns, Beckwourth
Jim Krantz, Portola
Ronald L. LaForce, Volcano
Judith Larson
Brandon Lopez, Antelope
Leonard & Colleen Marsh, Portola
Dave Nascimento, Portola
J. O. Nelson, Roseville
Harry Reeves, Quincy
Charles J. & Beulah Rizzo, Portola
Mattilew Rowden, Citrus Heights
Madge Rowden, Portola
Jeanne Rowden, Portola
Daniel & Mary Spence, Orangevale
Kathy Takahashi, Portola
David Valle, Portola
Karen Wirth Portola

Other Business

Richard Zembiec, Tahoe National Forest, Camptonville
John 1. Hiscox, Department of Fish and Game, Nevada City
Dennis J. Messa, Department of Fish and Game, North San Juan
Warren Tellefson, Placer County, Auburn
Richard Woodruff, City of Oakdale
Warren Shannon, City of Manteca
Michael Miller, Original Sixteen to One Mine, Alleghany
Jason Burke, Original Sixteen to One Mine, Alleghany
Christine Burke, Alleghany
Gary Conover, Western United Dairymen, Modesto

Tom Sparks, Toxics Assessment Group, Davis
Dave Richard, Nolte & Associates, Sacramento
John Buttz, Kenndy/Jenks Consultants, Sacramento
George J. Paige, Mass Venture Management, Grass Valley Larry Landis, Monterey Resources,
Bakersfield Michael A. Campos, Sacramento Will Doleman, Grass Valley Don Russell,
Mountain Messenger, Downieville Chris Bowman. Sacramento Bee

APPROVAL OF MINUTES

1. The minutes of the 412th Regular Meeting of 8 August 1997 were approved as written.

MOTION: By Mr. Pfanner, seconded by Mr. Pedersen, and unanimously approved.

2. Public Forum

Will Doleman expressed his concerns about the Greenhorn Creek area in Nevada County and the use of surfactants and other chemical compounds in the waterway near his property. Staff member Jim Eckman explained to the Board the findings by staff and the reasons staff concluded that no problem existed which warranted further Board action..

Gary Conover, Western United Dairymen, discussed four workshops that have been held by the Association to bring dairy owners into compliance with regulations, and the dissemination of written material to the dairy owners..

UNCONTESTED ITEMS

3. Liquid Waste Management, Inc., dba McKittrick Waste Treatment Site, Class II Disposal Facility, McKittrick, Kern County A public hearing was held to consider adoption of Waste Discharge Requirements and a Cease and Desist Order. No one appeared to contest the adoption of the proposed orders. Comments received prior to the Board meeting were included in the record.

97-191 - WDRs MOTION: By Mr. Wisdom, seconded by Mr. Longley, to adopt the waste discharge requirements as amended. Unanimously approved.

97-192 - C&D MOTION: By Mr. Longley, seconded by Mr. Pfanner, to adopt the Cease and Desist Order as amended. Unanimously approved by roll call vote.

4. City of Dixon, Wastewater Treatment and Disposal Facility, Solano County - Consideration of Cease & Desist Order

A public hearing was held to consider adoption of a Cease and Desist Order. No one appeared to contest the adoption of the proposed order.

97- 193 MOTION: By Mr. Longley, seconded by Mr. Porter, to adopt the Cease and Desist

Order. Unanimously approved by roll call vote.

5. Nolly Tree Ranch Development Company, Greenhorn Mine, Shasta County - Consideration of NPDES permit and Cease and Desist Order

A public hearing was held to consider adoption of an NPDES permit and Cease and Desist Order. No one appeared to contest the adoption of the proposed orders.

97-194 - NPDES permit MOTION: By Mr. Longley, seconded by Mr. Porter, to adopt the NPDES permit. Unanimously approved.

97-195 - C&D Order MOTION: By Mr. Longley, seconded by Mr. Porter, to adopt the Cease and Desist Order. Unanimously approved by roll call vote.

6. Waste Discharge Requirements

97- 196 Tartaric Manufacturing Corporation, Inc., Class II Surface Impoundments, Stanislaus County

97-197 PTLA and Yokohl Builders, Inc., Coarsegold Village Wastewater Treatment Facility, Madera County

97-198 Wadham Energy Limited Partnership and UAE Energy Operations Corporation, Biomass-Fired Cogeneration Facility, Class II Surface Impoundment, Colusa County (amended)

97-199 Rock Creek Facility, Class II Landfill, Class II Surface Impoundment, Calaveras County

97-200 County of Fresno for Construction and Operation, American Avenue Municipal Solid Waste Landfill, Fresno County (amended)

97-201 County of Tulare for Construction and Operation, Woodville Municipal Solid Waste Landfill, Tulare County (amended)

97-202 Monterey Resources, Inc. for Operation, Midway Solid Waste Disposal Site, San Luis Obispo County (amended)

97-203 William and Darla K. Schappell, Lakeshore Resort, Incorporated, dba Lakeshore Marina; and Ross and Charlotte Marshall, dba Lakeshore Inn and RV; and U.S. Department of Agriculture, Forest Service, Shasta County

97-204 Spreckels Development Co., Former Spreckels Manteca Sugar Plant, Lime Pond Closure, San Joaquin County

97-205 Resolution Approving the Initial Study and Negative Declaration for Hilmar Cheese Company, Inc.; Hilmar Whey, Inc.; Hilmar Cheese Properties Partnership; Alvin A. and Devona Wickstrom; Kathy and Delton Nyman, dba Delton Nyman's Farm; and Jose G. and Marie C. Silveria, Merced County

97-206 Hilmar Cheese Company, Inc.; Hilmar Whey, Inc.; Hilmar Cheese Properties Partnership; Alvin A. and Devona Wickstrom; Kathy and Delton Nyman, dba Delton Nyman's Farm; and Jose G. and Marie C. Silveria, Merced County

97-207 Fresno County, Elkhorn Correctional Facility, Wastewater Treatment Facility,

Fresno
County (amended)
97-208 Poplar Community Services District, Wastewater Treatment Facility, Tulare
County

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

7. Waste Discharge Requirements Rescissions

Sequoia Exploration, Inc., Edison Oil Field, Kern County, Order No. 92-11004
Southern California Edison Company, Big Creek Powerhouse No. 3, Domestic
Wastewater

Treatment Plant, Fresno County, Order No. 95-237

Setton Pistachio Company Inc. and City of Madera, Madera County, Order No. 95-268

97-209 MOTION: By Mr. Longley, seconded by Mr. Wisdom, and unanimously approved.

WORKSHOP

8. NPDES Permit Limitations for Toxic Constituents

The purpose of this item was to explain to the Board and the regulated community the regulatory requirements for adopting water quality-based numeric effluent limitations and receive comments.

The staff presentation was given by Tom Pinkos. Additional comments were received from Terry Oda, USEPA; Tom Stollard, Yolo County Supervisor; Elaine Rominger, Woodland; David Fleming, and Thomas W. Birmingham, representing Vacaville; Paul Simmons, representing Vacaville, Stockton, Manteca, and SRCSD; David Phillips, UC Davis; Wendell Kido, Sacramento Regional County Sanitation District; Don Dodge, City of Stockton; Doug Harrison, Fresno Metropolitan Flood Control District; Julio S. Guerra, City of Merced; John Hall, El Dorado Irrigation District; Robert Reid, CASA; G. Fred Lee; Bill Jennings, Delta Keeper; Jesse Diaz, State Water Resources Control Board; and Forrest Sprague, Senator Johannessen's office.

The Board asked staff to follow up on: (1) where do we stand on this subject as to consistency with the rest of the state, and (2) flexibility to place limits on receiving waters based on discharges.

ENFORCEMENT

9. The Original Sixteen to One Mine Inc., 16 to I Mine, Sierra County - Consideration of Administrative Civil Liability

A public hearing was held. The staff report was presented by James Maughan. The staff file, presentation, and exhibits were entered into the record. Additional testimony was presented by

Dennis Messa and John Hiscox, Department of Fish and Game; Michael Miller and Jason Burke, Sixteen to One Mine; Adrian Griffin, State Water Resources Control Board; and Richard Zembiec, US Tahoe National Forest.

97-210 MOTION: By Mr. Longley, seconded by Mr. Wisdom, to adopt the Administrative Civil Liability in the amount of \$20,000. Unanimously approved.

(Note: Mr. Longley left the meeting at the completion of this item.)

NPDES PERMITS

10. El Dorado Irrigation District, Deer Creek Wastewater Treatment Plant, El Dorado County Consideration of NPDES Permit and Cease and Desist Order

A public hearing was held. The staff presentation was given by Wendy Cohen and Karen Bessette. The staff presentation, exhibits, comments letters received by the deadline date, and case file were entered into the record. Additional testimony was presented by Richard Akin, Bill Hetland, and John Hall, representing El Dorado Irrigation District; Terry Oda, USEPA; Stafford Lehr, Department of Fish and Game; Walt Shultz and William Bradley, El Dorado County Supervisor; John Steizmiller; John Reynolds; Dirk Gillmeister; Steven Proe; Geri, Rachel, Jacob, and Nicholas Scalzi; Vincent Renzoni; Paul Converse; Art Marinaccio; Robert Kern; Andy Schildt; Alice Howard; Bernard Carlson; Carl Johnson; Regan K. Asher, M.D., EPIC; Patrick Couch; Lisa Couper, DVM; Dennis Youngdahl, Surveyors, Architects, Geologists & Engineers of El Dorado County; Chris Anava; Robert Martin; and Arthur Cort.

97-211 - NPDES permit MOTION: By Mr. Pfanner, seconded by Mr. Pedersen, to adopt the NPDES permit as amended. Unanimously approved.

97-212 - Cease & Desist MOTION: By Mr. Pfanner, seconded by Mr. Porter, to adopt the Cease and Desist Order as amended. Unanimously approved by roll call vote.

WASTE DISCHARGE REQUIREMENTS

11. State of California, Department of Fish and Game, Lake Davis Rotenone Treatment, Plumas County Consideration of Waste Discharge Requirements

The staff report was presented by Jim Pedri. Staff counsel Frances McChesney noted that all information received has been included as part of the record. Additional information was provided by Banky Curtis and Brian Finlayson, Department of Fish and Game; Frank Glick, Department of Water Resources; Anne Jennings, Department of Justice; Fran Roudebush, Don Clark, Tom Hunter, Jim Byard, Rita Scarsaci, and Michael Jackson, representing Plumas County; Bill Powers, City of Portola; Jackie Joy; Karen Wirth; Kathy Takahashi; Linda Hyde; Laura Ashlan; Jim Krantz; Ronald LaForce; Linda Blum; Harry Reeves; and David Valle.

97-213 MOTION: By Mr. Porter, seconded by Mr. Pedersen, to adopt the waste discharge requirements as amended. Motion carried. The Board indicated that they would like to see the

Dept. of Fish and Game explore further the use of the powdered form of Rotenone.

(Note: Items 9 10 and 11 were recorded by a certified court reporter.)

OTHER BUSINESS

12. Board Member Communications - Mr. Pfanner gave the Board several suggestions as a result of a discussion held with Mr. Porter on how to improve the public's input procedures at the Board meetings. Several Board members discussed the recent tour they took of the San Luis Drain area.

13. The Board received the Executive Officer's Report; there were no Proposition 65 notifications.

14. The meeting adjourned at 6:40 p.m. to the 24 October 1997 meeting in Sacramento.