

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

Minutes
415th Regular Meeting
Water Resources Control Board
Sacramento, California
5 December 1997 - 9:00 a.m.

BOARD MEMBERS PRESENT

Ed Schnabel, Chairman; Steve Butler, Vice Chairman; Chuck Ahlem, Craig Pedersen, William Porter (1:00 to 4:00 p.m, Items 11, 12 & 14 only), John Sharrah, Clifford Wisdom, Members; John Brown, SWRCB Liaison Member

BOARD MEMBERS ABSENT

Patricia Smith

STAFF PRESENT

Gary Carlton, Tom Pinkos, Jim Pedri, Loren Harlow, Bert Van Voris, Anthony Toto, Richard McHenry, Jim Eckman, Stanley Gilbert, Philip Isorena, Greg Vaughn, Gordon Boggs, Wendy Cohen, Inge Clarke, Gary Varney; Frances McChesney and Lori Senitte, Counsels-SWRCB

OTHERS PRESENT

Dr. Tina Carlsen, Lawrence Livermore National Laboratory, Livermore
David Phillips, UC Davis Facilities Engineering Services, Davis
Thomas Suk, Lahontan Regional Water Quality Control Board, South Lake Tahoe
Doug Rischvieter, Department of Water Resources, Red Bluff
Banky Curtis, Department of Fish and Game, Rancho Cordova
Brian Finlayson, Department of Fish and Game, Rancho Cordova
M. Anne Jennings, Deputy Attorney General representing Department of Fish and Game, Oakland
Patrick Foy, Department of Fish and Game, Rancho Cordova
Chris Beale, Department of Fish and Game, Sacramento
Jenny Decker, Department of Fish and Game, Sacramento
Nancee Murray, Department of Fish and Game, Sacramento
Patrick O'Brien, Department of Fish and Game, Rancho Cordova
Candace Miller, Dept. of Pesticide Regulation, Sacramento
Fran Roudebush, Plumas County Supervisor, Portola
James Reichle, Plumas County District Attorney, Quincy
Rita Scardaci, Plumas County Public Health, Quincy
James Byard, Plumas County, El Macero

Bill Powers, City Council Member, Portola
Jeanne Rowden, Portola Planning Commission, Portola
Lois Wolk, Mayor, City of Davis, Davis
Jerry Kaneko, Council Member, City of Davis
Julie Partansky, Mayor Protem, City of Davis
Dave Pelz, Public Works Director, Davis
Harriet Steiner, Attorney, City of Davis
Don Lemmon, Public Works, City of Davis
Bill Hedberg, City of Davis
Katherine Hess, City of Davis
Janeene Coleman, Council Member, City of Auburn
Cheryl Maki, Council Member, City of Auburn
Paul Ogden, City Manager, City of Auburn
Thomas A. Fossum, Director of Public Works, City of Auburn
Dan Rich, Engineer for City of Auburn, Sacramento
Lloyd Bracewell, Consultant for City of Auburn, Oakland
Greg Baatrup, Delta Diablo Sanitation District/Contra Costa Co. SD 19, Antioch
Robert C. Graf, Pacific Coast Producers
B. Jeffrey Bergman, AES North, Inc., Nevada City
Robert Moore, Tri-Valley Growers, Madera
Chris Savage, Tri-Valley Growers, Modesto
Ed Tostenrud, Tri-Valley Growers, Modesto
Steve Swasey, Tri-Valley Growers, San Ramon
Edward Vivier, consultant to Early California Foods, Visalia
Lynne Yackzan, 5th & G Plaza, Inc., Davis
Norma Runson, Franklin Tract, Tacoma, WA
Richard L. Harriman, Franklin Tract Landowners, Fresno
Ceil W. Howe, Sr., Westlake Farms, Stratford
Daniel M. Dooley, attorney for Westlake Farms, Inc., Visalia
John Minney, John Minney Consulting Engineer, Madera
Michael Leacox, Harding Lawson Associates, Sacramento
Jim Curtis, Kennedy/Jenks Consultants, Sacramento
Richard Casias, consultant
Michael V. Brady, attorney, Sacramento
Jeff Scharff, attorney, Sacramento
Steve Goldberg, Downey, Brand, et al., Sacramento
Mark Harmon, attorney, Sacramento
Paul T. Persons, attorney, Chico
Gregory Porter, attorney, Carmichael
Michael Mills, Downey, Brand, et al., Sacramento
Richard L. Harriman, Attorney, Chico
Nicholas W. Ferralong, Community Legal Information Center, Chico
Keith McKinley, Community Legal Information Center, Paradise

Matilda Andrews, Portola
Ed & Pat Calta, Lake Davis
Jim & Jeanne Jennings, Portola
Leonard & Colleen Marsh, Portola
Norm & Carol Miller, Portola
Lori Powers, Portola
Charles & Beulah Rizzo, Portola
Robert G. Rowden, Portola
Stephen Vossler, Lake Davis
Dan Dowling, Davis
Robert Hart, El Macero
Rancy & Sharon Miller, Davis
Suresh Patel, Paradise
Nancy Thompson Price, Davis
Bob Schneider, Davis
Marilyn C. Underwood, Davis
Dr. Richard Bennett, Madera
J. C. Compton, Placerville
N. C. Pate, Garden Grove
Rudy Payne, Auburn
Peter Stavrianoudakis, Hilman
KCRA Channel 3
KXTV Channel 10
KOVV Channel 13
Chris Bowman, Sacramento Bee
Glenn Totten, California Environmental /compliance Monitor, Orangevale
Lauren Obermueller, Davis Enterprise, Davis

APPROVAL OF MINUTES

1. The minutes of the 414th Regular Meeting of 24 October 1997 were approved as written.

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

2. Public Forum

Peter Stavrianoudakis of Hilman expressed his concerns about high nitrates in the area of the Wickstrom Dairy in Merced County.

UNCONTESTED ITEMS

3. NPDES Permits

97-239 Chester Public Utility District, Chester Sewage Treatment Plant, Plumas County

- 97-240 Contra Costa County Sanitation District No. 19, Discovery Bay Treatment Facility, Contra Costa County (amended)
- 97-241 State of California, Department of Fish and Game, American River Trout Hatchery, Nimbus Salmon and Steelhead Hatchery, Rancho Cordova, Sacramento County
- 97-242 Regents of the University of California, Lawrence Livermore National Laboratory Site 300 and United States Department of Energy, Eastern General Services Area Groundwater Treatment System, San Joaquin County (amended)

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

4. Waste Discharge Requirements

- 97-243 Treehouse Farms, Inc., Earlimart Almond Processing Facility, Tulare County
- 97-244 Jeff and Velvet Jue, dba Six Jewels Dehydrator, Fresno County
- 97-245 George S. Hageman and Joan M. Hageman, Trustees, dba JGW RV Park, Shasta County
- 97-246 County of Tulare, for Post-Closure Maintenance, Terra Bella Municipal Solid Waste Landfill, Tulare County (amended)
- 97-247 Greenstone Estates Mobile Home Park, James R. and Nelli I. Henson, El Dorado County
- 97-248 Tule River Cooperative Dryer, Inc., Woodville Dehydrator, Tulare County
- 97-249 Lake County Sanitation District, Assessment District No. 2-2, Middletown Wastewater Treatment Plant, Lake County
- 97-250 Closure of Yuba-Sutter Disposal, Inc., Class III Landfills, Yuba County
- 97-251 West Coast Building Wrecking, Inc. and Super Waste Recycling Corporation, Dixon Pit Landfill, A Limited Class III Landfill and Materials Recovery Facility/Transfer Station, Sacramento County
- 97-252 Pacific Coast Producers, Inc., Butte County
- 97-253 Robinson & Sons, A Partnership, Vance Avenue Pit, Butte County
- 97-254 West Almanor Community Services District, Lake Almanor West, Plumas County (amended)
- 97-255 Antlers Resort and Marina, Inc., dba Antlers Resort and Marina; and U.S. Department of Agriculture, Forest Service, Shasta County
- 97-256 Tektronix, Incorporated, Bitney Springs Road - Grass Valley, Nevada County (amended)
- 97-257 7/11 Materials, Inc., 7/11 Materials Gravel Facility, Stanislaus County

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

5. Water Reclamation Requirements

- a. City of Shasta Lake, Wastewater Treatment Facility, Master Water Reclamation Permit, Shasta County

This item was removed from consideration.

6. Waste Discharge Requirements Rescissions

Standard Oil Company of California and General Petroleum Company, Isaak Lease, Rosedale Ranch Oil Field, Kern County, Resolution No. 56-27

R.H. Elliott, Jr., Glide-Magee Lease, Mt. Poso Oil Field, Kern County, Resolution No. 58-358
Environmental Protection Corporation, Dillion Lease, Fruitvale Oil Field, Kern County,
Resolution No. 63-038

Atlantic Richfield Company, Belridge B Lease, North Belridge Oil Field, Kern County,
Resolution No. 68-264

W.E. Scoggins, Gilmore Lease, Fruitvale Oil Field, Kern County, Order No. 77-59

S.H. Montgomery, M.D., Reid-KCL #2 Lease, Fruitvale Oil Field, Kern County, Order
No. 80-084

George L. Naron, Riley Barnes Lease, Fruitvale Oil Field, Kern County, Order No. 80-087

Turlock Irrigation District, Broadway Yard Ground Water Cleanup, Stanislaus County, Order
No. 92-144

Wisconsin-California Forest Products, Inc., and Girvan Lumber Company, Inc., Shasta County,
Order No. 93-023

DowElanco Davis Agricultural Research Station, Yolo County, Order No. 94-341

Cleansoils California, Inc., Soil Treatment Facility, Kern County, Order No. 94-343

State of California, Department of Fish and Game, and Pacific Gas and Electric Company, Pit
River Fish Hatchery, Shasta County, Order No. 96-008

97-258 MOTION: By Mr. Butler, seconded by Mr. Pedersen, and unanimously approved.

7. Public Health or Water Pollution Problem - Accepting Local Declaration and Approving Schedule for
Correction

97-259 Sierra County Health Officer Declaration of Environmental Hazard and Time Schedule for
Compliance for the Community of Calpine Wastewater Treatment Facility, Sierra County

MOTION: By Mr. Butler, seconded by Mr. Pedersen, to adopt the proposed resolution. Motion carried.
Mr. Ahlem abstained from participating in this item.

ENFORCEMENT

8. City of Auburn, Wastewater Treatment Plant, Placer County - Consideration of Cease and Desist
Order

A public hearing was held. The staff report was presented by Jim Eckman. The staff report, exhibits, and
case file were entered into the record. Additional testimony was presented by Paul Ogden, Tom Fossum,
Cheryl Maki, and Janeene Coleman, representing the City of Auburn; and Ruby Payne.

97-260 MOTION: By Mr. Pedersen, seconded by Mr. Butler, to adopt the Cease and Desist Order.
Unanimously approved by roll call vote.

9. Tri Valley Growers, Oberti Olive Company, Class II Surface Impoundments, Madera County -
Consideration of a Special Order Amending Cease and Desist Order No. 94-202

A public hearing was held. The staff report was presented by Stanley Gilbert. The staff report, exhibits,

and case file were entered into the record. Additional testimony was presented by Robert Moore, Tri Valley Growers; and Dr. Richard Bennett.

97-261 MOTION: By Mr. Butler, seconded by Mr. Wisdom, to adopt the Cease and Desist Order as amended. Unanimously approved by roll call vote.

10. Davis Redevelopment Agency, 5th and G Plaza, Inc.; City of Davis; W. Robert And Mary Louise Powell, Daniel K. Dowling, Livingspace (A Partnership c/o Daniel Dowling); Suresh and Gita Patel, Randy and Sharon Miller, Bob Hart, and Quick Clean Center, Yolo County - Consideration of Cleanup and Abatement Order

A public hearing was held. The staff report was presented by Phillip Isorena and Wendy Cohen. The staff report, exhibits, and case file were entered into the record. Additional testimony was presented by Michael Brady, Lois Wolk, Dave Pelz, and Jim Curtis representing the City of Davis & Davis Redevelopment Agency; Jeff Scharff, attorney representing Randy & Sharon Miller; Robert Powell; Suresh Patel; Nancy Thompson Price; and Marilyn Underwood.

After discussion, the Board decided to take no action at this time. Staff is to work with the parties involved regarding an application for containment zone designation for the site.

11. Lake Davis Northern Pike Eradication Project - Public Hearing to Consider Issuance of Complaint for Administrative Civil Liability

A public hearing was held. The staff report was presented by George Day and James Pedri. The staff report, exhibits, and case file were entered into the record. Additional testimony was presented by Banky Curtis, Anne Jennings, representing the Department of Fish and Game; Doug Rischvieter, Department of Water Resources; Fran Roudebush, James Rig, Rita Scardaci, Dr. James Byard, representing Plumas County; Bill Powers, City of Portola; Thomas Suk, Lahontan Regional Water Quality Control Board; Norm Miller, Lake Davis Coalition; Keith McKinley; Paul Persons; Lori Powers; and Leonard Marsh. This was an evidentiary hearing only for the Board Members and Executive Officer's information.

(Note: Items 8 through 11 were recorded by a certified court reporter.)

NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

12. Hydraulics Laboratory, University of California, Davis Campus, Yolo County

A public hearing was held. The staff report was presented by Richard McHenry. The staff report, exhibits, and case file were entered into the record. No one present contested the adoption of the proposed order.

97-262 MOTION: By Mr. Porter, seconded by Mr. Ahlem, to adopt the permit. Unanimously approved.

WASTE DISCHARGE REQUIREMENTS (Land Disposal)

13. Westlake Farms, Inc., North and South Evaporation Basins, Kings County - Consideration of Waste Discharge Requirements Involving a Property Dispute

The staff report was presented by Lonnie Wass. Additional information was presented by Dan Dooley, attorney for Westlake Farms; Richard Harriman, and Norma Runson, on behalf of the Franklin Tract Land Owners; and N. C. Pate.

97-263 MOTION: By Mr. Sharrah, seconded by Mr. Wisdom, to adopt the waste discharge requirements as amended. Motion carried. Mr. Pedersen abstained from participating in this item.

OTHER BUSINESS

14. Resolution Authorizing Application for Cleanup and Abatement Account Funds for Penn Mine, Calaveras County

The staff report was presented by Greg Vaughn.

97-264 MOTION: By Mr. Wisdom, seconded by Mr. Pedersen, to adopt the resolution as presented. Unanimously approved.

15. Resolution Authorizing Application for Cleanup and Abatement Account Funds to Continue Oversight of the City of Turlock PCE Remediation, in Stanislaus County

The staff report was presented by Larry Pearson.

97-265 MOTION: By Mr. Wisdom, seconded by Mr. Butler, to adopt the resolution as presented. Unanimously approved.

16. Staff Response to the State Board's Underground Tank Program Review Report

The staff report was presented by Gordon Boggs. This was an information item only.

17. Appointment of Nominating Committee for 1998 Chair and Vice Chair

The Chair appointed Messrs. Porter, Ahlem and Pedersen to the nominating committee for the 1998 Chair and Vice Chair. They will make their recommendations at the January 1998 meeting.

18. The Board received the Executive Officer's Report.

19. The meeting adjourned at 4:45 p.m. to the 23 January 1998 meeting in Sacramento.