



Public Meeting

Central Valley Regional Water Quality Control Board

Thursday, 8 July 2004 – 9:00 a.m.
at the CalEPA Building
in downtown Sacramento
Friday, 9 July 2004 – 8:30 a.m.
at the Region 5 Rancho Cordova Office
Central Valley Regional Water
Quality Control Board

The Thursday, 8 July 2004 meeting will be held at the CalEPA Building at 1001 I Street, Sacramento. This meeting will start at 9:00 a.m. The Friday session will be held at the Central Valley Regional Water Quality Control Board at 11020 Sun Center Drive, Rancho Cordova, starting at 8:30 a.m. Maps to the meeting locations are available at these website addresses: <http://www.calepa.ca.gov/EPAbldg/location.htm> and http://www.swrcb.ca.gov/rwqcb5/contact_us/sacto_location.html.

Cal EPA Building - All visitors are required to sign in and receive a badge prior to attending any meeting at the Cal EPA building. Valid picture identification may be required due to the security level so please allow up to 15 minutes for this process.

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and to make decisions based on the information received.

Persons who want to submit written comments or evidence on any agenda item must comply with the **Meeting Procedures** described at the end of the listing of **Agenda** items. Persons wishing to speak at the meeting should complete an attendance card and provide it to staff. Although otherwise filling out the attendance card is voluntary, we do appreciate receiving a card from all persons in attendance.

Persons applying for, or actively supporting or opposing, waste discharge requirements before the Board must comply with legal requirements if they or their agents have or propose contributing more than \$250 to a Board member for an election campaign. Contact the Board office for details if you fall into this category.

Items showing times will begin no sooner than indicated. Items are numbered for identification purposes only and may not be considered in order. They may, however, be delayed by previous items.

Technical questions regarding agenda items should be directed to the responsible staff person whose name and direct phone number are indicated by the agenda item. If no staff person is listed, or for general questions and requests for agenda material, please contact Janice Tanaka at (916) 464-4839.

The facility is accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Ms. Tanaka at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Board agendas and the approved minutes of Board meetings are posted on the Regional Board's website at http://www.swrcb.ca.gov/rwqcb5/board_meetings.

Copies of the items to be considered by the Board may be downloaded from the following Website, <http://www.swrcb.ca.gov/rwqcb5/tentative> organized by agenda item number.

A listing of pending applications for Water Quality Certifications, pursuant to section 401 of the Federal Clean Water Act, may be obtained from the Regional Board's Web Page at http://www.swrcb.ca.gov/rwqcb5/public_notices or by calling Pat Gillum at (916) 464-4709.

The **Agenda** for this meeting begins on the next page.

TIME LIMITATIONS

In order to move the Board meeting along in a timely manner, and assure time for adequate consideration of items later in the Agenda, the Chair may enforce maximum time limitations on each item. The goal is to complete all presentations, cross-examination, Board deliberation and voting within the allotted time. Allotted times are listed on the agenda following each item. Please consider the allotted time when preparing your presentations. Items with specific times listed will not be heard before that time but may be heard later.

THURSDAY 8 JULY 2004**9:00 A.M. – CAL EPA BUILDING 1001 I STREET, SACRAMENTO****REGIONAL WATER QUALITY CONTROL BOARD – STATE WATER RESOURCES CONTROL BOARD
JOINT PUBLIC MEETING****INTRODUCTIONS**

1. Introductions and pledge of allegiance.
2. Meeting Rules and Procedures

OTHER BUSINESS**THIS ITEM WILL START NO EARLIER THAN 9:00 A.M.**

3. Conditional Waiver of Waste Discharge Requirements For Discharges From Irrigated Lands Within The Central Valley Region – *Information Report* [Molly White (916) 464-4781] (**Time Limit – 180 minutes**)

REGIONAL WATER QUALITY CONTROL BOARD REGULAR BOARD MEETING

4. Board Member Communications - *Regional Board Members and the State Board Liaison Member may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Board's jurisdiction. There will be no voting or formal action taken.*
5. [Executive Officer's Report](http://www.swrcb.ca.gov/rwqcb5/monthly_board_report) [available on the Internet at http://www.swrcb.ca.gov/rwqcb5/monthly_board_report]

BASIN PLANNING**THIS ITEM WILL START NO EARLIER THAN 1:00 P.M.**

6. Amendments to the Water Quality Control Plan for the Sacramento and San Joaquin River Basins for the Control of Factors Contributing to the Dissolved Oxygen Impairment in the Stockton Deep Water Ship Channel-- *Consideration of a Resolution to Adopt Proposed Basin Plan Amendment* [Mark Gowdy (916) 464-4717] (**Time Limit – 180 minutes**)
The hearing will include discussions concerning:
 - Changes to the proposed control program made since the April 2004 Workshop
 - Public comments on the proposed control program
 - Stakeholder efforts to address the dissolved oxygen problem in the San Joaquin River
 - Impacts and interrelationships with other programs, including the proposed San Joaquin River Salt and Boron TMDL,

FRIDAY – 9 JULY 2004 – 8:30 A.M.**REGIONAL WATER QUALITY CONTROL BOARD REGULAR BOARD MEETING
RANCHO CORDOVA OFFICE**

7. Introductions and pledge of allegiance.
8. Meeting Rules and Procedures
9. Employee Recognition

10. Public Forum - *Any member of the public may address the Board on any matter within the Board's jurisdiction and not scheduled for consideration at this meeting (5 minute time limit per subject) 8:30 a.m.*
11. The Board will be asked to approve items 16 through 23 with no discussion if no one is here to testify about them; see pages 3 & 4 for a description/listing of items – **8:30 a.m.**

ENFORCEMENT

12. Non-Submittal of the Annual Report Required Under Waste Discharge Requirements – *Consideration of Administrative Civil Liability Orders* [Rudy Schnagl (916) 464-4701] (**Time Limit – 90 minutes**)
 - a. Luis Oliveira Dairy No. 2 and Luis Oliveira, Merced County
 - b. Pinheiro Dairy and Edwin N. Pinheiro, Glenn County
 - c. S&H Dairy and Ron Hilarides, Stanislaus County

WASTE DISCHARGE REQUIREMENTS

13. Closure of Humboldt Road Burn Dump Operational Units, Butte County - *Consideration of Waste Discharge Requirements* [Karen Clementsen (530) 224-4852] (**Time Limit – 90 minutes**)
 - a. City of Chico Redevelopment Agency for Closure of Humboldt Road Burn Dump Operational Unit
 - b. Fogarty Investments, Inc. and Thomas V. and Mary R. Fogarty Revocable Trust, Ildo L. and Patricia B. Rosellini Trust, and Martin Living Trust for Closure of Humboldt Road Private Properties Operational Unit

BASIN PLANNING

14. Proposed Amendments to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins to Modify the Beneficial Uses for Freshwater Aquatic Life (WARM and COLD) and Spawning (SPWN) for West Squaw Creek, Shasta County – *Consideration of a Resolution to Adopt Proposed Basin Plan Amendments and Certify Environmental Documents (Continuation of Hearing from April 2004 Board Meeting)* [Phil Woodward (530) 224-4853] (**Time Limit – 30 minutes**)

OTHER BUSINESS

15. Drinking Water Policy for the Central Valley - *Consideration of a Resolution in Support of Drinking Water Policy* [Karen Larson (916) 464-4646]

UNCONTESTED ITEMS CALENDAR

Uncontested items are expected to be routine and noncontroversial; recommendations will be acted on without discussion. If any interested party, Board, or staff member requests discussion, the item may be removed from the Uncontested Items Calendar and taken up in the regular agenda order, or in an order determined by the Board Chair – 8:30 a.m.

ENFORCEMENT

16. City of Rio Vista and Eco Resources, Inc., Trilogy Wastewater Treatment Plant, Northwest Wastewater Treatment Facility, Solano County – *Consideration of NPDES Permit Renewal and Cease and Desist Order* [Renan Jauregui (916) 464-4730]
17. Olivehurst Public Utility District, Wastewater Treatment Plant, Yuba County – *Consideration of NPDES Permit Renewal and Cease and Desist Order* [Trinh Pham (916) 464-4761]
18. City of Live Oak, Wastewater Treatment Plant, Sutter County – *Consideration of NPDES Permit Renewal and Cease and Desist Order* [Melissa Hall (916) 464-4757]
19. City Of Taft, Taft Heights Sanitation District, Ford City Sanitation District and United States Department of Energy, Taft Wastewater Treatment Facility, Kern County – *Consideration of Rescinding Cease And Desist Order and Consideration of a Special Order 5-00-176*

20. Sierra Pacific Industries, Anderson Division, Shasta County — *Consideration of NPDES Renewal and Cease and Desist Order* [James Rohrbach (530) 224-4859]

WASTE DISCHARGE REQUIREMENTS

21. Uncontested Change of Name and/or Ownership
- Synagro West, Inc., Jess/Marciel Ranch Biosolids Application, Alameda County Order No. 94-363
 - Water Recycling Requirements for Knauf Fiber Glass, Shasta County, Order No. 99-095
 - David N. Glenos and Maria D. Glenos, Roll-in Mobilehome Park, Stanislaus County, Order No. R5-2002-0069
22. Uncontested Rescissions
- Sacramento National Wildlife Refuge, U.S. Department of the Interior, Fish and Wildlife Service, Glenn County, Order No. 86-191
 - Gleanings for the Hungry, A California Corporation Fruit Dehydration Plant, Tulare County, Order No. 95-036
 - DeWit Dairy, Colusa County, Part of Order No. 96-274
23. Uncontested Waste Discharge Requirements
- City of Roseville, Roseville Landfill, Class III Landfills, Post-Closure Maintenance and Corrective Action, Placer County (update)
 - Kruger Foods, Inc. – SMS Briners Vegetable Brining Facility, Closure, Post Closure and Corrective Action of Surface Impoundments, San Joaquin County (update)
 - Erickson Processing, Inc., Gerry Gibbs Wild Rice, Sutter County (new)
 - Teichert Aggregates, Esparto Plant, Yolo County (revision)
 - The Boeing Company, Administration Area, Inactive Rancho Cordova Test Site, Groundwater Treatment System, Sacramento County (revision)
24. The Regional Board may meet in closed session on Thursday or Friday to consider personnel matters [Authority: Government Code Section 11126(a)]; to deliberate on a decision to be reached based upon evidence introduced in a hearing [Authority: Government Code Section 11126(c)(3)]; or to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation [Authority: Government Code Section 11126(e)]. Litigation items that may be discussed are:
- CVRWQCB, et al. v. Aerojet-General Corp., et al.*, Sacramento Co. Sup. Ct. No. 286073, consolidated with Nos. 288302 and 291981; *CVRWQCB, et al. v. Aerojet-General Corp., et al.*, USDC (EDCal) No. CIV-S-86-0064-EJG (consolidated with *U.S. v. Aerojet-General Corp., et al.*, USDC (EDCal) No. CIV-S-86-0063-EJG).
 - American States Water Co., et al., v. CVRWQCB, et al.*, Sacramento Co. Sup. Ct. No. 99AS05947.
 - Sacramento Regional Co. Sanitation Dist. v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 98CS01702.
 - State of Calif., CVRWQCB, et al. v. Iron Mountain Mines, Inc., et al.*, USDC (EDCal) No. CIV-S-91-1167-DFL-PAN and *U.S. v. Iron Mountain Mines, Inc., et al.*, USDC (EDCal) No. S-91-0768 DFL/JEM.
 - State of Calif. ex rel CIWMB, et al. v. Edward J. Filbin, et al.* (Westley Tire Fire).
 - San Francisco Baykeeper, Inc., et al. v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 99CS02722. (Toxic Hot Spots)
 - CVRWQCB v. Cedar Point Properties, Inc., Daniel R. Kennedy, et al.*, Plumas Co. Sup. Ct. No. 19897 (Walker Mine)
 - Coalition for Alternatives to Kiefer Landfill v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 01CS00728.
 - CVRWQCB v. A Greener Globe Corp., et al.*, Placer Co. Sup. Ct. No. SCV11383.
 - CVRWQCB v. Sonora Mining Corp., et al.*, Tuolumne Co. Sup. Ct. No. CV 486 (Jamestown Mine).
 - Original Sixteen to One Mine, Inc. v. CVRWQCB*, Sierra Co. Sup. Ct. No. 5511.
 - City of Brentwood v. CVRWQCB*, Contra Costa Co. Sup. Ct. No. 2-0160.
 - State of Calif., City of Lodi v. M&P Investments, et al.*, USDC (EDCal) No. CIV S-00-2441 FCD.
 - City of Merced, et al., v. R.A. Fields, CVRWQCB*, U.S. Court of Appeals (Ninth Cir.) D.C. No. CV-F 92-5627 (REC/DLB) EDCal; *City of Merced, et al., v. R.A. Fields, et al.*, USDC (EDCal) No. CV-F 92-5627 REC/DLB.
 - National Park Service, El Portal WWTF, Administrative Civil Liability Order No. 5-01-031.*
 - Petitions of Meridian Beartrack Co., et al.*, SWRCB/OCC Files A-1369, A-1469, A-1569.
 - Deltakeeper, et al. v. CVRWQCB*, Sacramento Co. Sup. Ct. No. 03CS00032 (Ag Waiver CEQA lawsuit).
 - City of Stockton v. SWRCB et al.*, San Joaquin Co. Sup. Ct. No. CV020665 (NPDES permit).
 - City of Vacaville v. SWRCB et al.*, Solano Co. Sup. Ct. No. FCSO20945 (NPDES permit).
 - Deltakeeper, et al. v. CVRWQCB*, Alameda Co. Sup. Ct. (Timber Harvest Waiver lawsuit)
 - The Cities of Elk Grove, Folsom, Sacramento and County of Sacramento v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 03CS00685 (Municipal storm water permit lawsuit).
 - Petition of Yuba City, for Review of WDRs Order No. R5-2003-0085 and Cease and Desist Order No. R5-2003-0086*, SWRCB/OCC File A-1580.
 - City of Yuba City v. Regional Water Quality Control Board, Central Valley Region*, Sacramento Co. Sup. Ct., 03CS01038 (Public Records Act).
 - Petition of City of Woodland, for Review of WDRs Order No. R5-2003-0031* (NPDES No. CA0077950) and *Cease and Desist Order No. R5-2003-0032*, SWRCB/OCC File A-1561.
 - Petition of City of Chico, Butte County, Edmund and Juli Johnson, California Park Association* Review of Cleanup and Abatement Order No. R5-2003-0707, SWRCB/OCC File A-1575, A-1575(a), A-1575(b), A-1575(c) (Humboldt Road Burn Dump).

26. **Petition of Wine Institute and Family Winemakers of California**, Review of General Waste Discharge Requirements Order No. R5-2003-0029, SWRCB/OCC File A-1563.
27. **County of Sacramento v. SWRCB and CVRWQCB**, Sacramento Co. Sup. Ct. No. 03CS01521
28. **Petition for Stay and Review of Decision of CVRWQCB to Withdraw Administrative Civil Liability Complaint R5-2003-0514, and Refer the Matter to the California Attorney General, filed with the SWRCB by AKT Development Corporation and Sunridge Development, LLC**, OCC File No. A-1625.
29. **State of California, CVRWQCB v. AKT Development Corporation and Sunridge Development, LLC** (Referral to AG).
30. **California Farm Bureau v. SWRCB and CVRWQCB**, Sacramento Co. Sup. Ct., 04CS00264 (2004 Ag Waiver lawsuit)
31. **Deltakeeper et al v. CVRWQCB and SWRCB**, Sacramento Co. Sup. Ct., 04CS00235 (2004 Ag Waiver lawsuit)
32. **City of Stockton and San Joaquin County v. CVRWQCB** (Municipal storm water permit)
33. **City of Vacaville v. SWRCB and CVRWQCB and California Association of Sanitation Agencies v. SWRCB and CVRWQCB**, Contra Costa Co. Sup. Ct., Case No. CIV MSN03-0956.
34. **Kern Ridge Growers, LLC v. SWRCB and CVRWQCB**, Kern Co. Sup. Ct., Case No. S-1500-CV 252327NFT.
35. **City of Galt v. SWRCB and CVRWQCB**, Sac. Co. Sup. Ct. Case No. 04CS00590. (Stay of NPDES permit, filed May 5, 2004).
36. **Petition of UC Davis**, Review of NPDES Permit and Cease and Desist Order (Order Nos. R5-2003-003 and R5-2003-004) (NPDES Permit revisions, filed April 19, 2004).
37. **Petition of City of Manteca**, Review of NPDES permit and Cease and Desist Order (Order Nos. R5-2004-0028 and R5-2004-0029) (NPDES permit, filed April 19, 2004).
38. **Deltakeeper et al v. SWRCB and CVRWQCB**, Sac. Co. Sup. Ct. (2004 Timber Waiver Lawsuit).
39. **Ameripride Services, Inc. v. CVRWQCB, et al.**, Sacramento Co. Sup. Ct. No.04CS00426
40. **Petition of Odd Fellows**, SWRCB/OCC File A-1639(a)
41. **Petition of Beckman Capital Corp.**, SWRCB/OCC File A-1639(b)