



Public Meeting

Central Valley Regional Water Quality Control Board

Thursday - 9 September 1:00 p.m.
Friday - 10 September 8:30 a.m.
Central Valley Regional Water
Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

Our office is located 11020 Sun Center Drive, #200 Rancho Cordova, CA 95670. For directions please go to www.swrcb.ca.gov/rwqcb5/contact_us/sacto_location.html or you may call Janice Tanaka at (916) 464-4839.

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 - 9 SEPTEMBER 2004 – 1:00 P.M.

INTRODUCTIONS

1. Introductions and pledge of allegiance.
2. Meeting Rules and Procedures
3. Employee Recognition
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]
6. 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) 1:00 p.m.*

OTHER BUSINESS

7. Aquifer Storage and Recovery (ASR) Projects [Wendy Wyels (916) 464-4835] (**Time Limit – 45 minutes**)
 - a. *General Information Regarding Potential Water Quality Impacts*
 - b. *Consideration of Waiver for the City of Tracy ASR Project, San Joaquin County*

WASTE DISCHARGE REQUIREMENTS

8. Port of Stockton, West Complex Dock Dredging Project, San Joaquin County - *Consideration of New Waste Discharge Requirements* [Alex Baillie at (916) 464-4684] (**Time Limit – 120 minutes**)

FRIDAY - 10 SEPTEMBER 2004 – 8:30 A.M.

9. Introductions and pledge of allegiance.
10. Meeting Rules and Procedures
11. 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.*
12. The Board will be asked to approve items 18 through 25 with no discussion if no one is here to testify about them; see pages 4 & 5 for a description/listing of items – **8:30 a.m.**

BASIN PLANNING

13. Amendments to the Water Quality Control Plan for the Sacramento and San Joaquin River Basins for the Control of Salt and Boron Discharges into the Lower San Joaquin River -- *Consideration of a Resolution to Adopt a Proposed Basin Plan Amendment* [Eric Oppenheimer (916) 464-4844] (**Time Limit – 180 minutes**)
 - Changes to the proposed control program made since the release of the Nov 2003 Public Review Draft Staff Report
 - Salt and boron criteria needed to protect beneficial uses in the San Joaquin River upstream of Vernalis
 - Public comments on the proposed control program
 - Stakeholder efforts to address the salinity problem in the San Joaquin River

14. 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 Continuance of a Hearing* [Les Grober (916) 464-4851] (**Time Limit – 15 minutes**)
15. Total Maximum Daily Loads of Diazinon and Chlorpyrifos in Sacramento Area Urban Creeks, Sacramento County – *Consideration of Resolution Approving TMDL* [Joe Karkoski (916) 464-4668] (**Time Limit – 45 minutes**)

OTHER BUSINESS

16. Conditional Waiver of Waste Discharge Requirements For Discharges From Irrigated Lands Within The Central Valley Region - *Information Item* [Kelly Briggs (916) 464-4690] (**Time Limit – 30 minutes**)
17. Budget Discussion – *Information Item* [Richard Loncarovich (916) 464-4640] (**Time Limit – 15 minutes**)

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

18. Bella Vista Water District, Shasta County — *Consideration of NPDES Renewal and Cease and Desist Order* [Bryan Smith (530) 226-3425]
19. State of California, Department of Fish and Game, Darrah Springs Fish Hatchery, Shasta County — *Consideration of NPDES Renewal and Cease and Desist Order* [Dennis Wilson (530) 224-4848]
20. State of California, Department of Fish and Game and Pacific Gas and Electric Company, Crystal Lake Fish Hatchery, Shasta County — *Consideration of NPDES Renewal and Cease and Desist Order* [Dennis Wilson (530) 224-4848]
21. State of California, Department of Fish and Game, Mount Shasta Fish Hatchery, Shasta County — *Consideration of NPDES Renewal and Cease and Desist Order* [Dennis Wilson (530) 224-4848]

NPDES PERMITS

22. Uncontested NPDES Permits
 - a. California Department of Fish and Game, San Joaquin Fish Hatchery, Fresno County (renewal)
 - b. Calaveras Trout Farm Inc. and Merced Irrigation District, Trout Rearing Facility, Merced County (renewal)
 - c. California Department of Fish and Game and Merced Irrigation District, Merced River Fish Hatchery, Merced County (renewal)
 - d. State of California, Department of Fish and Game and Department of Water Resources, Feather River Fish Hatchery-Thermalito Annex Facility, Butte County (renewal)
 - e. California Department of Fish and Game and East Bay Municipal Utility District, Mokelumne River Fish Hatchery, San Joaquin County (renewal)
 - f. U. S. Department of Interior, Fish and Wildlife Service, Coleman Fish Hatchery, Shasta County (renewal)
 - g. Pactiv Corporation, Molded Pulp Mill, Tehama County (renewal)
 - h. City of Lodi, White Slough Water Pollution Control Plant, San Joaquin County (amendment)
 - i. San Joaquin County Service Area 31, Flag City Wastewater Treatment Plant, San Joaquin County (amendment)

WASTE DISCHARGE REQUIREMENTS

23. Uncontested Change of Name and/or Ownership
 - a. Progress Associates Group, Recycling Project, Kern County, Order No. 82-049
 - b. Hidden Valley Sand and Gravel Cache Creek Plant and Ken Hilger, Lake County, Order No. 86-234
 - c. Fresno County Service Area No. 44-D, #44-D Monte Verde Estates WWTF, Fresno County, Order No. 92-203

- d. Family Tree, Reedley Packinghouse, Fresno County, Order No. 96-207
- e. Magnolia Citrus Association, Porterville Citrus Packinghouse, Tulare County, Order No. 97-080
- f. Oroville-Wyandotte Irrigation District, Miners Ranch Water Treatment Plant, Butte County, Order No. 98-063
- g. Valley Rock Products, Inc., Closure/Post Closure Maintenance of Drilling Mud Disposal Facility, Glenn County, Order No. 98-162
- h. Mellenium Pacific Asset, Hi-Ho Lodge & MHP, Kern County, Order No. 5-00-018
- i. Core Energy, LLC, New Chaparral Petroleum, Inc., Kern County, Order No. 5-01-132
- j. Clay Station 1200 Subdivision, Sacramento County, Order No. R5-2002-0170

24. Uncontested Rescissions

- a. Kern County Service Area 41, Cuddy Valley, Kern County, Order No. 76-149
- b. Fish Screen Improvement Project, Glenn-Colusa Irrigation District, Glenn and Tehama Counties, Order No. 98-147

25. Uncontested Waste Discharge Requirements

- a. Pestoni Brothers LLC and South Lake Refuse & Recycling, Quackenbush Mountain Resource Recovery and Compost Facility, Green Waste Composting Facility, Lake County (new)
- b. United States Air Force Beale Air Force Base Site 10 Enhanced Bioremediation Project, Yuba County (new)
- c. City of Brentwood, Brentwood WTP, Master Reclamation Permit, Contra Costa County (new)
- d. Placer Union High School District, Foresthill High School Wastewater Treatment Facility, Placer County (new)
- e. County of Yolo, Planning & Public Works Dept, Yolo County Central Landfill, Class III Landfills & Class II Surface Impoundments, Construction, Operation, Closure, Post-Closure Maintenance & Corrective Action (revision)
- f. Triangle Rock Products, Inc., Florin Road Aggregate Plant, Sacramento County (revision)

26. 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:

1. 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. (Aerojet Cleanup)
2. American States Water Co., et al., v. CVRWQCB, et al., Sacramento Co. Sup. Ct. No. 99AS05947. (Aerojet Cleanup-water supply)
3. Sacramento Regional Co. Sanitation Dist. v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 98CS01702.
4. 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/JFM. (IMM Cleanup)
5. State of Calif. ex rel CIWMB, et al. v. Edward J. Filbin, et al. (Westley Tire Fire).
6. San Francisco Baykeeper, Inc., et al. v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 99CS02722. (Toxic Hot Spots)
7. Coalition for Alternatives to Kiefer Landfill v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 01CS00728. (Landfill WDRs)
8. CVRWQCB v. A Greener Globe Corp., et al., Placer Co. Sup. Ct. No. SCV11383. (Landfill WDRs)
9. CVRWQCB v. Sonora Mining Corp., et al., Tuolumne Co. Sup. Ct. No. CV 486 (Jamestown Mine).
10. Original Sixteen to One Mine, Inc. v. CVRWQCB, Sierra Co. Sup. Ct. No. 5511.(NPDES permit)
11. City of Brentwood v. CVRWQCB, Contra Costa Co. Sup. Ct. No. 2-0160. (MMP Order)
12. State of Calif., City of Lodi v. M&P Investments, et al., USDC (EDCal) No. CIV S-00-2441 FCD. (Lodi PCE plumes)
13. 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. (Merced PCE plumes)
14. National Park Service, El Portal WWTF, Administrative Civil Liability Order No. 5-01-031. (NPDES discharge)
15. Petitions of Meridian Beartrack Co., et al., SWRCB/OCC Files A-1369, A-1469, A-1569. (Mine closure)
16. Deltakeeper, et al v. CVRWQCB, Sacramento Co. Sup. Ct. No. 03CS00032 (Ag Waiver CEQA lawsuit).
17. City of Stockton v. SWRCB et al., San Joaquin Co. Sup. Ct. No. CVO20665 (NPDES permit).
18. City of Vacaville v. SWRCB et al., Solano Co. Sup. Ct. No. FCSO20945 (NPDES permit).
19. Deltakeeper, et al v. CVRWQCB, Alameda Co. Sup. Ct. (Timber Waiver lawsuit)
20. City of Yuba City v. Regional Water Quality Control Board, Central Valley Region, Sacramento Co. Sup. Ct., 03CS01038 (Public Records Act).

21. 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).
22. 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.
23. County of Sacramento v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct. No. 03CS01521
24. State of California, CVRWQCB v. AKT Development Corporation and Sunridge Development, LLC.(Referral to AG).
25. California Farm Bureau v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct., 04CS00264 (2004 Ag Waiver lawsuit)
26. Deltakeeper et al v. CVRWQCB and SWRCB, Sacramento Co. Sup. Ct., 04CS00235 (2004 Ag Waiver lawsuit)
27. 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.(NPDES permit)
28. Kern Ridge Growers, LLC v. SWRCB and CVRWQCB, Kern Co. Sup. Ct., Case No. S-1500-CV 252327NFT.
29. City of Galt v. SWRCB and CVRWQCB, Sac. Co. Sup. Ct. Case No. 04CS00590. (Stay of NPDES permit, filed May 5, 2004).
30. 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).
31. 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).
32. Deltakeeper et al v. SWRCB and CVRWQCB, Sac. Co. Sup. Ct (2004 Timber Waiver Lawsuit).
33. Ameripride Services, Inc. v. CVRWQCB, et al., Sacramento Co. Sup. Ct. No.04CS00426 (PCE plume)
34. Petitions regarding Lodi PCE sites SWRCB/OCC File A-1639, 1639(a), 1639(b), 1639(c) (Review of Cleanup and Abatement Order2004-0043)
35. Petition of Kern Ridge Growers, LLC for review of Compliance Determination in ACLO No. R5-2003-0149, SWRCB/OCC File No. A-1643
36. Petitions of Butte Environmental Council, SWRCB/OCC File A-1657 (Review of Remedial Action Plans and Waste Discharge Requirements at the Humboldt Road Burn Dump)
37. MANA v. State Water Resources Control Board and Regional Water Quality Control Board, Sac. County Superior Court No. 04CS00871
38. City of Woodland v. SWRCB and CVRWQCB, Yolo County. Sup. Ct.. Case No. PT04-759 (NPDES Permit R5-2003-0031 and CDO R5-2003-0032, and SWRCB Order WQO 2004-0010
39. Petition of Odd Fellows, SWRCB/OCC File A-1639(a)
40. Petition of Beckman Capital Corp., SWRCB/OCC File A-1639(b)