



## CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD

### MINUTES OF BOARD MEETING

August 4-5, 2011- 9:00 a.m.  
11020 Suncenter Drive, Suite 200  
Rancho Cordova, CA

**AUGUST 4, 2011**

#### CALL TO ORDER

Chair, Kate Hart called to order the 515th regular meeting of the California Regional Water Quality Control Board, Central Valley Region at the Regional Water Quality Control Board, 11020 Suncenter Drive, Suite 200, Rancho Cordova, CA 95670

#### BOARD MEMBERS PRESENT

Hart, Kate  
Odenweller, Dan

Hoag, Lyle

Longley, Dr. Karl

Meraz, Sandra

#### BOARD MEMBERS ABSENT

None

#### STATE BOARD STAFF PRESENT

State Board Chair, Charlie Hoppin was present and thanked the Board Members for all that they do. He said he went through the agenda and commended the Board, on what they have to assimilate and deal with on a part time basis.

#### STAFF PRESENT

Brattain, Bill	Landau, Ken	Minkel, Pete	Perreira, Gayleen
Creedon, Pamela	Lanfranchi, Kiran	Moss, Rick	Thayer, Elizabeth
Fong, Stephanie	Loncarovich, Richard	Newman, Brian	Vasquez, Victor
Joab, Christine	Macdonald, Alex	Olson, Anne	
Kirn, David	Messina, Diana	Palmer, Joshua	

#### OTHERS PRESENT

Alatorre, Miguel	Dralla, John	Leisy, Andrea	Thurston, Brian
Andrews, Jennifer	Dumisami, Malinda	Mared-Alatorre, Marecela	Troughon, Michael
Angel, Bradley	Garcia, Delores	Martinez, Ana	Turek, Paul
Barren, Cecilio	Gentling, Jim	Nilland, Joe	Wagner, Katharine
Bonaker, Steven	Ghio, Gary	Phillips, M	Saucedo, Maria
Cazarez, Araceli	Goodrich, Barbara	Quinn, Tim	Thurston, Brian
Coffman, Phillip	Guerra, Julios	Ranjel, Maria	Troughon, Michael
Davis, Brian	Harlow, Loren	Rasmussen, Kim	
Diaz, Bertha	Lee, Fred G	Saucedo, Maria	

#### AGENDA ITEM 3 BOARD COMMUNICATION

##### DAN ODENWELLER

- June 12, spoke to Bill Jennings about the call from Dan Bacher regarding salvage and losses in the south Delta.

## **KARL LONGLEY**

### **Dr. Longley sent his communication through written submittal:**

- 13 June, California Water Plan 2013 Update - Water Plan Scenario Approach, conference call
- 14 June, UC Davis Nitrate Group Presentation, UC Davis
- 16 June, CV-SALTS Executive Committee Meeting, Sacramento
- 23 June, Meeting of California Water Plan 2013 Update as Public Advisory Committee and caucus member, conference call
- 23 June, CV Salts meeting, conference call
- 24 June, Luncheon Speaker - Small Communities Network Workshop, Corcoran
- 27 June, met with Secretary Diane Dooley, Health and Human Services Agency, to discuss Disadvantaged Communities (DACs) issues and California State University system-wide DACs program. DHHS, Sacramento.
- 28 June, Program Committee Member and Moderator for Workshop Titles, "Developing Funding for DAC Infrastructure", Rancho Cucamonga.
- 29 June, California Water Plan 2013 Update Public Advisory Committee Meeting, CalEPA
- 30 June, attended Meeting of Groundwater Monitoring Workgroup, Rancho Cordova
- 5 July, CV Salts Salty 5, conference call.
- 13 July, met with Rural Community Assistance Corporation and California Rural Water Association Representatives Regarding Training and Other Requirements for DACs and Water System Operators, RCAC West Sacramento.
- 22 July, met with Secretary Karen Ross, Department of Food and Agriculture, to discuss Disadvantaged Communities (DACs) issues and California State University system-wide DACs program, CDFA
- 1 August, met with Diane Cummings and other IBank Staff Regarding Water and Wastewater System Funding for DACs, Sacramento.
- 1 August, spoke at Joint Dinner Meeting of the Boards of Directors of Shasta County Farm Bureau, Fall River Big Valley Cattlemen and Northeastern California Water Association, McArthur, CA.

## **Sandra Meraz**

- 14 July, attended ACL Dairy Panel Hearings in Fresno.

## **Kate Hart**

- Chair Hart said that she had no disclosures to report but mentioned that she participates in the Chairs conference calls with the State Board and other Regions each month and also reminded Board members about the upcoming WQCC meeting, on September 26-27.

## **AGENDA ITEM 4 PUBLIC FORUM**

No one came forward to speak on any matters.

## **AGENDA ITEM 5 EXECUTIVE OFFICER'S REPORT**

Vice-Chair Longley commended Executive Officer on the EO report and the hard work that is put into it by staff. He especially commented on page 12 of the EO report, on the statement about the review of data where this Board contributed over 33% of the statewide efforts to achieve compliance water quality.

Executive Officer presented the Superior Accomplishment award to Vera Fischer and acknowledged Brent Vanderburgh, who was also the recipient of the award but was not present to accept the award.

## **AGENDA ITEM 6**

Association of California Water Agencies Framework for Sustainable Groundwater Management in California by Tim Quinn (Informational Item only)

Executive Officer introduced Tim Quinn of ACWA, who made a presentation on the framework for Sustainable Groundwater. Mr. Quinn also recommended a book, "Uncommon Innovation" to the Board.

## **AGENDA ITEM 7**

### **NPDES PERMIT AND TIME SCHEDULE ORDER**

Bear Valley Water District Wastewater Treatment Facility, Alpine County – *Consideration of NPDES Permit Renewal and Time Schedule Order* (NPDES CA0085146)

A public hearing was held. Loren Harlow, Special Counsel for Bear Valley said he was present to support the NPDES Permit and Time Schedule Order. No one else was present to contest this item.

*Motion to adopt NPDES Permit Renewal and Time Schedule Order with late revisions  
Made by Vice-Chair Longley  
Seconded by Member Odenweller  
Unanimously approved*

**BOARD ADOPTED ORDER R5-2011-0053 (NPDES)  
BOARD ADOPTED ORDER R5-2011-0054 (TSO)**

## **AGENDA ITEM 8**

### **NPDES PERMITS**

Lincoln Center Environmental Remediation Trust, Groundwater Treatment System, San Joaquin County  
*Consideration of NPDES Permit Renewal* (NPDES CA0084255)

A public hearing was held. No one came forward to contest or comment on this item.

*Motion to adopt NPDES Permit with late revisions Made by Vice- Chair Longley  
Seconded by Member Odenweller  
Unanimously approved*

**BOARD ADOPTED ORDER R5-2011-0055**

## **AGENDA ITEM 9**

### **ENFORCEMENT**

Linda County Water District Wastewater Treatment Plant, Sutter and Yuba Counties – *Consideration of new Time Schedule Order* (NPDES CA0079651)

A public hearing was held. No one came forward to contest or comment on this item.

*Motion to adopt Time Schedule Order with late revisions Made by Vice- Chair Longley  
Seconded by Member, Hoag  
Unanimously approved*

**BOARD ADOPTED ORDER R5-2011-0056**

The board took a recess at 10:04 a.m. to discuss Board related matters. The meeting resumed at 1:04 p.m.

## **AGENDA ITEM 10**

### **OTHER BUSINESS**

Status of Environmental Protection Agency Enforcement Actions at the Kettleman Hills Facility, Kings County  
*Informational item only.*

USEPA was not present to give an update, so Clay Rodgers read the letter provided by USEPA. Bradley Angel (Green Action for Health and Environmental Justice), Maricela Mares Alatorre (El Pueblo Para El Aire y Agua Limpio), Delores Garcia, Ana Martinez, Miguel Alatorre, Bertha Diaz and Maria Salsedo made additional comments.

## **AGENDA ITEM 11**

### **OTHER BUSINESS**

Information on the Investigation of Birth Defects and Community Exposures in Kettleman City, CA *Informational item only*

Clay Rodgers introduced Allen Hirsch (Deputy Director CalEPA, Office of Environmental Health Hazard and Assessment), who presented the report on the investigation of birth defects and community exposures in

Kettleman City a local community located approximately 3.5 miles to the northeast of the Chemical Waste Management Kettleman Hills Landfill Facility. OEHHA was the lead agency for CalEPA to conduct the Community Exposure Assessment. Bradley Angel (Green Action for Health and Environmental Justice), Maricela Mares Alatorre (El Pueblo Para El Aire y Agua Limpio), Delores Garcia, Ana Martinez, Miguel Alatorre, Bertha Diaz, Maria Rangel and Maria Saucedo made additional comments.

**AGENDA ITEM 12  
WASTE DISCHARGE REQUIREMENTS**

Chemical Waste Management, Inc., Kettleman Hills Facility, WMU B-19, Kings County – *Consideration of Modification to Waste Discharge Requirements Order R5-2006-0122*

Clay Rodgers presented the staff report. Bob Henry (Waste Management) also presented a report. Bradley Angel (Green Action for Health and Environmental Justice), Maricela Mares Alatorre (El Pueblo Para El Aire y Agua Limpio), Andrea Leisy, Maria Saucedo, Miguel Alatorre, Bertha Riaz and Ana Martinez gave additional testimony.

The Board chose to continue the hearing to a later date and to a location closer to Kettleman City, so that additional interested parties could provide comments. The Board was presented with 184 form letters, which were accepted into the administrative record.

The hearing was continued to a later date.

*Motion to continue this item made by Vice-Chair, Dr. Longley  
Seconded by Member Meraz  
Approved by roll call vote of 5-0-0*

The meeting adjourned at 5:45 p.m.

**FRIDAY AUGUST 5**

**CALL TO ORDER**

Chair, Kate Hart called to order the 515th regular meeting of the California Regional Water Quality Control Board, Central Valley Region at the Regional Water Quality Control Board, 11020 Suncenter Drive, Suite 200, Rancho Cordova, CA 95670

Hart, Kate  
Odenweller, Dan

Hoag, Lyle

Longley, Dr. Karl

Meraz, Sandra

**BOARD MEMBERS ABSENT**

None

**STAFF PRESENT**

Bowman, Katie  
Cash, Greg  
Coupe, David  
Crandall, Robert  
Creedon, Pamela

Fong, Stephanie  
Hartzel, Marti  
Landau, Ken  
Lanfranchi, Kiran  
Lavy, Tom

Mayer, Alex  
McGee, Calvin  
Pulupa, Patrick  
Radulescu, Dan  
Rosenbaum, Steve

Smith, Bryan  
Snyder, Clint

**OTHERS PRESENT**

Bonaker, Steven  
Celio, Tom  
Confield, Dan  
Dunn, Pat  
Feathers, Karen  
Fujii, Curt

Gaynor, Debbie  
Green, Daphne  
Hrerholzer, Laura  
knapp, Ed  
Knapp, Stephanie  
Kooyman, Steve

Lubetkin, Lester  
McHargue, Jim  
Miksovsky, Rose  
Platt, R  
Robins, Dale  
Sanders, Vickie

Scharff, Jeff  
Smeltzer, Matt  
Sweeney, Jack  
Trough, Karen

## **APPROVAL OF JUNE BOARD MEETING MINUTES**

The June Board meeting minutes were not approved but will be approved at the October Board meeting.

### **AGENDA ITEM 15 BOARD MEMBER COMMUNICATIONS**

None

### **AGENDA ITEM 16 PUBLIC FORUM**

No one came forward to comment on any matters

### **AGENDA ITEM 17 EXECUTIVE OFFICERS REPORT**

Executive Officer presented Superior Accomplishment award to Dani Berchtold of the Central Valley Regional Water Board, Redding office.

## **UNCONTESTED CALENDAR**

### **AGENDA ITEM 18** Approval of Uncontested items 22 through 26

### **AGENDA ITEM 22**

#### **OTHER BUSINESS**

SVA Group, LLC and Sierra Valley Almonds, LLC, Madera County – Consideration of Resolution Authorizing the Executive Officer to Enter into an Agreement for Mutual Release and Covenant Not to Sue with SVA Group, LLC and Sierra Valley Almonds, LLC (new)

**BOARD ADOPTED ORDER R5-2011-0059**

### **AGENDA ITEM 23**

#### **NPDES PERMIT**

- a) Sierra Pacific Industries, Inc., Anderson Division, Shasta County, Order R5-2004-0100 (NPDES CA0082066) (Renewal)

Chair Hart recused herself from agenda item 23 a. This item was not adopted at this time.

### **AGENDA ITEM 24**

#### **WASTE DISCHARGE REQUIREMENTS**

- a) California Department of Transportation, State Route 4, 0.3 Mile West of Contra Loma Boulevard to 0.2 Mile East of G Street in Antioch, Contra Costa County (new) **BOARD ADOPTED ORDER R5-2011-0060**
- b) Merced County Regional Waste Management Authority, Billy Wright Solids Waste Landfill, Merced County, Order 5-00-052 (revision) **BOARD ADOPTED ORDER R5-2011-0061**
- c) Amador County, Buena Vista Landfill, Post-closure Maintenance and Corrective Action, Amador County, Order R5-2003-0078 (revision) **BOARD ADOPTED ORDER R5-2011-0062**

### **AGENDA ITEM 25**

#### **NPDES/WDR RESCISSIONS**

#### **BOARD ADOPTED ORDER R5-2011-0063**

- a) San Luis RV Resort, San Luis RV Resort, Merced County, Order 73-53
- b) NPS Yosemite National Park and Curry Company, Badger Pass Ski Area, Mariposa County, Order 79-072
- c) Tulare County Department of Education, SCICON, Tulare County, Order 79-163

- d) California Hot Springs Water and Sewer Company, Tulare County, Order 86-111
- e) US Bureau of Reclamation and the California Department of Parks and Recreation, San Luis State Recreation Area/Basalt Camp, Merced County, Order 86-226,
- f) Dodge Ridge Corporation & US Department of Agriculture, Forest Service, Dodge Ridge Ski Area, Tuolumne County, Order 89-248
- g) California Department of Corrections and California Department of Forestry and Fire Protection, Baseline Conservation Camp, Tuolumne County, Order 91-014
- h) City and County of San Francisco Hetch Hetchy Water and Power, O'Shaughnessy Wastewater Treatment Facility Yosemite National Park, Tuolumne County, Order 91-189
- i) National Park Service, Yosemite National Park, White Wolf Campground, Tuolumne County, Order 93-062
- j) Donald and Katheryn Zandstra, Carr Mine, Butte County, Order 93-064
- k) US Forest Service, US Department of Agriculture and Courtright Lake Village Mutual Water Company, Inc., Wastewater Treatment Facility, Fresno County, Order 94-105
- l) McClure Boat Club Trailer Park, Inc., Wastewater Treatment Facility, Mariposa County, Order 94-255
- m) Leland Meadow Water District, Tuolumne County, Order 94-358
- n) California Department of Forestry and Fire Protection, Mount Bullion Youth Conservation Camp, Mariposa County, Order 96-214
- o) Spanish Flat Enterprises, Inc., Spanish Flat Resort, Napa County, Order 5-00-204
- p) Mining Remedial Recovery Company, Inc., Stowell Waste Rock Containment Facility, Shasta County, Order 5-01-202
- q) Riviera West Mutual Water Company, Domestic Water Treatment Plant, Lake County, Order R5-2002-0130 (NPDES CA0083925)
- r) Bella Vista Water District, Water Treatment Plant, Shasta County, Order R5-2004-0110, (NPDES CA0080799)

## **AGENDA ITEM 26**

### **CEASE AND DESIST ORDER RESCISSION**

- a) Bella Vista Water District, Water Treatment Plant, Shasta County, Order R5-2009-0117

*Motion to adopt uncontested items 22 and 24 through 26, made by Vice- Chair Longley  
Seconded by Member Hoag  
Approved by Roll call vote of 5-0-0*

**BOARD ADOPTED ORDER R5-2011-0064**

### **CONTESTED CALENDAR**

## **AGENDA ITEM 19**

### **OTHER BUSINESS**

Update on Eldorado County's Activities to comply with the Rubicon Trail Cleanup and Abatement Order.  
*Informational item only*

Marty Hartzell presented the staff report on Eldorado County's activities to comply with the Rubicon Trail Cleanup and Abatement order. Steve Kooyman, Senior Civil Engineer of County of Eldorado presented an overview of the County's maintenance work on the Rubicon Trail. Jack Sweeney, Tony Valdes, Acting Forest Supervisor (Eldorado National Forest) and Diane Rubiacco, District Ranger, described the Forest Service's activities and plans for the trail.

## **AGENDA ITEM 20**

### **ENFORCEMENT**

Winemucca Trading Company Limited, Shasta County – *Consideration of Administrative Civil Liability Order*

Robert Crandall, Assistant Executive Officer, made introductory remarks and introduced Clint Snyder, who presented the staff report. Patrick Pulupa, prosecuting staff Counsel, discussed application of the State Water Board's Enforcement Policy. Jeff Scharff, representing Winemucca, presented his client's case, and urged the Board not to impose civil liability.

*Motion to adopt Administrative Civil Liability with late revisions made by Member Hoag  
Seconded by Member Vice-Chair Longley  
Unanimously approved  
**BOARD ADOPTED ORDER R5-2011-0057***

**AGENDA ITEM 21**

**WASTE DISCHARGE REQUIREMENTS**

Von Bargen Ranch Septage Disposal Area, Glenn County – *Consideration of Adoption of New Waste Discharge Requirements*

No one was present to contest or comment on this item.

*Motion to adopt Waste Discharge Requirements, Made by Vice- Chair Longley  
Seconded by Member Hoag  
Unanimously approved  
**BOARD ADOPTED ORDER R5-2011-0058***

The meeting adjourned at 2:45 p.m. to the October 13-14 meeting.

Respectfully submitted by Board Secretary, Kiran Lanfranchi-Rizzardi