



## CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD

### MINUTES OF BOARD MEETING

2<sup>ND</sup> February, 2012

11020 Sun Center Drive, Suite 200  
Rancho Cordova, California

**FEBRUARY 2, 2012**

#### CALL TO ORDER

Chair, Kate Hart called to order the 518th regular meeting of the California Regional Water Quality Control Board, Central Valley Region at the Regional Water Quality Control Board, 11020 Sun Center Drive, Suite 200, Rancho Cordova, CA 95670

#### BOARD MEMBERS PRESENT

Costantino, Jon  
Ramirez, Carmen

Hart, Kate  
Schneider, Robert

Longley, Karl

Moffitt, Jennifer Lester

#### BOARD MEMBERS ABSENT

Sandra Meraz

#### STAFF PRESENT

Coupe, David  
Creedon, Pamela  
Herbst, Charlene  
Karkoski, Joe  
Kirn, Dave  
Landau, Ken

Lanfranchi, Kiran  
Loncarovich, Richard  
Macdonald, Alex  
Mayer, Alex  
McGee, Calvin  
Messina, Diana

Morris, Patrick  
Moss, Rick  
Pulupa, Patrick  
Radulescu, Dan  
Rosenbaum, Steven  
Wyels, Wendy

Yee, Betty  
Stevens, Brett  
Wass, Lonnie

#### OTHERS PRESENT

Bell, Kevin  
Caswell, Stephen  
Collup, Steve  
Cooper, Dish  
Cory, David  
Crane, Brian  
Creamer, Casey  
Gardner, Jeff

Godwin, Robert  
Goodwin, Joshua  
Greenwood, Eric  
Grovhoug, Tom  
Hann, Beverly  
Harlow, Loren  
Hengst, Gary  
Houdesheldt, Bruce

Jackson, Terry  
Lillibridge, Scott  
Miller, Beverly  
Newman, Charley  
Oneto, Lloyd  
Robertson, Denise  
Scully, Jim  
Smythe, Thomas

Sudman, Rita Schmidt  
Wade, Alan D  
Webster, Debbie  
Willbanks, Noelle  
Wong, Kevin  
Zimmerman, Bill

#### APPROVAL OF DECEMBER 1-2, MINUTES

Dr. Longley moved that the minutes be approved. Members, Ramirez and Moffitt abstained as they were not present at the December Board meeting.

#### AGENDA ITEM 3 BOARD COMMUNICATION

##### Bob Schneider

On January 18, Bob Schneider met with David Guy and Bruce Houdesheldt of the Northern California Water Agency; and Tim Johnson of the California Rice Commission. No exparte communication took place.

**Jon Costantino submitted the following via written submittal:**

On 12/21, met the following representatives from the agricultural community for a meet and greet. Louie Brown (KSC), Rich Matteis (CFBF), Michael Boccadoro (The Dolphin Group), David Guy (NCWA), Danny Merkley (CFBF), Dennis Albiani (CA Advocates), Tim Johnson (California Rice Commission), Gayle (Cal Chamber) and Tricia (Ag Council). No specifics were discussed related to any program. General discussion about Board operations and other general topics were discussed.

**Jenny Lester Moffitt submitted the following via written submittal:**

On January 9, met with Bruce Houdesheldt, David Guy, (Northern California Water Association) Denise Sagara (Yolo County Farm Bureau), Tim O'Halloran, Max Stevenson, and Chuck Dudley of the Yolo County Flood, Control and Water Conservation District

The purpose of the meeting was to be introduced to the Sacramento Valley Water Quality Coalition and learn more about their general activity and involvement in the Irrigated Lands Regulatory Program. No ex- parte issues were discussed.

**Karl Longley submitted the following via written submittal:**

- 5 December, CV Salts Executive Committee Administration Meeting, conference call
- 5 December, attended meeting as member of Stakeholder Advisory Committee (SOAC), a group charged with the duty of advising the County of Tulare Board of Supervisors on the selection of pilot project(s) or study and provide input on draft and final recommendations for the Tulare Lake Basin Disadvantaged Community Water, Visalia
- 6 December, attended SWRCB meeting to observe CV Salts presentation, Sacramento
- 12 December, CV Salts Exec Committee Administration meeting, conference call
- 14 December, Dairy Digester Technical Subgroup meeting, conference call
- 15 December, GRA Conference Committee, conference call
- 20 December, Dairy Digester Regulatory Subgroup meeting, conference call
- 9 January, CV-Salts Salty 5 Meeting, conference call
- 10 January, State/Federal Dairy Digester Working Group meeting, Sacramento
- 17 January, CV Salts Exec Committee Administration meeting, conference call
- 19 January, CV-Salts Executive Committee Meeting, SCRSD, Sacramento
- 25 January, Briefed Jared Blumenthal, USEPA Region 9 Administrator, regarding nitrate and other contaminants polluting Disadvantaged Community drinking water supplies and California State University role, California State University, Fresno.
- 26-27 January, Participated in Multi-State Salinity Coalition meeting in Las Vegas, NV: Moderated panel of experts regarding lessons learned for salinity management, Las Vegas, NV.

**AGENDA ITEM 4  
PUBLIC FORUM**

1. Beverly Miller, lone citizen, said \$7 million in the sewer fund had been misspent and asked for a 60 day extension of the compliance time schedule.
2. Lloyd Denero, lone City Councilman, said the City is lacks funding and hopes to stave off fines.
3. Rita Sudman, Water Education Foundation, discussed the Foundation and the importance of public education.
4. Jim Scully, lone citizen, said that lone must make its own decisions.

In response to comments made in the Public Forum, Patrick Pulupa proposed a workshop regarding "lone's compliance with the Cease and Desist Order"

**AGENDA ITEM 5**

**APPOINTMENT OF CHAIR AND VICE-CHAIR FOR 2012**

The Chair and Vice-Chair Appointment Committee, consisting of Robert Schneider and Sandra Meraz recommended the appointments of Dr. Karl Longley as Chair and Jon Costantino as Vice-Chair. Ms. Meraz was not present at the meeting.

*Motion to appoint Dr. Longley as Chair and Jon Costantino as Vice-Chair, made by Member Schneider  
Seconded by Member Moffitt  
Unanimously approved*

**AGENDA ITEM 6**

**EXECUTIVE OFFICER’S REPORT**

Executive Officer Creedon, mentioned that she attended the City Council meeting in Auburn, CA.

Ms. Creedon thanked staff in particular, the Fresno office staff for their generous contribution to the United Way Campaign.

Dr. Longley commented on the good job that staff did on ACLs

Ms. Creedon presented a special award to Joe Karkoski in recognition for his efforts in project management

**AGENDA ITEM 7**

Status Report of Enforcement Efforts for Calendar Years 2010 and 2011, *Informational Item Only*  
Dan Radulescu presented the staff report.

**AGENDA ITEM 8**

NPDES Discharge to High Quality Waters, *Informational Item Only*  
Betty Yee presented the staff report.

**AGENDA ITEM 9**

**WASTE DISCHARGE REQUIREMENTS**

Caruthers Raisin Packing Company, Inc. and Mr. Jon Robinson, Raisin Processing Plant, Fresno County, –  
*Consideration of new Waste Discharge Requirements*

*Motion to adopt the WDR with late revisions made by Member Ramirez  
Seconded by Member Moffitt*

**BOARD ADOPTED ORDER R5-2012-0001**

**AGENDA ITEM 10**

Lucero Olive Oil LLC and Crane Mills, Lucero Olive Oil, Tehama County – *Consideration of New Waste Discharge Requirements*

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

*Motion to adopt made by Member Schneider  
Seconded by Vice-Chair Costantino  
Unanimously approved*

**BOARD ADOPTED ORDER R5-2012-0002**

**AGENDA ITEM 11**

City of Hughson, Hughson Wastewater Treatment Facility, Stanislaus County – *Consideration of Revised Waste Discharge Requirements*

*Motion to adopt WDR, made by Member Ramirez  
Seconded by Member Moffitt  
Unanimously approved*

**BOARD ADOPTED ORDER R5-2012-0003**

Board recessed for lunch at 12:24 p.m. to discuss the following closed session items:

- Sacramento Regional County Sanitation District v. Central Valley Water Board and State Water Board (Sacramento County Sup. Ct., Case No. 34-2011-80001028)
- Central Valley Water Board et al. v. Original Sixteen-to-One Mine, Inc. et al. (Sierra County. Sup.Ct., Case No. 7019)
- City of Lodi, White Slough Facility NPDES Permit – Central Valley Clean Water Assn. v. Central Valley Water Board and State Water Board (San Joaquin County Sup. Ct., Case No. 39-2009-00224077-CU-WM-STC)

## **NPDES PERMITS**

### **AGENDA ITEM 12**

Nevada County Sanitation District No. 1, Cascade Shores Wastewater Treatment Plant; Nevada County – *Consideration of Order Amending Waste Discharge Requirements Order R5-2008-0111 (NPDES Permit No. CA0083241)*

This item was moved to the Uncontested Calendar

### **AGENDA ITEM 13**

Placer County Department of Facility Services, Placer County Sewer Maintenance District No. 3; Placer County – *Consideration of a New Cease and Desist Order*

This item was moved to the uncontested calendar

## **UNCONTESTED CALENDAR**

### **AGENDA ITEM 12**

#### **BOARD ADOPTED ORDER R5-2012-0004**

Nevada County Sanitation District No. 1, Cascade Shores Wastewater Treatment Plant; Nevada County – *Consideration of Order Amending Waste Discharge Requirements Order R5-2008-0111 (NPDES Permit No. CA0083241)*

This item was moved from the contested calendar

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

### **AGENDA ITEM 13**

#### **BOARD ADOPTED ORDER R5-2012-0005**

Placer County Department of Facility Services, Placer County Sewer Maintenance District No. 3; Placer County – *Consideration of a New Cease and Desist Order*

This item was moved from the contested calendar

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

## **ENFORCEMENT**

14. City of Isleton, Wastewater Treatment Facility, Sacramento County - *Consideration of a Cease and Desist Order*

#### **BOARD ADOPTED ORDER R5-2012-0006**

15. Sterling Caviar LLC, Sterling Caviar LLC, Elverta; Sacramento County – *Consideration of Order Amending Cease and Desist Order R5-2007-0013*

#### **BOARD ADOPTED ORDER R5-2012-0007**

### **AGENDA ITEM 16**

#### **WASTE DISCHARGE REQUIREMENTS**

- a. Riviera West Mutual Water Company, Riviera West Water Treatment Plant, Lake County (new)

#### **BOARD ADOPTED ORDER R5-2012-0008**

- b. Union Pacific Railroad Company, Roseville Yard, Class II Surface Impoundment, Placer County (new) **BOARD ADOPTED ORDER R5-2012-0009**
- ~~c. Homestake Mining Company of California, Barrick Gold Corporation, Closure and Post-Closure Maintenance McLaughlin Mine, Lake, Order 5-01-168, Napa and Yolo Counties (revision)~~
- d. Shafter-Wasco Sanitary Landfill, Order R5-2002-0179 Kern County, (revision)  
**BOARD ADOPTED ORDER R5-2012-0011**

Item 16 c was removed and voted separately

**NPDES PERMIT**

**BOARD ADOPTED ORDER R5-2012-0012**

General Order for Cold Water Concentrated Aquatic Animal Production Facilities Discharging to Surface Waters – Consideration of Order Amending General Waste Discharge Requirements Order R5-2010-0018 for Cold Water Concentrated Aquatic Animal Production Facilities Discharging to Surface Waters

**AGENDA ITEM 17**

**CEASE AND DESIST ORDER RESCISSION**

**BOARD ADOPTED ORDER R5-2012-0013**

- a. City of Plymouth and Roy E. Mason, Plymouth Wastewater Treatment Plant, Order R5-2005-0006

**AGENDA ITEM 18**

**CHANGE OF NAME AND OR/OWNERSHIP**

**BOARD ADOPTED ORDER R5-2012-0014**

- a. Belgian Anticline, McKitrick 1-1, Valley Waste Disposal Company, Kern County, Order 69-199
- b. Belgian Anticline, McKitrick 1, Valley Waste Disposal Company, Kern County, Order 69-19901
- c. Belgian Anticline, McKitrick 6, Valley Waste Disposal Company, Kern County, Order 69-19902
- d. Belgian Anticline, McKitrick 7, Valley Waste Disposal Company, Kern County, Order 69-19903
- e. Edison, Fee 34, Valley Waste Disposal Company, Kern County, Order 92-11037
- f. Edison, Valley Waste Disposal Company, Kern County, Order 58-349
- g. Kern Front No. 2 Treatment Plant-Cawelo Reservoir B, Valley Waste Disposal Company, Kern County, Order R5-2007-0066
- h. Kern Front No. 2 Treatment Plant-Cawelo Reservoir B, Valley Waste Disposal Company, Kern County, Order R5-2011-0901
- i. Key Food Ingredients, Olam West Coast, Inc. Fresno County, Order No. R5-2009-0837
- j. Midway-Sunset (BC1), Valley Waste Disposal Company, Kern County, Order 01-024
- k. Midway-Sunset (BV1), Valley Waste Disposal Company, Kern County, Order 01-026
- l. Midway-Sunset (BV2), Valley Waste Disposal Company, Kern County, Order 01-027
- m. Midway-Sunset Quality, Valley Waste Disposal Company, Kern County, Order 01-028
- n. Midway-Sunset Southeast Taft, Valley Waste Disposal Company, Kern County, Order 01-029
- o. Midway-Sunset Maricopa West, Valley Waste Disposal Company, Kern County, Order 59-073
- p. Midway-Sunset (BC2), Valley Waste Disposal Company, Kern County, Order R5-2002-0223
- q. Brush Creek Mining and Development Co., Ruby Development Company, U.S. Forest Service, Tahoe National Forest, Ruby Mine, Sierra County, Order No. 93-101
- r. Mokelumne River School, Victor Fine Foods Facility, San Joaquin County, 5-01-057

**WDR RESCISSIONS**

**BOARD ADOPTED ORDER R5-2012-0015**

- a. Baltimore Aircoil Company., Inc., A wholly Owned Subsidiary of Amsted Industries., Inc., and Former Owner, Merck & Co., Inc., Groundwater Remedial System, Or No. 5-00-197, Merced County
- b. California Department of Forestry, Loma Rica Administrative Site, Nevada County, Order 89-088
- c. Gary Clawson, Clawson Mine, Nevada County, Order 5-01-166
- d. Hodgson Meadows Facility, Tuolumne County, Order No. 90-063

- e. La Montana, Inc., Iron Mountain Ski Area, El Dorado County, Order 88-184
- f. Pacific Union Conference of Seventh-Day Adventists, Bridges on the River Restaurant, Sacramento County, Order R5-2005-0116
- g. Romero Overlook Wastewater Treatment Facility, Merced County, Order No. 85-254
- h. San Luis Pumping-Generating Plant Wastewater Treatment Facility, Merced County, Order 85-231
- i. U.S. Army Corps of Engineers, San Francisco District Sherman Island Dredge Material Re-handling Facility for Saline Dredge Material, Pilot Project, Order No. 5-01-206

*Motion to adopt agenda items 12 to 16, except for 16c, with late revisions made by Member Schneider  
Seconded by Member Hart  
Unanimously approved*

**AGENDA ITEM 16C**

**BOARD ADOPTED ORDER R5-2012-2010**

Homestake Mining Company of California, Barrick Gold Corporation, Closure and Post-Closure Maintenance Mclaughlin Mine, Lake, Order 5-01-168, Napa and Yolo Counties (revision)

This item was pulled from the agenda item 16 to be voted separately.

Joshua Goodwin (Department of Conservation) submitted a late comment letter on this item and spoke in opposition to a finding contained in the draft WDRs. The Board removed the finding.

*Motion to adopt agenda items 16 c with late revisions made by Member Vice-Chair Costantino  
Seconded by Member Hart  
Approved by roll call vote 6-0-0*

The meeting adjourned at 2:12 p.m. to the March 29/30 meeting

Respectfully submitted by  
Kiran Lanfranchi-Rizzardi