

AGENDA

Public Meeting

Central Valley Regional Water Quality Control Board



Thursday, May 15, 2014– 8:00 a.m.

Field Tour

Meet at Regional Board Office
364 Knollcrest Drive
Redding, CA 96002

Friday, May 16, 2014– 8:00 a.m.

Workshop

City Council Chambers
777 Cypress Avenue
Redding, CA 95670-6114

This Public Meeting of the Central Valley Water Board will consist of a Field Tour and Workshops regarding the regulation of Marijuana Cultivation Sites, the Timber Harvest Program, and the Board's regulation of legacy mines. The Board will not be voting or taking any action other than generally providing direction for Board staff. While the public may provide oral presentations and/or written comments on any of the agenda items, the Board will not be taking any sworn testimony. To ensure a productive and efficient workshop, oral presentations from the public may be limited to 3 minutes. Where speakers can be grouped by affiliation or interest, such groups will be expected to select a spokesperson and not be repetitive. The Board will accommodate spokespersons by granting additional time if other group members will not also be speaking.

Persons wishing to speak at the meeting should complete an attendance card and provide it to staff. Although filling out the attendance card is voluntary, we do appreciate receiving a card from all persons in attendance. Any person planning to make a presentation to the Board that requires the use of visual aids (such as overheads, slides, or video projector) should contact the assigned staff person to make arrangements before the meeting date in order to avoid unnecessary delays during the meeting.

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 Kiran Lanfranchi-Rizzardi at (916) 464-4839.

The Board meeting is accessible to people with disabilities. Individuals requiring special accommodations, including accommodations for the Field Tour, are requested to contact Ms. Rizzardi 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 Board's website at http://www.waterboards.ca.gov/centralvalley/board_info/meetings/

ESTIMATED TIMES

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 for comments on each item. The goal is to complete all presentations in a timely matter so that all Agenda items can be completed within the Board meeting. Time estimates are listed on the agenda following each item. Please consider the estimated time when preparing your presentations.

ELECTRONIC PRESENTATIONS FOR BOARD MEETINGS

Power Point and other electronic presentations are frequently presented at the Regional Water Board Meetings. Please bring your files either on a USB Flash Drive, or CD ROM and give them to Board Staff prior to the start of the meeting. Providing the electronic files in advance will allow the Board Meeting to proceed without any interruption.

THURSDAY, MAY 15, 2014-8:00 A.M.

FIELD TOUR

Some of the members of the State Water Board or Central Valley Water Board will participate in a field tour on Thursday, 15 May 2014, to view mining, marijuana cultivation, and timber harvesting sites. The tour will be on private and publically-owned lands in the Upper Sacramento River Watershed.

The public will be provided access to the tour Site(s), but transportation will not be provided.

Details regarding the tour itinerary will be provided on the day of the workshop because last minute adjustments in the tour may need to be made to account for poor weather conditions or the number of participants in the tour. Tour participants will meet at 8:00 a.m. in the parking lot of the Central Valley Water Boards Redding office, located at 364 Knollcrest Drive, Redding, California.

FRIDAY, MAY 16, 2014-8:00 A.M.

WORKSHOP

**City Council Chambers
777 Cypress Avenue
Redding, CA 95670-6114**

1. Introductions, Pledge of Allegiance.
2. Meeting Rules and Procedures.
3. Board Member Communications – 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.
4. 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, or pending before the Board (3 minute time limit per subject) 8:00 A.M.

OTHER BUSINESS

5. [Staff Report on the Development of a Program to Regulate Discharges of Waste from Marijuana Cultivation Sites – Informational Item Only](#) [Clint Snyder (530) 224-4845] **(Estimated Time 120 minutes)**
6. [Staff Report on the Impacts, Regulation, and Remediation of Legacy Mines within the Central Valley Region – Informational Item Only](#) [Phil Woodward (530) 224-4845] **(Estimated Time 120 minutes)**
7. [Staff Report on the Regulation of Timber Harvest Activities within the Central Valley Region – Informational Item Only](#) [Angela Wilson (530) 224-4845] **(Estimated Time 120 minutes)**

CLOSED SESSION

The Board may meet in closed session 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 listed below by the type of item:

Litigation filed against the Central Valley Water Board and/or the State Water Board:

- a. Bell Carter NPDES Permit – Environmental Law Foundation v. Central Valley Water Board (Tehama County Sup. Ct.,
- b. California Sportfishing Protection Alliance v. California Regional Water Quality Control Board, Central Valley Region, et al. (Sacramento County Superior Court, Case No. 34-2013-80001358-CU-WM-GDS Case No. 60668)
- c. City of Manteca v. State Water Board et al. (Sacramento County Sup. Ct., Case No. 34-2011-80000-831)
- d. City of Stockton v. State Water Resources Control Board and California Regional Water Quality Control Board, Central Valley Region (San Joaquin County Sup. Case No. 39-2009-00230130)
- e. City of Tracy v. State Water Board (San Joaquin County Sup. Ct., Case No. 39-2011-00256340-CU-JR-STK)
- f. Dairy General Waste Discharge Requirements – Association de Gente Unida por el Agua et al. v. Central Valley Water Board (Ca. Ct. of Appeal. 3rd DCA, Case No. C066410) Sacramento County Sup. Ct., No. 2008-00003604)
- g. Dixon Commercial Park CAO – DCP v. State Water Board (Sacramento County Sup. Ct., Case No. 06CS00299), and ConAgra Foods and Monfort, Inc. v. Central Valley Water Board (Solano County Sup. Ct., Case No. FCS027420)
- h. Duarte Nursery Inc. and John Duarte v. United States Army Corps of Engineers and Karl E. Longley, an individual in his official capacity as a member of the Central Valley Regional Water Quality Control Board et al. (Case No. 2:13-cv-02095-LKK-DAD, United States District Court for the Eastern District of California)
- i. El Dorado Irrigation District NPDES Permit – California Sportfishing Protection Alliance v. Central Valley Water Board (Sacramento County Sup. Ct., Case No. 34-2009-80000309)
- j. Greener Globe Landfill WDRs – Central Valley Water Board v. A Greener Globe Corp. et al. (Placer County Sup. Ct., Case No. SCV11383)
- k. Irrigated Lands Coalition Waiver and Program EIR - San Joaquin County Resource Conservation District California Farm Bureau Federation et al. v. Central Valley Water Board; California Sportfishing Protection Alliance et al. v. Central Valley Water Board (Sacramento County Sup. Ct., Case No. 34-2012-80001186) (Consolidated Case No. RG 12632180)
- l. Preston Avery, an Individual, and Lois Avery, an Individual, and as Trustees of the Avery Family Revocable Trust of July 14, 2000 v. State Water Board et al. (Sacramento County Sup. Ct., Case No. 06CS00399)
- m. Sacramento Regional County Sanitation District v. Central Valley Water Board and State Water Board (Sacramento County Sup. Ct., Case No. 34-2011-80001028).
- n. State Water Contractors, Inc. v. State Water Board and Central Valley Water Board (Sacramento County Sup. Ct., Case No. 34-2011-00107299)
- o. Toxic Hot Spots – San Francisco Baykeeper, Inc. et al. v. State Water Board et al. (Sacramento County Sup. Ct., Case No. 99CS02722)
- p. Tracy NPDES Permit R5-2007-0036 – Environmental Law Foundation and California Sportfishing Protection Alliance v. Central Valley Water Board (Sacramento County Sup. Ct., Case No. 34-2009-00047273)

Litigation filed by the Central Valley Water Board against other parties:

- a. Consideration of a Referral to the California Attorney General to initiate litigation to obtain a temporary restraining order and/or other injunctive relief against Mr. Henry Tosta and Henry Tosta Dairy pursuant to Water Code sections 13002 and/or 13386.
- b. Aerojet Cleanup – Central Valley Water Board et al. v. Aerojet-General Corp. et al. (Sacramento County Sup. Ct., Case No. 286073, consolidated with Case Nos. 288302 and 291981); Central Valley Water Board et al. v. Aerojet-General Corp. et al. (EDCal, Case No. CIV-S-86-0064-EJG) consolidated with U.S. v. Aerojet-General Corp. et al., (EDCal, Case No. CIV-S-86-0063-EJG)
- c. Bonzi Landfill – Central Valley Water Board v. Ma-Ru Holding Company et al. (Stanislaus County Sup. Ct., Case No. 643740)
- d. Iron Mountain Mine Cleanup – Central Valley Water Board et al. v. Iron Mountain Mines, Inc. et al. (EDCal, Case No. CIV-S-91-1167-DFL-PAN) and U.S. v. Iron Mountain Mines, Inc. et al., (EDCal, Case No. S-91-0768 DFL/JFM)
- e. Central Valley Water Board et al. v. Original Sixteen-to-One Mine, Inc. et al. (Sierra County. Sup.Ct., Case No. 7019)

Petitions for Review of Central Valley Water Board Actions filed with State Water Board:

- a. Nevada County Sanitation District No. 1, Lake of the Pines WWTP, WDRs Order R5-2009-0031 [NPDES Permit No. CA0081612] (State Water Board File No. A-2019)

- b. James G. Sweeney and Amelia M. Sweeney, Administrative Civil Liability Order R5-2011-0068 (State Water Board File No. A-2190)
- c. James G. Sweeney and Amelia M. Sweeney, Groundwater Monitoring Directive (State Water Board File No. A-2213)
- d. James G. Sweeney and Amelia M. Sweeney, Administrative Civil Liability Order R5-2012-0070 (State Water Board File No. A-2225)
- e. Eastern San Joaquin Irrigated Lands General Waste Discharge Requirements, Order R5-2012-0116 – Petitions filed by California Sportfishing Alliance et al.; San Joaquin County Resource Conservation District et al.; and Asociacion de Gente Unida por el Agua (AGUA) et al. (State Water Board File Nos. A-2239(a) through (c))
- f. California Sportfishing Protection Alliance, Settlement Agreement and Stipulation for Entry of ACL Order No.
- g. Irrigated Lands General Waste Discharge Requirements for Individual Growers, Order R5-2013-0100 – Petition filed by Kern River Watershed Coalition Authority and Paramount Farming Company, LLC (State Water Board File No. A-2269)
- h. Tulare Lake Basin Area Irrigated Lands General Waste Discharge Requirements, Order R5-2013-0120 – Petitions filed by Southern San Joaquin Valley Water Quality Coalition et al., Michael and Yvonne LaSalle, and Asociacion de Gente Unida por el Agua (AGUA) et al. (State Water Board File Nos. A-2278(a) through (c))
- i. West San Joaquin River Watershed Irrigated Lands General Waste Discharge Requirements, Order R5-2014-0002 – Petition filed by California Sportfishing Alliance et al. (State Water Board File number is unavailable)
- j. Discovery Bay Wastewater Treatment Plant, WDRs Order R5-2008-0179 [NPDES Permit No. CA007859] – Petitions filed by San Luis & Delta-Mendota Water Authority et al. and California Sportfishing Protection Alliance (State Water Board File Nos. A-1982 and A-1982(a))
- k. Vacaville Easterly WWTP WDRs Order R5-2008-0055 and TSO R5-2008-0056 [NPDES Permit No. CA0077691] – Petition filed by the City of Vacaville (State Water Board File No. A-1932)
- l. City of Live Oak, NPDES Permit R5-2011-0034 and TSO R5-2009-0012-01 [NPDES Permit No. CA0079022] (State Water Board File Nos. A-2172(a) and 2172(b))
- m. City of Auburn Wastewater Treatment Plant, WDRs Order R5-2011-003 (Amending WDRs Order R5-2010-0090) [NPDES Permit No. CA0077712] – Petition filed by California Sportfishing Protection Alliance
- n. City of Tracy, WDRs Order R5-2012-0115 [NPDES Permit No. CA0079154] (State Water Board File No. A-2238.) R5-2012-0112 for the City of Redding (State Water Board File No. A-2240)
- o. Tosta Dairy, Administrative Civil Liability Order R5-2013-0095 – Petition filed by Henry J. Tosta, Henry J. Tosta Jr. Family Limited Partnership, and Henry J. Tosta Trust (State Water Board File No. A-2268).

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION**

The primary duty of the Board is to protect the quality of the waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all agricultural, domestic and industrial waste discharges. Specific responsibilities and procedures of the Boards and the State Water Resources Control Board are contained in the Porter-Cologne Water Quality Control Act.

BOARD MEMBERS	CITY OF RESIDENCE	TERM EXPIRES
Robert Schneider	Davis	9/30/2014
Sandra Meraz	Alpaugh	9/30/2014
Jon Costantino	Grass Valley	9/30/2015
Jennifer Lester Moffitt	Davis	9/30/2016
Carmen L. Ramirez*	Atwater	9/30/2017
Karl E. Longley	Fresno	9/30/2017

*Public member in accordance with Water Code section 13201(c)

Pamela C. Creedon, Executive Officer

Kiran Lanfranchi-Rizzardi, *Administrative Assistant*

David Coupe, *Sr. Staff Counsel*

Patrick Pulupa, *Sr. Staff Counsel*

Alex Mayer, *Staff Counsel*

SACRAMENTO OFFICE

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Bob Chow	Robert Busby
Brian Newman	Wendy Wyels
Duncan Austin	
Jerry Bruns	
Joe Karkoski	

Seniors:

Anne Olson	Patrick Morris
Brett Stevens	Steven Meeks
Charlene Herbst	Sue McConnell
Cori Condon	Steve Rosenbaum
Daniel McClure	Susan Fregien
Elizabeth Lee	Jim Marshall
Gayleen Perreira	Joe Mello
Gerald Djuth	Marie McCrink
Marty Hartzell	Howard Hold
Jeanne Chilcott	
Nichole Morgan	

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Doug Patteson

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Shelton Gray	David Sholes
Warren Gross	Matt Scroggins
Dale Harvey	Russell Walls
Daniel Carlson	

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George Day	George Low