



**MINUTES OF BOARD MEETING**  
 May 31, 2018  
 Central Valley Regional Water Board  
 11020 Sun Center Drive, Suite 200  
 Rancho Cordova, CA 95670

**THURSDAY, MAY 31, 2018**

Chair Longley called to order the 557<sup>th</sup> Board meeting of the central Valley Regional Water Quality Control Board

**BOARD MEMBERS PRESENT**

Brar, Raji	Costantino, Jon	Kadara, Denise	Longley, Karl
Marcum, Dan			

**BOARD MEMBERS ABSENT**

Ramirez, Carmen	Schneider, Bob		
-----------------	----------------	--	--

**STATE BOARD MEMBERS PRESENT**

Doduc, Tam			
------------	--	--	--

**STATE BOARD OFFICE OF CHIEF COUNSEL STAFF**

Lancaster, David	Wadhvani, Emel	Yu, Stephanie	
------------------	----------------	---------------	--

**STAFF PRESENT**

Altevogt, Andrew	Gaido, Monique	McClure, Danny	Smith, Bryan
Au Yeung, Cindy	Hatton, Scott	McConnell, Sue	Snyder, Clint
Bracamonte, Linda	Herbst, Charlene	Meeks, Glenn	Tadlock, Stephanie
Braidman, Brett	Holmes, Kari	Patteson, Doug	Toto, Anthony
Busby, Robert	Khang, True	Perea, Griffin	Vidic, Natasha
Chilcott, Jeanne	Lanfranchi, Kiran	Plachta, Walter	Yee, Betty
Chow, Bob	Laputz, Adam	Pyle, Jeff	
Coughlin, Gene	Littlejohn, Anne	Rodgers, Clay	
Creedon, Pamela	MacDonald, Alex	Shelton, Brad	

**OTHERS PRESENT**

Aldana, Miriam	Cory, David	Kane, Nathaniel	Thorne, Melissa
Apodaca, Lori	Cozad, Daniel	Klassen, Parry	Webster, Debbie
Bell, Nichole	Crooks, Bill	Larson, Bobbi	Wheat, John
Blanca, Lozano	Dunham, Tess	Lozano, Blanca	York, Andrea
Callman, Elissa	Garabedian, Michael	Ores, Debbie	
Cativiela, J.P.	Garcia, Paul	Orloff, Leah	
Chavez, Cristobal	Gore, Bob	Petty, Peter	
Chichizola, Regina	Grovhoug, Tom	Rock, Sarah	
Claiborne, Michael	Houdesheldt, Bruce	Steele, John	
Clary, Jennifer	Johnson, Tim	Teran, Erasto	

## **APPROVAL OF MINUTES OF THE APRIL 5-6, 2018 BOARD MEETING**

*Made by Vice-Chair Kadara  
Seconded by Member Marcum  
Member Marcum-Yes  
(Member Brar was not present during this item)  
Member Costantino-Yes  
Vice-Chair Kadara-Yes  
Chair Longley-Yes  
Approved by roll call vote 4-0-0*

### **AGENDA ITEM 3-BOARD MEMBER COMMUNICATIONS**

**Member Marcum** reported sitting down with State Water Board staff to discuss the GeoTracker databases at the Central Valley Water Board's Rancho Cordova office on May 30.

**Vice-Chair Kadara** said that ACSD received Boil the Water Notice about 1,2,3-TCP which was recently detected in Allensworth's water supply. Ms. Kadara commented that the Board needs to have resources to work with DACs on these emerging issues.

**Chair Longley** reported the following communications:

- 13 April, participated in the CV-SALTS Executive Committee meeting
- 23 April, participated in the Regional Board Chairs' face-to-face meeting
- 25 April, participated in Food Safety Panel Meeting
- 3 May, participated in the CV-SALTS Executive Committee meeting
- 7 May, participated in Regional Boards Chairs' meeting, via conference call
- 24 May, participated in the CV SALTS Executive Committee meeting
- 30 May, participated in the WQCC planning committee meeting

### **AGENDA ITEM 4-PUBLIC FORUM**

No speakers.

### **AGENDA ITEM 5-UPDATE BY STATE BOARD LIASON**

State Water Board Member Tam Doduc said that she was looking forward to the discussion on the Salt and Nutrient program.

Ms. Doduc thanked Ms. Creedon, both personally and professionally, for all her work done as Executive Officer.

### **AGENDA ITEM 6-EXECUTIVE OFFICER'S REPORT**

Executive Officer Creedon presented the Superior Accomplishment awards to the following staff:

- Monique Gaido (Engineering Geologist in the Redding office)
- Kari Holmes (Senior Water Resources Control Engineer in the Sacramento office)
- Jeff Pyle (Engineering Geologist in the Fresno office)

Chair Longley gave a resolution to Executive Officer Creedon on her retirement and thanked her for her dedication and service.

Chair Longley also gave a resolution to Betty Yee on her retirement.

**AGENDA ITEM 7-APPROVAL OF AGENDA ITEMS 9 THROUGH 13, PLUS ITEMS 19 AND 20 IN THE UNCONTESTED CALENDAR**

**AGENDA ITEM 19-NPDES PERMITS**

City of Yuba City, Wastewater Treatment Facility, Sutter County – *Consideration of an Order Amending Waste Discharge Requirements Order R5-2013-0094 (NPDES Permit No. CA0079260)*

**AGENDA ITEM 20-NPDES ENFORCEMENT**

City of Jackson, Wastewater Treatment Plant, Amador County – *Consideration of NPDES Permit Renewal (NPDES Permit No. CA0079391) and Time Schedule Order*

No one was present to contest or comment on agenda items 19 and 20.

Assistant Executive Officer, Adam Laputz informed the Board of late revisions on agenda items 19 and 20

**AGENDA ITEM 9-LOCAL AREA MANAGEMENT PLANS (LAMPS)**

- a. Kings County Community Development Agency and Kings County Department of Public Health, Kings County
- b. Yuba County Environmental Health Department, Yuba County

**AGENDA ITEM 10-NPDES PERMITS AND ENFORCEMENT**

- a. Calaveras County Water District and Saddle Creek Golf Course, L.P., Copper Cove Wastewater Reclamation Facility, Calaveras County – (NPDES Permit CA0084620) (*Renewal*)
- b. City of Red Bluff, Red Bluff Wastewater Reclamation Plant, (NPDES Permit CA0078891) (*Renewal*)
- c. City of Redding, Stillwater Wastewater Treatment Facility, (NPDES Permit CA0082589) (*Renewal*)

**AGENDA ITEM 11-WASTE DISCHARGE REQUIREMENTS AND ENFORCEMENT**

- a. Bidart Bros, Bakersfield Potato Shed, Kern County, Order R5-2014-0082 (*Amendment*)
- b. Blue Lead Gold Mining, LLC, Blue Lead Gold Mine, Nevada County, (*New*)
- c. Bridge Bay Marina, Shasta County, Order 5-01-227 (*Revision*)
- d. City of Visalia, Water Conservation Plant, Tulare County (*New*)
- e. City of Winters, Winters Landfill, Yolo County, (*New*)
- f. County of El Dorado, Union Mine Landfill, El Dorado County, WDRs Order R5-2006-0020) (*Revision*)
- g. Highmark Land Company, Burney Property Project, Shasta County, (*New*)
- h. Ironhouse Sanitary District, Ironhouse Water Recycling Facility, Contra Costa County, WDRs Order R5-2013-0010 (*Amendment*)
- i. Pacific Coast Producers and City of Woodland, Woodland Tomato Cannery, Yolo County, WDRs Order R5-2002-0122) (*Revision*)
- j. Sierra Pacific Industries, Oroville Cedar Mill, Butte County, Order 5-00-207 (*Revision*)
- k. Southeast Regional Solid Waste Commission, Southeast Regional Disposal Site, Fresno County, Order 99-124 (*Revision*)
- l. West Central Class III Landfill, Shasta County, Order R5-2015-0089 (*Amendment*)

## **AGENDA ITEM 12**

### **WASTE DISCHARGE REQUIREMENTS/NPDES PERMITS/TIME SCHEDULE ORDER RESCISSIONS**

- a. Burney Mountain Power, Shasta County, Order 95-098
- b. CalMat Co., Walter A. and Elizabeth A. Baun, and Darrell B. and Janet Delevan; Sanger Sand and Gravel Plant; Fresno County, Order R5-2013-0105 (NPDES CA0078174)
- c. City of Atwater, Atwater Regional Wastewater Treatment Facility, Merced County, Order R5-2011-0082 (NPDES Permit CA0085308 and Time Schedule Order R5-2013-0052)
- d. City of Shasta Lake, Fisherman's Point Water Treatment Plant, Shasta County, Order R5-2012-0018 (NPDES Permit CA0004693) and Time Schedule Order R5-2012-0019
- e. Clearlake Redi-Mix, O'Sullivan Ranch Pit, Colusa County, 95-091
- f. Edward Biggs, Shadow Lake Mobile Home Park WWTP, San Joaquin County, 5-00-245
- g. Kinder Morgan Energy Partners, L.P., Through Its Operating Partnership SFPP, L.P., Fox Road, Petroleum Release Site Groundwater Remediation System, Solano County, Order R5-2013-0103, (NPDES CA0084760)
- h. Lyondell Environmental Custodial Trust, Bully Hill and Rising Star Mines, R5-2003-0039 (NPDES Permit CA0084212) and Cease and Desist Order R5-2003-0051
- i. Pacific Gas and Electric Company, Kerckhoff Dam Low Level Outlet Gate Replacement Project, Madera County, Order R5-2015-0104
- j. Rare Earth Estates, Butte County, Order R5-2008-0095
- k. Richvale Sanitary District, Butte County, Order 94-361
- l. San Joaquin County Department of Public Works, County Service Area No. 44 Castell Estates a.k.a. Apricot Acres WWTF Zone E, San Joaquin County, 5-00-226
- m. Sierra Pacific Industries, Anderson Division Sawmill, Shasta County, Order R5-2011-0090, (NPDES Permit CA0082066) and Cease and Desist Order R5-2004-0101
- n. South Feather Water and Power Agency, Miners Ranch Water Treatment Plant, Butte County, Order R5-2010-0059 (NPDES Permit CA0083143) and Time Schedule Order R5-2010-0060-01
- o. The Villas at Butte Creek, Butte County, Order 01-276
- p. USDI National Park Service, Brandy Creek Recreational Area, Whiskeytown Lake, Shasta County, Order 94-355
- q. USDI National Park Service, Oak Bottom Recreational Area, Whiskeytown Lake, Shasta County, Order 93-032,
- r. USDI National Park Service, National Environmental Education Camp, Whiskeytown Lake, Shasta County, Order 5-00-064

### **AGENDA ITEM 13-CHANGE OF NAME AND OR/OWNERSHIP**

- a. AC Yosemite LLC, Yosemite/Mariposa KOA WWTF, Mariposa County, Order 87-032
- b. City of Los Angeles, Bureau of Sanitation; Green Acres Farm – 1, Kern County, Order 94-286
- c. City of Los Angeles, Bureau of Sanitation; Green Acres Farm – 2, Kern County, General Order 95-140
- d. Bitney Springs LLC, Bitney Springs Wastewater Treatment Facility, Nevada County, Order 97-256
- e. Sierra Pacific Industries Martell/Sonora, Loyalton Mill, Sierra County, Order R5-2002-174
- f. Rare Earth Estates, Butte County, Order R5-2008-0095
- g. Wildhurst Vineyards, Wildhurst Vineyards Wastewater Treatment Facility, San Joaquin County, Order R5-2012-0024

Michael Garabedian (Friends of North Fork) gave comments about the rescission of Atwater, Agenda item 12c. Counsel for the Board (Pulupa, Yu) informed the Board that Mr. Garabedian's comments were relevant not to the rescission of the Atwater NPDES Permit, but to the enrollment of the facility under the Board's General Order. That action had already occurred prior to the hearing.

Adam Laputz (Assistant Executive Officer) informed the Board of late revisions on the following items: Item 11(e), Item 11(i), and Item 20. He said that the Dischargers had been informed of the late revisions and that they had no objections to the revisions.

*Motion to Adopt Uncontested Items 9 through 13, plus Items 19 and 20 with late revisions on Items(11e), (11i) and 20  
Made by Member Marcum  
Seconded by Vice-Chair Kadara  
Member Marcum-Yes  
(Member Brar was not present during this item)  
Member Costantino-Yes  
Vice-Chair Kadara-Yes  
Chair Longley-Yes  
Approved by roll call vote 4-0-0*

## **AGENDA ITEM 8-BASIN PLAN**

Proposed Basin Plan Amendments to Establish a Region-wide Salt and Nitrate Control Program with Supporting Revisions, Clarifications and New Policies – *Board Hearing to Consider Adoption of Proposed Amendments and Environmental Documents*

Jeanne Chilcott, Environmental Program Manager and Anne Littlejohn (Senior Environmental Scientist) presented the staff report. Jeanne Chilcott went through the Response to comments and late revisions

### **INTERESTED PERSONS**

- Teran Erasto (Porterville Resident)
- Miriam Aldana, (Community of Lindsay)
- Al Garcia (Interpreter) translated/interpreted for Cristobel Chavez
- John Steele (Resident of North Davis)
- Sarah Rock (Resident of Davis)
- Al Garcia (Interpreter) translated/interpreted for Blanca Lozano (Merced County)

### **LUNCH/CLOSED SESSION**

The Board recessed for lunch at 1:25 p.m. to discuss the following items in closed session as found on the summary agenda under closed session items

- b. Administrative Civil Liability Orders R5-2011-0068, R5-2012-0070, R5-2013-0091, R5-2014-0119, R5-2015-0065, R5-2016-0063, and R5-2017- 0038, Cease and Desist Order R5-2017-0039, General Order R5-2013-0122, and 13267 Order Requiring Monitoring of the Sweeney Dairy – *James G. Sweeney, et al. v. State Water Board, et al.* (Fresno County Sup. Ct. Case Nos. 15CECG02063, 17CECG00146, 16CECG03035, 17CECG03030, and 17CECG02994).
- c. Administrative Civil Liability Order Issued for Mandatory Minimum Penalties to Malaga County Water District in 2013 – *Malaga County Water District v. Central Valley Water Board et al.* (5th Dist. Ct. of App., Case No. F075868; Fresno County Sup. Ct., Case No. 14-CECG03576, removed to Madera County Sup. Ct., Case No. MCV071280).
- f. NPDES Permit and Cease and Desist Order Issued to Malaga County Water District in 2014 – *Malaga County Water District v. State Water Resources Control Board, et al.* (5th Dist. Ct. of App., Case No. F075851; Fresno County Sup. Ct., Case No. 14-CECG-03919, removed to Madera County Sup. Ct., Case No. MCV071279).
- g. Administrative Civil Liability Order Issued to Malaga County Water District in 2016 – *Malaga County Water District v. Central Valley Regional Water Quality Board, et al.* (Fresno County Sup. Ct., Case No. 16-CECG-03036).

**Board Meeting returned to session at 2:15 p.m.**

**ENVIRONMENTAL JUSTICE PANEL**

- Debbie Ores (Community Water Center)
- Michael Claiborne (Leadership Council for Justice and Accountability)
- Nathaniel Kane (Environmental Law Foundation)
- Jennifer Clary (Clean Water Action)

**DRINKING WATER PURVEYOR PANEL**

- Elissa Callman (Sacramento River Source Water Protection Program)
- Leah Orloff (Zone 7 Water Agency, Contra Costa Water District)

**OIL INDUSTRY PANEL**

- Melissa Thorme (Valley Water Management Co.)
- Bob Gore (CIPA)

**CENTRAL VALLEY SALINITY COALITION**

- Rob Neenan (Food Processors)
- David Cory
- J.P. Cativiela (Dairy CARES)
- Debbie Webster (CVCWA)

**PUBLIC COMMENTS**

- Regina Chichizola (Pacific Coast Federation of Fishermen's Association)
- Andrea York (Almond Alliance of California)
- Bobbi Larson (CASA)
- Tim Johnson, (CA Rice Commission)
- Parry Klassen (East San Joaquin)

Executive Officer Creedon, Incoming Executive Officer Patrick Pulupa and Jeanne Chilcott answered clarifying questions for the Board. Jeanne Chilcott described late revisions.

**Closing statement by staff**

Executive Officer Creedon thanked the State Water Board, and the core group of people in the coalition, Jeanne Chilcott and her staff, who kept on working to make this possible. She recommended adoption of the resolution.

*Motion to adopt the Basin Plan Amendments with Revisions, Made by Member Costantino  
Seconded by Member Marcum  
Member Costantino-Yes  
Member Marcum-Yes  
Member Brar-Yes  
Vice-Chair Kadara-Yes  
Chair Longley-Yes  
Approved by roll call vote 5-0-0*

Board Meeting adjourned at 6:00 p.m. to the 2-3 August 2018 Board meeting