
Colorado River Basin Regional Water Quality Control Board

**REGIONAL BOARD MEETING
AGENDA**

Thursday, April 12, 2018 at 7:30 a.m.

California Regional Water Quality Control Board
Colorado River Basin Region Board Room
73-720 Fred Waring Drive, Suite 100
Palm Desert, CA 92260

Supporting documents for agenda items to be considered by the Colorado River Basin Water Board are posted on our website. To view or download documents, go to:

http://www.waterboards.ca.gov/coloradoriver/board_info/agenda/index.html.

1. **Call Meeting to Order**

- i. Pledge of Allegiance
- ii. Roll Call and Introductions

2. **Public Forum**

Any person may address the Colorado River Basin Water Board at this time regarding any matter within the Board's jurisdiction that is not related to an item on this meeting agenda. Comments will generally be limited to three (3) minutes, unless otherwise directed by the Board Chair.

3. **Uncontested Items**

- A. **Order R7-2018-0012** – Resolution Adopting a Mitigated Negative Declaration for the Earthrise Nutritional's Evaporation Pond 8 Project Calipatria - Imperial County (Doug Wylie)
 - [Staff Summary Report](#)
 - [Tentative Resolution R7-2018-0012](#)
 - [Public Notice](#)
 - [Initial Study/Mitigated Negative Declaration](#)
- B. **Order R7-2018-0007** – Waste Discharge Requirements for Earthrise Nutritional's, LLC, Microalgae Production Facility Evaporation Pond 8 Class II Surface Impoundment North of Calipatria – Imperial County (Scot Stormo)
 - [Staff Summary Report](#)
 - [Tentative Order R7-2018-0007/ Monitoring & Reporting Program](#)
 - [Public Notice](#)

4. **Salton Sea Informational Workshop**

A. [Staff Report](#) [Jeff Geraci, Senior E.S; Jose L. Angel, P.E.]

B. Input From Other Public Agencies

- California Natural Resources Agency (TBD)
- Imperial County (TBD)
- Imperial Irrigation District (TBD)
- Riverside County (TBD)
- Salton Sea Authority (TBD)
- Others

C. Input From Members of the Public

D. Board Discussion and Direction to Staff

Closed Session

5. The Board may meet in closed session to:

a. Consider the appointment, employment, evaluation of performance or dismissal of a public employee or to hear complaints or charges brought against a public employee by another person unless the employee requests a public hearing. [Authority: Gov. Code, § 11126, subd. (a).]

b. Consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence. [Authority: Gov. Code, § 11126, subd. (c)(3).]

c. Discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation. [Authority: Gov. Code, § 11126, subd. (e).]

Adjournment of Board Meeting

Next Regular Board Meeting: May 14, 2018, 10:00 a.m. in Calexico, CA

Procedures

Accessibility – The facility is accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Hilda Vasquez at (760) 776-8950 at least five (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.

General Statement – The primary duty of the Colorado River Basin Regional Water Quality Control Board (Colorado River Basin Water Board or 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 domestic and industrial waste discharges. Responsibilities and procedures of the Colorado River Basin Water Board and the State Water Resources Control Board are specified in the Porter-Cologne Water Quality Control Act (commencing with section 13000 of the Water Code) and implementing regulations in titles 23 and 27 of the California Code of Regulations.

The purpose of the Board public meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the information received.

Written Comments, Oral Comments and Presentations – Persons who want to submit written comments or evidence on any agenda item must comply with the Board's Meeting Procedures. These procedures can be viewed on our website at:

<http://www.waterboards.ca.gov/coloradoriver/board_info/agenda/docs/bm_procedures.pdf>.

Persons wishing to speak at the meeting should complete a speaker request card and provide it to staff. You may also wish to sign in on the attendance sheet that will be provided. Although signing in is voluntary, we appreciate knowing who attended to help us evaluate the level of public interest.

The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and specific. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally.

During the public forum part of the meeting, any member of the public may address the Board and ask questions relating to any matter within the Board's jurisdiction. This need not be related to any item on the agenda, and the presentation should normally be limited to three (3) minutes. If the matter relates to an item that is listed on the agenda, the presentation to the Board should be made at the time that the particular item is taken up by the Board.

It is the policy of the State and Regional Water Boards to discourage the introduction of surprise testimony and exhibits. Therefore, pursuant to California Code of Regulations, title 23, section 648.4, the Board may refuse to admit into evidence written testimony pertaining to agenda items if it is not submitted to the Board in a timely manner, and shall refuse to do so where there is a showing of prejudice to any party or the Board. This rule may be modified where a party demonstrates that compliance would create severe hardship.

Uncontested Items – (Cal. Code Regs., tit. 23, § 647.2). Consent or uncontested agenda items are items for which there appears to be no controversy and which can be acted upon without discussion. Such items have been properly noticed, and all interested parties consent to the staff recommendation. All items appearing under the "Uncontested Items" calendar will be acted upon by the Board in one motion without discussion. Should any Board member or other person request that an item be considered separately, that item will be taken up at a time as determined by the Board Chair.

Contested Items – Non-consent or contested agenda items are items to which the parties involved have not consented and the staff recommendation is in dispute. The procedure that applies to such items depends on the nature of the matter. Matters before the Colorado River Basin Water Board may be quasi-legislative or quasi-judicial (adjudicative proceedings). Such items may require a public hearing and all interested persons will be provided an opportunity to make comments.

Persons applying for or actively opposing Waste Discharge Requirements or National Pollutant Discharge Elimination System (NPDES) permits must comply with legal requirements if they or their agents have contributed or propose to contribute more than \$250 to a Board member for an election campaign. Contact the Board office for details if you believe that you fall into this category.

Petition Procedure – Any person adversely affected by a decision of the Board may petition the State Water Resources Control Board (State Water Board) to review the decision. The petition must be received by the State Water Board within thirty (30) days of the Board's meeting at which the action was taken. Copies of the laws regarding the filing of petitions will be provided upon request to the Board, or may be obtained at: http://www.waterboards.ca.gov/public_notices/petitions/water_quality/index.shtml.

A listing of pending applications for Water Quality Certifications, pursuant to Section 401 of the Federal Clean Water Act, may be obtained from the Board's Website at: https://www.waterboards.ca.gov/coloradriver/water_issues/programs/401_certification/ or by calling Kai Dunn at (760) 776-8986.

Board agendas and supporting documents to be considered by the Board are posted on our website ten (10) days prior to a scheduled meeting. To view or download documents go to: http://www.waterboards.ca.gov/coloradriver/board_info/agenda/index.shtml.

Details concerning these agenda items should be directed to Mary Castañeda at: (760) 776-8945 or Mary.Castañeda@waterboards.ca.gov during normal working hours at the Board's office. Ms. Castañeda is available to answer general questions and to direct your call to the staff person assigned to this matter to answer your specific questions.