



California Regional Water Quality Control Board

Los Angeles Region



Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful

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Agency Secretary

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Arnold Schwarzenegger
Governor

Meeting Minutes

Los Angeles Regional Water Quality Control Board
September 6, 2007 Regular Board Meeting
Metropolitan Water District of Southern California
700 North Alameda Street, Board Room
Los Angeles, California

Item 1. Roll Call

The meeting was called to order by Chair Fran Diamond at 9:07 a.m.

Board Members Present: Chair Fran Diamond, Vice Chair Mary Ann Lutz, H. David Nahai, Maribel Marin, Leo Vander Lans, and Brad Mindlin

Board Members Absent: Dick Richardson

Staff Present: Deborah Smith, Ronji Harris, Jack Price, Blythe Ponek-Bacharowski, David Hung, Michael Levy, Jennifer Fordyce, Samuel Unger, Paula Rasmussen, Jenny Newman, Rebecca Christmann, L.B. Nye, Veronica Cuevas, Raul Medina, Jau Ren Chen, Mazhar Ali

Individuals whose Names Appear on the Sign-In Sheet

Dr. Mark Gold, Heal the Bay	Ms. Kirsten James, Heal the Bay
Mr. Garry Morris, ExxonMobil	Ms. Penny Wirsing, ExxonMobil
Mr. Ron Vaughan, ExxonMobil	Mr. Gary Garofalo, Caltrans
Mr. Geoff Brosseau, CASQA	Mr. Gerry Greene, City of Downey
Mr. Ken Farsing, City of Signall Hill	Ms. Susannah Turney, City of Arcadia
Ms. Laura Bazeley, WZI	Mr. M.J. Wilson, WZI
Ms. Ann Heil, L.A. County Sanitation District	Mr. Steve Maguin, L.A. County Sanitation District
Mr. Clayton Yoshida, L.A. County Sanitation Dist.	Mr. Dennis Mak, Newhall Land
Mr. Milu Mends, Newhall Land	Ms. Kathrine Wagner, Downey Brand
Mr. Mark Subbotin, Newhall Land	Mr. Brian Whitaker, CH2M Hill
Mr. Vaikko Azco, Cortech Stormwater Solutions	Ms. Cindy Lin, U.S. Environmental Protection Agency
Mr. Brian Lowe, L.A. County Sanitation District	Mr. Maged Soliman, L.A. County DPW
Mr. Phil Friess, L.A. County Sanitation District	Mr. Steve Sheridan, L.A. County DPW
Mr. Teejay Areopagita, AAE	Mr. Brandon Steets, GeoSyntec
Mr. John Hunter, JLHA	Mr. Daniel Rynn, City of Burbank
Ms. Patricia Elkins, City of Carson	Ms. Penny Weiland, City of Los Angeles
Mr. Rodney Andersen, City of Burbank	
Mr. Seth Carr, City of Los Angeles	

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Item 2. Order of Agenda.

Item 13 was moved from the Contested calendar to the Consent calendar. The Board will meet in Closed session at the beginning of the hearing, followed by Items 14, and 15, then the remaining items on the agenda.

MOTION: To approve the Order of agenda.

First: Board Member Brad Mindlin
Second: Board Member Maribel Marin
Vote: Approved by unanimous vote.

The Board went into Closed Session beginning at 9:20 a.m., and reconvened at 10:40 a.m.

Item 6. Public Forum.

Speaker cards:

- Mr. Geoff Brosseau, CASQA *Talked about the guidance document that has been developed for stormwater management.*

Ms. Ronji Harris, Executive Assistant read an Opening Statement for Items 14 and 15. However these matters were voted on separately.

Item 14. Reconsideration of a proposed Basin Plan Amendment to incorporate a Total Maximum Daily Load to reduce metals in the Los Angeles River and tributaries, in compliance with a writ of mandate.

Item 15. Reconsideration of a proposed Basin Plan Amendment to incorporate a Total Maximum Daily Load to reduce metals in Ballona Creek and tributaries, in compliance with a writ of mandate.

Mr. Michael Levy, Senior Staff Counsel presented legal background and talked about the status of the TMDLs.

Staff Report. Ms. Jenny Newman, Environmental Scientist

- Discussed the L.A. River's impairment for cadmium, lead and toxicity
- Numeric targets, CTR adjusted for hardness
- WLAs assigned to non-point sources
- WLAs translated into permit limits upon opening and re-opening permit
- Basis for alternative analysis
- Purpose to adopt regulation is to restore water quality in relevant water bodies
- Talked about alternative analysis, and of the 5 of the 6 alternatives proposed were not feasible and do not comply
- Referred to page 14-3, 14-67 of the agenda for minor corrections to the L.A. River TMDL
- Referred to page 15-67 and 15-59, comment 2.8 for minor corrections to the Ballona Creek TMDL; page 15-9 table 7-12, delete

Public Comment.

- Mr. Ken Farsing, City of Signal Hill (in support)



- Mr. Gerry Greene, City of Downey (in support)
- Ms. Patricia Elkins, City of Carson (requested extensions of the deadlines)
- Mr. Tom Tait, City of Arcadia (requested extensions to the deadlines)
- Dr. Cindy Lin, USEPA (in support)
- Ms. Tatiana Gaur, Santa Monica Baykeeper (in support)
- Mr. Ray Tahir, Cities of Commerce, and San Gabriel (no opposition, but requested time extension)
- Ms. Kirsten James, Heal the Bay (in support)

MOTION: Item 14. To adopt the staff recommendation with the changes as proposed by staff.

First: Board Member H. David Nahai
Second: Board Member Maribel Marin
Vote: Approved by unanimous vote

MOTION: Item 15. To adopt the staff recommendations with the changes as proposed by staff

First: Board Member H. David Nahai
Second: Board Member Maribel Marin
Vote: Approved by unanimous vote

Board Member H. David Nahai left the meeting at 11:30 a.m.

Item 7. Uncontested Items Calendar.

MOTION: To deem non-controversial and approve Agenda Items 6, 7, 8, 9, and 13

First: Vice Chair Mary Ann Lutz
Second: Board Member H. David Nahai
Vote: Approved by unanimous vote.

Item 3. Approval of August 9, 2007 draft Meeting Minutes.

MOTION: To adopt the August 9, 2007 draft Meeting Minutes.

First: Board Member Brad Mindlin
Second: Board Member Maribel Marin
Vote: Approved by unanimous vote

Item 4. Board Member Communications.

There was no communication reported that constitutes disclosure for this item.

Item 5.b. Board Checklist.

There was no discussion or questions regarding the Board Checklist.

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Item 5.c. Report from State Board.

Ms. Francis Spivey-Weber, State Board Member gave a report to the Board. Ms. Weber stated that she and State Board Member Arthur Baggett were not confirmed by the legislature a few days prior to the meeting. Ms. Weber also talked about the plans to hold the State Board meeting in Los Angeles for October 2, 2007.

Item 5.d. Adoption of proposed Board Meeting Schedule 2008.

This matter is continued to the next meeting.

Executive Assistant Ronji Harris read the Opening Statement, and Chair Fran Diamond rendered the Oath.

Item 10. Newhall Ranch Sanitation District (Piru Wastewater Treatment Plant)

Staff Report. Ms. Blythe Pone-Bacharowski, Watershed Municipal Unit Chief

- Newhall's design capacity
- The plant treatment processes, and timeliness for completion
- Talked about the beneficial uses
- Major elements of the permit
- Comments received have all been considered and a revised tentative was made accordingly
- On page 10-76 paragraph D sentence should read "The temperature of waste discharge shall not exceed 80 degrees Fahrenheit, except when there is ambient temperatures"

Public comments.

- Mr. Mark Subbotin, Newhall Ranch (in support)
- Ms. Kirsten James, Heal the Bay (in support)

Board questions, concerns, and discussion:

- Concerns about impaired water

MOTION: To approve staff recommendation with changes as noted on page 1-076 and the Change Sheet.

First: Board Vice Chair Mary Ann Lutz

Second: Board Member Maribel Marin

Vote: Approved by unanimous vote

Executive Assistant Ronji Harris read a joint Opening Statement for Items 11 and 12, and the Chair rendered the Oath, and indicated that the items would be voted on separately.

Item 11. Joint Outfall System (Long Beach Water Reclamation Plant), Long Beach

Item 12. Joint Outfall System (Los Coyotes Water Reclamation Plant), Cerritos

Staff Report. Ms. Blythe Ponek-Bacharowski



- Talked about ammonia effluent limits
- Discussed the major changes to monitoring and reporting
- Discussed Heal the Bay's concerns about removal of ammonia from the interim limits
- Discussed EPAs comments and concerns
- Asked the Board to consider an edit to the permit to state "The temperature of waste discharge shall not exceed 80 degrees Fahrenheit, except when there are ambient temperatures. (This change is for both item 11 and 12)
- Recommend change to Item 11, page 11-135 (remove the word "second", and replace with "third")
- Recommend change to Item 12, page 12-131
- On page 12-131, for item 1, instead of 15th day of first month, it should read 15th day of third month should read

Public Comment.

- Mr. Steve Maguin, L.A. County Sanitation Districts (in support)
- Dr. Mark Gold, Heal the Bay (in support)

Board questions, concerns, and discussion:

No discussion.

MOTION: Item 11. To adopt the permit as recommended by staff.

First: Board Member Leo Vander Lans

Second: Board Member Maribel Marin

Vote: Approved by unanimous vote

MOTION: Item 12. To adopt the permit as recommended by staff.

First: Board Member Brad Mindlin

Second: Board Vice Chair Mary Ann Lutz

Vote: Approved by unanimous vote

Item 5. Executive Officers Report

Report given by Ms. Deborah J. Smith, Interim Executive Officer, and posted on the Board's website:
www.swrcb.ca.gov/~rwqcb4/html/eo_reports/eo_reports.html

Board Vice Chair Mary Ann Lutz asked the Interim Executive Officer Deborah Smith to update the Board on the Design Storm Water Task Force for the next upcoming Board meeting.

The Board went into Closed Session beginning at 2:14 p.m. and reconvened at p.m., at which time the meeting was adjourned at approximately p.m.

Minutes adopted at the October 4, 2007 Board meeting.

Written and submitted by: _____ on

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Ronji R. Harris

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