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## North Coast Regional Water Quality Control Board

### Meeting Announcement

### REVISED

**8:30 A.M., Wednesday, FEBRUARY 20, 2019  
&**

**8:30 A.M., Thursday, February 21, 2019**

**Regional Water Quality Control Board  
David C. Joseph Room  
5550 Skylane Blvd., Suite A  
Santa Rosa, CA 95403**

The North Coast Regional Water Quality Control Board are now **streaming the Board meetings live for viewing only**. Below are the links to the live broadcast and the archived videos of past Board meetings starting with February 20 & 21, 2019 Board meeting.

[Live Viewing of Board Meeting](#) - live link – viewing only.

[Archived Board Meetings](#) - archived links to prior meetings.

Supporting documents for agenda items are posted on our website at least 10 days prior to the scheduled meeting. To view or download documents, go to [www.waterboards.ca.gov/northcoast](http://www.waterboards.ca.gov/northcoast).

Comments on individual agenda items are welcome. All persons desiring to address the Board are requested to fill out a **pink speaker card**.

Except for items designated as time certain, there are no set times for agenda items. Items may be taken out of order at the discretion of the Chair. Agenda items are subject to postponement. You may contact the designated staff contact person in advance of the meeting day for information on the status of any agenda item.

**WEDNESDAY FEBRUARY 20, 2019**

- i. Pledge of Allegiance
  - ii. Roll Call and Introductions
  - iii. Board Member Reports and Ex Parte Communication Disclosure. This item is for Board discussion only. No public testimony will be allowed, and the Board will take no formal action.
  - iv. State Board Liaison's, Board Chair's, Board Members', and Executive Officer's Reports: These items are for Board discussion only. No public testimony will be allowed, and the Board will take no formal action.
  - v. **Public Forum:** Time will be reserved for the general public to address the Board on any matter within the Board's jurisdiction, excluding those items on the agenda. The Board Chair may limit the public forum to thirty (30) minutes initially, and continue any remaining appearances beyond the thirty (30) minutes at the end of the regularly scheduled business of the day. The Board Chair requests that each person addressing the Board limit their presentation to three (3) minutes.
1. Election of Board Officers
  2. Presentation of Executive Officer's 2018 Water Quality Stewardship Awards – See Executive Officer's Report at:  
[https://www.waterboards.ca.gov/northcoast/board\\_info/board\\_meetings/02\\_2019/pdf/14/190125\\_EOReport\\_Draft.pdf](https://www.waterboards.ca.gov/northcoast/board_info/board_meetings/02_2019/pdf/14/190125_EOReport_Draft.pdf)
  3. Approval of Meeting Minutes: November 14, 2018

**Information Items**

4. Update on East San Joaquin Agricultural Order and Ag-Related Litigation (*Emel Wadhvani, Assistant Chief Counsel, State Water Board*)
5. Update on the status of addressing lily bulb operations in the Smith River Plain (*Ben Zabinsky and Clayton Creager*)
6. Update on the status of the Vineyard and Orchard Permit Development (*Katharine Carter and Lynette Shipsey*)
7. Tour of vineyard (s) (*Matt St. John*) –Notice and Itinerary with maps can be accessed here: [Notice of Vineyard Tour](#) and  
[Vineyard Tour Itinerary and maps](#)

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**Uncontested**

- 8. Public Hearing on Order No. R1-2019-0003 to consider adoption of proposed Waste Discharge Requirements for the Weott Community Services District Wastewater Treatment Facility, WDID No. 1B87042NHUM (*Rachel Prat*)

**Action Items**

- 9. Renewal of Waiver of Waste Discharge Requirements, General Water Quality Certification, and Monitoring and Reporting Program for the Mendocino County Permit Coordination Program Order No. R1-2019-0004 (*Gil Falcone*)

**Information Items**

- 10. Update on Cannabis Regulatory and Enforcement Program (*Kason Grady*)
- 11. Insight into Cannabis-Related Water Use and Associated Impacts on Instream Flow (*Bryan McFadin and Chris Dillis*)
- 12. Update on the finding of the Elk River Recovery Assessment (*Chuck Striplen*)
- 13. Discussion of FY 2019-2020 Priorities (*Matt St. John*)
- 14. Executive Officer's Report (*Matt St. John*)
- 15. Board Member Requests for Future Agenda Items (*Matt St. John*)

16. Other Items of Interest (*Matt St. John*)

**Closed Session**

17. The Board may meet in closed session to:
- a. Consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence (Gov. Code, §11126, subd.(c)(3));
  - b. Consider the appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against a public employee (Gov. Code, § 11126, subd.(a)(1));
  - c. Discuss whether to initiate litigation (Gov. Code, § 11126, subd.(e)(2)(C)(i)); and
  - d. Discuss significant exposure to litigation or initiated litigation in the following matters (Gov. Code, § 11126, subd.(e)); (Gov. Code § 11126, subd. (e)(2)(B)(i)):
    1. Russian Riverkeeper v. North Coast Regional Water Quality Control Board, Petition for Writ of Mandate and Complaint for Declaratory and Injunctive Relief, Sonoma County Superior Court, Case No. SCV 261186. (August 25, 2017).
    2. Petitions of: Jesse Noell, Stephanie Bennett, Kristi Wrigley and Elk River Residents Association; Pacific Coast Federation of Fisherman's Association; and Environmental Protection Information Center and North Group of the Redwood Chapter Sierra Club for Review and Stay of Order No. R1-2016-0004, Waste Discharge Requirements for Nonpoint Source Discharges and Other Controllable Water Quality Factors Related to Timber Harvesting and Associated Activities Conducted by Humboldt Redwood Company, LLC in the Upper Elk River Watershed, Humboldt County (December 30, 2016).
    3. People of the State of California, Ex. Rel. The Regional Water Quality Control Board, North Coast Region v. Independence Corporate Offices, Inc., a California Corporation; Clay Tucker, an individual; Rincon Land Holdings LLC, an Arizona Corporation and Does 1-50 Inclusive (September 11, 2017) Trinity County Superior Court, Case No. SCV-17CV066.
    4. In the Matter of Scott River Waiver and Shasta River Waiver, Petition challenging Scott River TMDL Conditional Waiver of Waste Discharge Requirements, Order No. R1-2018-0018 and Shasta River TMDL Conditional Waiver of Waste Discharge Requirements, Order No. R1-2018-0019; SWRCB/OCC File A-2602 (May 29, 2018).
    5. In the Matter of Review of the Smith River Water Quality Management Plan, Petition for Review, Environmental Law Foundation, Pacific Coast Federation of Fishermen's Associations and Institute for Fisheries Resources. (November 1, 2018.)
    6. In the Matter of the Environmental Protection Information Center's Petition for Review of North Coast Regional Water Quality Control Board's Enrollment of the Seiad-Horse Project, Petition for Review, Motion for Stay of Enforcement; (November 30, 2018.)

7. CBE LLC and TRC Companies, Inc. v. North Coast Regional Water Quality Control Board, Petition for Writ of Mandate, Case No. SCV 263687; Sonoma County Superior Court, (December 14, 2018.)
  8. In the Matter of the City of Santa Rosa's Petition for Review of Action and Failure to Act by the California Regional Water Quality Control Board, North Coast Region, in Adopting Resolution No. R1-2018-0025 and Approving the Water Quality Trading Framework for the Laguna de Santa Rosa Watershed, Petition for Review, SWRCB/OCC File A-2605, (August 10, 2018.)
  9. In the Matter of Failure to Act by the North Coast Regional Water Quality Control Board on Directives from the State Water Resources Control Board to Ensure Consistency with the Waste Discharge Requirements for Timber Operations in the Upper Elk Watershed with the Upper Elk River Sediment TMDL and TMDL Action Plan, (February 1, 2019).
18. **Arrangements for Next Meeting and Adjournment**  
8:30 a.m., Wednesday, April 17, 2019 and  
8:30 a.m., Thursday, April 18, 2019  
5550 Skylane Blvd, Suite A  
Santa Rosa, CA

## Procedures and Notes

**Accessibility** - The facility is accessible to people with disabilities. **Anyone requiring reasonable accommodation to participate in the meeting should contact Patti Corsie, Executive Assistant, at (707) 576-2307 or [Patti.Corsie@waterboards.ca.gov](mailto:Patti.Corsie@waterboards.ca.gov) at least 5 working days prior to the meeting.** TTY/TDD/Speech-to-Speech 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 Regional Water 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 Regional Water Quality Control Board come from the state's Porter-Cologne Water Quality Act and the nation's Clean Water Act.

**Written Comments, Oral Comments and Presentations** - The purpose of the meeting is for the Regional Water Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Regional Water Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Regional Water Board to take the appropriate action.

Materials for each agenda item that will be considered by the Regional Water Board are posted on the Regional Water Board's website and may be provided to each person on

the interested parties list. If you wish to be added to our interested parties list for a specific agenda item, please contact the staff person listed with the item in this agenda notice.

Written materials that are received after deadlines set by item-specific Notices and/or Hearing Procedures will not generally be admitted. Any person requesting to submit late materials must demonstrate good cause, and the Chair must find that the admission of the late materials would not prejudice the North Coast Regional Water Board or any designated party. Pursuant to title 23, California Code of Regulations, section 648.4, the Regional Water Board may refuse to admit written testimony or evidence into the administrative record if it is not submitted to the Regional Water Board in a timely manner, unless the proponent can demonstrate why he or she was unable to submit the material on time or that compliance with the deadline would create an unreasonable hardship.

Any person who appears before the Board has an obligation to represent their interest in a professional manner. We expect all statements made before this Board to be truthful, with no attempts to mislead this Board by false statements, deceptive presentation, or failure to include essential information.

In order to give everyone an opportunity to be heard, a time limit for oral comments may be imposed on any agenda item. Interested persons are encouraged to submit their comments in writing by the applicable due date and use time for oral comments to summarize those concerns. **Speakers should plan to deliver their oral comments within 3 minutes.** If a longer period of time is desired, speakers will be expected to notify the Regional Water Board staff prior to the meeting date, for approval by the Chair and for scheduling purposes. The speaker will be expected to have submitted a written summary of the comments to be delivered by the due date for the associated agenda item and limit oral comments to a summary of pertinent points previously presented in writing.

Speakers are responsible for providing and operating projectors and other presentation aids. Some equipment may be available at the Board meeting; however, the type of equipment available will vary depending on the meeting location. **To ascertain the availability of presentation equipment please contact Patti Corsie at (707) 576-2307 or [Patti.Corsie@waterboards.ca.gov](mailto:Patti.Corsie@waterboards.ca.gov) at least 5 working days prior to the meeting.**

**Hearing Record** - Material presented to the Regional Water Board as part of testimony that is to be made part of the record must be left with the Regional Water Board. This includes photographs, slides, charts, diagrams, written testimony, etc. All Regional Water Board files pertaining to the items on this agenda are hereby made a part of the record submitted by staff to the Regional Water Board for its consideration prior to action on the related items.

**Petition of Regional Water Board Action** - Any person affected adversely by a decision of the Regional Water Board may petition the State Water Resources Control Board (State Water Board), to review the decision in accordance with Water Code

section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of the Regional Water Board's action, except if the thirtieth day following the action falls on a Saturday, Sunday or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the laws and regulations applicable to filing a petition will be provided upon request, and may also be accessed at: [www.waterboards.ca.gov/public\\_notices/petitions/water\\_quality/](http://www.waterboards.ca.gov/public_notices/petitions/water_quality/)

<b>BOARD MEMBERS</b>		
<b>David Noren</b>	Board Chair	Sebastopol
<b>Valerie Minton-Quinto</b>	Board Vice Chair	Santa Rosa
<b>Hector Bedolla</b>	Board Member	Healdsburg
<b>John Corbett</b>	Board Member	McKinleyville
<b>Kelli Gant</b>	Board Member	Trinity Center
<b>Gregory Giusti</b>	Board Member	Ukiah
<b>STATE BOARD</b>		
<b>Vacant</b>	State Board Liaison	
<b>MANAGEMENT STAFF</b>		
<b>Matthias St. John</b>	Executive Officer	
Josh Curtis	Assistant Executive Officer	
Claudia Villacorta	Assistant Executive Officer	
Clayton Creager	Watershed Stewardship Coordinator	
Patti Corsie	Executive Assistant	
Nathan Jacobsen	Counsel to the Board	
Edith Viera	Staff Services Manager	
Janet Mahoney	Small Business Liaison	
<b>PLANNING &amp; STEWARDSHIP DIVISION</b>		
<b>Alydda Mangelsdorf</b>	Division Chief	
Lisa Bernard	Supervisor, Planning Unit	
Katharine Carter	Supervisor, Adaptive Watershed Management Unit	
Bryan McFadin	Flow & Riparian Protection Specialist	
<b>NONPOINT SOURCE &amp; SURFACE WATER PROTECTION DIVISION</b>		
<b>Jonathan Warmerdam</b>	Division Chief	
James Burke	Supervisor, Southern Nonpoint Source and Forestry Unit	
Dean Prat	Supervisor, Northern Nonpoint Source and Forestry Unit	
Stephen Bargsten	Supervisor, 401 Certification & Nonpoint Source Protection Unit	
Gill Falcone	Restoration Specialist	



POINT SOURCE CONTROL & GROUNDWATER PROTECTION DIVISION	
<b>Charles Reed</b>	Division Chief
Heaven Moore	Supervisor, NPDES Unit
Craig Hunt	Supervisor, Cleanup Unit
<b>Vacant</b>	Supervisor, Land Disposal & Groundwater Permitting Unit
Jeremiah Puget	Groundwater Specialist
CANNABIS & ENFORCEMENT DIVISION	
<b>Kason Grady</b>	Division Chief
David Kuszmar	Supervisor, Southern Cannabis Regulatory Unit
Mona Dougherty	Supervisor, Northern Cannabis Regulatory Unit
Diana Henriouille	Supervisor, Enforcement Unit
Stormer Feiler	Enforcement Specialist

**Regional Water Quality Control Board  
North Coast Region  
5550 Skylane Boulevard, Suite A  
Santa Rosa, CA 95403**



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