

**Minutes of Meeting**

8:30 A.M., Thursday, March 13, 2014  
David C. Joseph Meeting Room  
5550 Skylane Blvd., Suite A  
Santa Rosa, CA 95403

Audio recordings of Board meetings are available at: [www.waterboards.ca.gov/northcoast](http://www.waterboards.ca.gov/northcoast); go to the Board Info tab and click on Meetings.

**i. Pledge of Allegiance**

Board Member William Massey led the Pledge of Allegiance.

**ii. Roll Call and Introductions**

Board Members present: John Corbett, David Noren, Geoffrey Hales, William Massey, and Gregory Giusti

Regional Water Board staff present: Matt St. John, David Leland, Samantha Olson, Patti Corsie, Donna Poe, Fred Blatt, Charles Reed, Craig Hunt, Cathleen Goodwin, Alydda Mangelsdorf, Greg Nash, Bryan McFadin, Diana Henriouille, Mona Dougherty, Rebecca Fitzgerald, Jonathan Warmerdam, Keith Baldanza, Jo Bentz, Steve Butkus, Rachel Prat

**iii. Board Member Ex Parte Communication Disclosure**

- Gregory Giusti spoke with Matt Greene, California Licensed Foresters Association regarding the Temperature Policy language for Resolution R1-2014-0006.
- William Massey met with Federal and State officials and with Sonoma County Supervisor Efrin Carrillo regarding West County sewer issues.
- John Corbett received correspondence from former Board Member Heidi Harris that he shared with the Board and he spoke with Humboldt County Farm Bureau regarding the Temperature Policy language for Resolution R1-2014-0006.
- David Noren spoke with Sonoma County Farm Bureau regarding the Temperature Policy language for Resolution R1-2014-0006; he also spoke with local officials regarding Sonoma County Central Landfill composting facility and met with Supervisor Efrin Carrillo regarding West County sewer issues.
- Geoffrey Hales met with Kristi Wrigley and discussed Elk River TMDL. He attended a workshop in Ukiah with Regional Water Board Staff, Humboldt Redwood Company and Green Diamond Resource Company regarding the science of the Upper Elk River TMDL. He met with Humboldt County Farm Bureau regarding the Temperature Policy language for Resolution R1-2014-0006 and met with Jason Poburko, regarding the Temperature Policy and general policy development and process issues.

**v. Public Forum:**

Comments were taken from:

- Roger Larsen, Happy Acres resident
- Henry Mikus, Executive Director, Sonoma County Waste Management Agency

**iv. State Board Liaison's, Board Chair's, Board Members', and Executive Officer's Reports:**  
The State Board Liaison, Steven Moore updated the Board on:

- The drought emergency legislation signed by Governor Brown two weeks ago, provides funding for additional groundwater staff to work on groundwater quantity issues. The State Water Board is working with the Department of Water Resources and stakeholders to address issues regarding groundwater quantity and use.
- On March 4, 2014 the State Water Board held a workshop presenting an overview of projects funded through the State Water Board Proposition 50 Integrated Regional Water Management (IRWM) Implementation Grants. The North Coast Region received approximately \$25 million in grant funds and leveraged approximately \$24.6 million in local matching funds to fund 21 projects.
- On April 1, 2014 the State Water Board will have a hearing for the adoption of the Statewide Industrial Stormwater NPDES Permit.
- The State Water Board amended the Statewide Stormwater Permit for Caltrans to incorporate TMDLs throughout the State.
- \$650.6 million Statewide for drought relief legislation:
  - \$472 million to the Department of Water Resources (Prop. 84 funds) for Integrated Water Management Programs;
  - \$4 million to the Cleanup and Abatement account to provide interim emergency drinking water supplies to disadvantaged communities;
  - \$7 million to the Small Communities Grant Fund for severely disadvantaged communities to comply with water quality regulations to protect surface and groundwater water quality and threats to public health and safety;
  - \$2.5 million for drought related water rights conservation actions for the State;
  - \$15 million for the Department of Public Health for alternative water supplies and public water system improvements;
  - \$1.8 million to the Office of Emergency Services for disaster recovery assistance for communities.
- AB1739 is a bill introduced by Assembly Member Roger Dickinson that would require the State Water Board, in consultation with the Department of Water Resources, to develop thresholds for the sustainable management of priority groundwater basins. It is pending Assembly vote.
- The State Water Board is currently working on several high priority Statewide policies:
  - Anti-degradation Policy applied to groundwater;
  - Bacterial standards for ocean and inland surface waters;
  - Desalinization Ocean Plan Amendment;
  - General Waste Discharge requirements for the use of recycled water statewide as the drought emergency calls for farmers to have ready access to recycled water for irrigation;

- Working with US EPA and stakeholders to develop Toxicity Water Quality Control Plan Amendments;
  - On April 22, 2014, the State Water Board has a hearing on the Trash Water Quality Control Plan Amendment for the Ocean and inland surface waters plan;
  - Working on the Wetlands Policy that deals with the 401 Water Quality Certification Program to create consistency statewide and to align with the Army Corp of Engineer's 404 processes.
- As of March 19, 2014, the State Water Board Division of Financial Assistance has \$800 million in funds with a 1 percent interest rate on the loan, for water recycling projects, such as agricultural and landscape irrigation, industrial process, and replenishing groundwater basins. The projects must be completed within 3 years, and applications must be submitted by December 2, 2015.

v. **Public Forum:** (continued)

- Matt Greene, California Licensed Foresters Association
- Rosamond Crowder, Willits resident
- Ellen Drell, Willits Environmental Center
- Jason Poburko, California Licensed Foresters Association
- William Ray, Save Our Little Lake Valley Group
- Brenda Adelman, Russian River Watershed Protection Committee
- Madge Strong, Save our Little Lake Valley Group
- Robin Leler, Willits Environmental Center
- Alan Levine, Coast Action Group
- John Wagenet, Save Our Little Lake Valley Group
- Alex Harter, Save Our Little Lake Valley Group
- Thomas Fristoe, Roadhouse Music Store, Willits

1. **Approval of Meeting Minutes: January 30 , 2014**

Motion: William Massey moved to adopt the January 30, 2014 Minutes, Geoffrey Hales seconded the motion, motion passed unanimously.

### **Uncontested Items**

2. **Consideration of Resolution No. R1-2014-0010, requesting the State Water Resources Control Board to nominate several sites for the Underground Storage Tank Cleanup Fund, Emergency, Abandoned, Recalcitrant (EAR) Account, Fiscal Year 2014-2015.**

Motion: Board Member David Noren recused himself from voting on Item 2. William Massey moved to adopt the Resolution. Geoffrey Hales seconded the motion, motion passed unanimously.

## Action Items

- Public Hearing on Order No. R1-2014-0002, WDID No. 1B820450SON, NPDES NO. CA0024058, to consider adoption of proposed Waste Discharge Requirements and Master Reclamation Permit for Russian River County Sanitation District and the Sonoma County Water Agency.** Cathleen Goodwin, Water Resource Control Engineer, Core Regulatory Unit, gave an overview of the location and description of the facility, the current NPDES Permit, the proposed NPDES Permit and the Staff response to comments.

Comments were taken from:

- Wendy Gjestland, Russian River County Sanitation District
- Brenda Adelman, Russian River Watershed Protection Committee (RRWPC)
- Kimberly Burr, Public
- Lester Feldman, Burch Property Representative

Motion: William Massey moved to adopt the Order with revisions proposed by staff and David Noren seconded the motion, motion passed unanimously.

## Information Items

- Update on the status of the Underground Storage Tank (UST) Cleanup Program.** Craig Hunt, Water Resource Control Engineer, Interim Lead of the Cleanup Unit, gave a presentation on the Underground Storage Tank Cleanup Program, Low Threat Closure Policy, path to Closure Plans and the future of the UST Program.

## Action Items

- Public Hearing on Resolution No. R1-2014-0006, amending the Water Quality Control Plan for the North Coast Region to include the Policy for the Implementation of the Water Quality Objectives for Temperature, and Action Plans to Address Temperature Impairments in the Mattole, Navarro, and Eel River Watersheds.** Bryan McFadin, Senior Water Resource Control Engineer, gave an overview of the process to date and updated the Board on the background, terminology and assessment of Site-Specific Potential Effective Shade and the proposed changes to the Resolution.

Comments were taken from:

- George Gentry, Executive Director of the Board of Forestry and Fire Protection
- Matt Greene, California Licensed Foresters Association
- Jack L. Rice, California Farm Bureau Federation
- Daniel Myers, Sierra Club, Redwood Chapter
- Claire McAdams, Buckeye, Forest Landowners of California
- Peter Ribar, Hawthorne Timber Company

- Jason Poburko, California Licensed Foresters Association
- Lawrence Camp, Forest Landowner of California
- Devon Jones, Mendocino County Farm Bureau
- Kimberly Burr, Public
- Larry Mailliard, Mailliard Ranch Owner
- Clay Brandow, California Department of Forestry and Fire Protection

Following public comments the Hearing was recessed while staff worked on modifications to the Basin Plan language.

5. **Public Hearing to consider Administrative Civil Liability Complaint No. R1-2013-0085 against Joung Min Yi aka Scott Yi, 29980, and 30010 Highway 101, Mendocino County.** The Public Hearing was canceled, as the case was settled prior to the Board Meeting.

### Workshops

No workshops are scheduled at this time

### Information Items

8. **Update on the development of the Russian River Pathogen Indicator Bacteria Total Maximum Daily Load.** Charles Reed, Water Resource Control Engineer, Core Regulatory Unit, Steve Butkus, Water Resource Control Engineer, TMDL Unit and Rebecca Fitzgerald, Senior TMDL Unit, gave a presentation showing the impaired waters in the Russian River watershed, the definition and concept of a TMDL, impairment criteria and assessment of E. coli, bacteroides and human pathogenic bacteria concentrations with source analysis studies of land cover source, septic system source and beach recreation studies, the potential sources of bacteria and the recommended concentration targets, and the TMDL development schedule with Regional Water Board adoption hearing projected for the spring of 2015.

#### Comments were taken from:

- Devon Jones, Mendocino County Farm Bureau
4. Continued: **Public Hearing on Resolution No. R1-2014-0006, amending the Water Quality Control Plan for the North Coast Region to include the Policy for the Implementation of the Water Quality Objectives for Temperature, and Action Plans to Address Temperature Impairments in the Mattole, Navarro, and Eel River Watersheds.** Bryan McFadin, Senior Water Resource Control Engineer continued his presentation after amending the Policy and Staff Report language as requested by the Board and the Public.

Motion: Gregory Giusti moved to adopt with amendments to the Policy and Staff Report

and Geoffrey Hales seconded the motion, motion passed unanimously.

9. **Executive Officer's Report.** No oral report. See written report
10. **Board Member Requests for Future Agenda Items.**
  - Board Member Hales requested that the Executive Officer provide to the Board a list of upcoming items to be heard at the next three Board meetings.
  - Vice Chairman Noren requested that the Executive Officer invite Catherine Kuhlman, Deputy Secretary Ocean and Coastal Matters, to give a presentation on the ocean and coastal issues of the North Coast.
  - Chairman Corbett requested that the Executive Officer set-up a joint workshop with George Gentry, Executive Director of the Board of Forestry and Fire Protection.
  - Board Member Hales requested that the Executive Officer accept Larry Mailliard's invitation to hold the above workshop at his ranch.
11. **Other Items of Interest.** No items to discuss.
12. **Closed Session.** There were no reports from closed session.
13. **Arrangements for Next Meeting and Adjournment**
  - 1:00 p.m., Wednesday, May 7, 2014
  - 9:00 a.m., Thursday, May 8, 2014
  - River Lodge Conference Center
  - 1800 Riverwalk Drive
  - Fortuna, CA

Meeting adjourned at 4:50 pm.

Chairperson\_\_\_\_\_

Date\_\_\_\_\_