



Public Meeting

Central Valley Regional Water Quality Control Board

Friday - 5 August 2005 – 8:30 a.m.
Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670
(916) 464-3291

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and to make decisions based on the information received.

Persons who want to submit written comments or evidence on any agenda item must comply with the **Meeting Procedures** described at the end of the listing of **Agenda** items. Persons wishing to speak at the meeting should complete an attendance card and provide it to staff. Although otherwise filling out the attendance card is voluntary, we do appreciate receiving a card from all persons in attendance.

Persons applying for, or actively supporting or opposing, waste discharge requirements before the Board must comply with legal requirements if they or their agents have or propose contributing more than \$250 to a Board member for an election campaign. Contact the Board office for details if you fall into this category.

Items showing times will begin no sooner than indicated. Items are numbered for identification purposes only and may not be considered in order. They may, however, be delayed by previous items. Closed Session business is normally conducted during the lunch break, although the Board may adjourn to Closed Session at any time. Depending on the extent of Closed Session items, the lunch break may be lengthy. The Board Chair will announce prior to any Closed Session the anticipated time that the public session will resume.

Technical questions regarding agenda items should be directed to the responsible staff person whose name and direct phone number are indicated by the agenda item. If no staff person is listed, or for general questions and requests for agenda material, please contact Janice Tanaka at (916) 464-4839.

The facility is accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Ms. Tanaka at (916) 464-4839 at least 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.

Board agendas and the approved minutes of Board meetings are posted on the Regional Board's website at http://www.waterboards.ca.gov/centralvalley/board_meetings

Copies of the items to be considered by the Board may be downloaded from the following Website, <http://www.waterboards.ca.gov/centralvalley/tentative> organized by agenda item number.

A listing of pending applications for Water Quality Certifications, pursuant to section 401 of the Federal Clean Water Act, may be obtained from the Regional Board's Web Page at or by calling Pat Gillum at http://www.waterboards.ca.gov/centralvalley/public_notices (916) 464-4709.

The **Agenda** for this meeting begins on the next page.

TIME LIMITATIONS

In order to move the Board meeting along in a timely manner, and assure time for adequate consideration of items later in the Agenda, the Chair may enforce maximum time limitations on each item. The goal is to complete all presentations, cross-examination, Board deliberation and voting within the allotted time. Allotted times are listed on the agenda following each item. Please consider the allotted time when preparing your presentations. Items with specific times listed will not be heard before that time but may be heard later.

Friday – 5 August 2005 – 8:30 a.m.

1. Introductions, approval of the June Minutes and pledge of allegiance.
2. Meeting Rules and Procedures
3. Executive Officer's Report (http://www.waterboards.ca.gov/centralvalley/monthly_board_report)
4. Board Member Communications - Regional Board Members and the State Board Liaison Member may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Board's jurisdiction. There will be no voting or formal action taken.
5. Public Forum - *Any member of the public may address the Board on any matter within the Board's jurisdiction and not scheduled for consideration at this meeting (5 minute time limit per subject) 8:30 a.m.*
6. The Board will be asked to approve items 12 through 16 with no discussion if no one is here to testify about them; see pages 3 for a description/listing of items.

ENFORCEMENT

7. [Mr. Abdul Ghafoor and Mr. Rajbir Sarkaria, former Gas for Less Station](#), Contra Costa County - *Consideration of an Administrative Civil Liability Order* [Pat Vellines (916) 464-4696] **(Time Limit – 45 minutes)**
8. [Lodi Central Plume Area](#) – *Consideration of Settlement Agreements with Responsible Parties and Revision of Cleanup and Abatement Order* [Duncan Austin (916) 464-4732] **(Time Limit – 60 minutes)**

BASIN PLANNING

9. [Adopted Total Maximum Daily Loads for Salt and Boron in the San Joaquin River and Dissolved Oxygen in the Deep Water Ship Channel Portion of the San Joaquin River](#)- *Status Report* [Mark Gowdy (916) 464-4717] **(Time Limit – 30 minutes)**

WAIVERS

10. [Aquifer Storage and Recovery \(ASR\) Projects](#) [Mark List (916) 464-4732]
 - a. [Regulation of ASR Projects in the Central Valley Region](#), *General Strategy*
 - b. [City of Roseville Diamond Creek Well Phase II Demonstration ASR Project](#), Placer County, *Consideration of Waiver of Waste Discharge Requirements* **(Time Limit – 60 minutes)**
11. [Conditional Waivers of Waste Discharge Requirements for Discharges From Irrigated Lands Within the Central Valley Region](#) - *Consideration of an Amendment to Resolution No. R5-2003-0105, Attachment B & C.* [Wendy Cohen (916) 464-5817] **(Time Limit – 60 minutes)**

UNCONTESTED ITEMS CALENDAR

Uncontested items are expected to be routine and noncontroversial; recommendations will be acted on without discussion. If any interested party, Board, or staff member requests discussion, the item may be removed from the Uncontested Items Calendar and taken up in the regular agenda order, or in an order determined by the Board Chair – 8:30 a.m.

NPDES PERMITS

12. [Cleanup and Abatement Account Fund Resolutions](#) – *Consideration of Resolutions Supporting Project Funding* [Cori Condon (916) 464-4619]
 - a. [Southwest Avenue Alternative Water Supply for PCE Impacted Private Domestic Wells](#), Sacramento County
 - b. [Sierra Laundry Investigation of Public Health Risks from PCE in Groundwater](#), Sonora, Tuolumne County

NPDES PERMITS

13. [Uncontested NPDES Permits](#)
 - a. City of Manteca Wastewater Quality Control Facility, San Joaquin County (amendment)

WASTE DISCHARGE REQUIREMENTS

14. [Uncontested Change of Name and/or Ownership](#)
 - a. Carneros Energy, Inc., All Leases, McDonald Anticline Oil Field, Kern County, Order No. 58-502
 - b. Euclid Packing, Citrus Packinghouse, Tulare County, Order No. 85-107
 - c. The Wine Group, Inc., Fresno Winery, Fresno County, Order No. 95-156
 - d. Frito-Lay North America, Inc, Chips and Pretzels Mfg, Kern County, Order No. 95-197
 - e. Hardrock Construction, Kramer Quarry and Asphalt, Lassen County, Order No. 96-073
 - f. ~~CC Water Acquisition Company, L.L.C., Danone Natural Spring Water Bottling Facility, Siskiyou County, Order No. 5-01-233~~ **REMOVED FROM AGENDA**
15. [Uncontested Rescissions](#)
 - a. Regents of the University of California, Lawrence Livermore National Laboratory Site 300, and United States Department of Energy, Eastern General Services Area Groundwater Treatment System, San Joaquin County, Order No. 97-242
 - b. California Cedar Products Company, Siskiyou County, Order No. R5-2003-0014
16. [Uncontested Waste Discharge Requirements](#)
 - a. [Mitigated Negative Declaration for Bell-Carter Olive Company, Surface Impoundment Closure and Post-Closure Maintenance](#), Orange Cove, Fresno County
 - b. [Bell-Carter Olive Company, Surface Impoundment Closure and Post-Closure Maintenance](#), Orange Cove, Fresno County (update)
 - c. [Granite Construction Company, Keithly Ranch/Highway 175 Quarry](#), Lake County (new)
 - d. [James H. Wheeler and EIE Lambda, LLC, Bridges on the River Restaurant Wastewater Treatment Facility](#), Sacramento County (new)
 - e. [City of Rio Vista, Rio Vista Landfill, Class III Landfill, Post-Closure Maintenance and Corrective Action](#), Solano County (update)
 - f. [Anderson Landfill, Inc., for Operation and Partial Closure of Anderson Class III Landfill](#), Shasta County (revision)
 - g. ~~United States Army Corps of Engineers, Department of Water Resources, Port of Stockton, and Ironhouse Sanitary District, Stockton Deep Water Ship Channel Maintenance Dredging Activities from Channel Mile 4.4 to Mile 41.0, Contra Costa, Sacramento and San Joaquin Counties (revision)~~ **REMOVED FROM AGENDA**

17. The Regional Board may meet in closed session on Thursday or Friday to consider personnel matters [Authority: Government Code Section 11126(a)]; to deliberate on a decision to be reached based upon evidence introduced in a hearing [Authority: Government Code Section 11126(c)(3)]; or to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation [Authority: Government Code Section 11126(e)]. Litigation items that may be discussed are:
- a. CVRWQCB, et al. v. Aerojet-General Corp., et al, Sacramento Co. Sup. Ct. No. 286073, consolidated with Nos. 288302 and 291981; CVRWQCB, et al. v. Aerojet-General Corp., et al., USDC (EDCal) No. CIV-S-86-0064-EJG (consolidated with U.S. v. Aerojet-General Corp., et al., USDC (EDCal) No. CIV-S-86-0063-EJG. (Aerojet Cleanup)
 - b. Sacramento Regional Co. Sanitation Dist. v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 98CS01702.
 - c. State of Calif., CVRWQCB, et al. v. Iron Mountain Mines, Inc., et al., USDC (EDCal) No. CIV-S-91-1167-DFL-PAN and U.S. v. Iron Mountain Mines, Inc., et al., USDC (EDCal) No. S-91-0768 DFL/JFM. (IMM Cleanup)
 - d. State of Calif. ex rel CIWMB, et al. v. Edward J. Filbin, et al. (Westley Tire Fire).
 - e. San Francisco Baykeeper, Inc., et al. v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 99CS02722. (Toxic Hot Spots)
 - f. Coalition for Alternatives to Kiefer Landfill v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 01CS00728. (Landfill WDRs)
 - g. CVRWQCB v. A Greener Globe Corp., et al., Placer Co. Sup. Ct. No. SCV11383. (Landfill WDRs)
 - h. CVRWQCB v. Sonora Mining Corp., et al, Tuolumne Co. Sup. Ct. No. CV 486 (Jamestown Mine).
 - i. Original Sixteen to One Mine, Inc. v. CVRWQCB, Sierra Co. Sup. Ct. No. 5511. (NPDES permit)
 - j. State of Calif., City of Lodi v. M&P Investments, et al., USDC (EDCal) No. CIV S-00-2441 FCD. (Lodi PCE plumes)
 - k. City of Merced, et al., v. R.A. Fields, CVRWQCB, U.S. Court of Appeals (Ninth Cir.) D.C. No. CV-F 92-5627 (REC/DLB) EDCal; City of Merced, et al., v. R.A. Fields, et al., USDC (EDCal) No. CV-F 92-5627 REC/DLB. (Merced PCE plumes)
 - l. National Park Service, El Portal WWTF, Administrative Civil Liability Order No. 5-01-031. (NPDES discharge)
 - m. Deltakeeper, et al v. CVRWQCB, Sacramento Co. Sup. Ct. No. 03CS00032 (Ag Waiver CEQA lawsuit).
 - n. City of Stockton v. SWRCB et al., San Joaquin Co. Sup. Ct. No. CVO20665 (NPDES permit).
 - o. City of Vacaville v. SWRCB et al., Solano Co. Sup. Ct. No. FCSO20945 (NPDES permit).
 - p. County of Sacramento v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct. No. 03CS01521
 - q. California Farm Bureau v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct., 04CS00264 (2005 Ag Waiver lawsuit)
 - r. Deltakeeper et al v. CVRWQCB and SWRCB, Sacramento Co. Sup. Ct., 04CS00235 (2005 Ag Waiver lawsuit)
 - s. City of Vacaville v. SWRCB and CVRWQCB and California Association of Sanitation Agencies v. SWRCB and CVRWQCB, Contra Costa Co. Sup. Ct., Case No. CIV MSN03-0956.(NPDES permit)
 - t. Petition of City of Manteca, Review of NPDES permit and Cease and Desist Order (Order Nos. R5-2005-0028 and R5-2005-0029) (NPDES permit, filed April 19, 2005).
 - u. Petition of City of Galt, SWRCB/OCC File A-1627 (NPDES permit)
 - v. Deltakeeper et al v. SWRCB and CVRWQCB, Sac. Co. Sup. Ct. (2005 Timber Waiver Lawsuit).
 - w. Ameripride Services, Inc. v. CVRWQCB, et al., Sacramento Co. Sup. Ct. No.04CS00426 (PCE plume)
 - x. City of Lodi petition regarding Lodi Central Area PCE sites SWRCB/OCC File A-1639(c), (Review of Cleanup and Abatement Order R5-2004-0043) Lodi News Sentinel v. RWQCB
 - y. MANA v. State Water Resources Control Board and Regional Water Quality Control Board, Sac. County Superior Court No. 04CS00871
 - z. City of Woodland v. SWRCB and CVRWQCB, Yolo County. Sup. Ct.. Case No. PT04-759 (NPDES Permit R5-2003-0031 and CDO R5-2003-0032, and SWRCB Order WQO 2005-0010
 - aa. DeltaKeeper, et al. v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct. Case No. 04CS01228 (Roseville Reclamation Permit)
 - bb. City of Yuba City v. SWRCB and RWQCB (NPDES Permit)