

STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

Minutes
6/7 June 2002
447th Regular Meeting
3443 Routier Rd., Suite A
Sacramento, CA 95827

BOARD MEMBERS PRESENT

Robert Schneider, Chair, Karl Longley, Vice Chair, Mark Salvaggio, Alson Brizard, Beverly Alves, Christopher Cabaldon, Robert Fong, Cher Kablanow, Members

STAFF PRESENT

Tom Pinkos, Ken Landau, Dave Carlson, Jerry Bruns, Dennis Westcot, Jack DelConte, Wendy Wyels, Rudy Schnagl, Tim O'Brien, Betty Yee, Mark Gowdy, Chris Foe, Janice Tanaka; Frances McChesney and Catherine George, Staff Counsels

OTHERS PRESENT

William Voreyer, Bear Valley Water District
Bill Busath, City of Sacramento
Jane Vorpagel, Department of Fish and Game
Lou Pietronave, City of Ione
Tess Dunham, California Farm Bureau
Rob Dyke, Amador Regional Sanitation District
Gen Albaugh, City of Ione
Martha Shaver, Amador Regional Sanitation
Brad Nocolay, Teichert Company
Mike Buckley, ECO Resources
Eric Stein, Wine Institute
Michael Hillweld, Sanitation District No. 1
Rich Freitas, Pacific Coast Producers
William Nelson, Nevada County Sanitation
Sue Horne, Supervisor, District 2
Robert Emerick, ECO:Logic
Michael Campos, Musco Olive

Diana Hogan, Gaylord Container Corp.
Ladd Cahoon, Gaylord Container Corp.
Cheryl Steele, Elem Indian Colony
Debra Denton, US EPA
Vicky Murphy, Cache Creek Watershed
Michael Umbrello, Elem Indian Colony
John Demarinis, Big Valley Rancheria
Cleve Dufer, Bureau of Reclamation
Katharine Wagner, Sacramento Cogen Authority
Matthew Gerhardt, Sacramento Cogen Authority
Bob Nelson, Sacramento Cogen Authority
David Mellili, City of Rio Vista
Jim Scully
Paul Harpainter
Janice Forbes

THURSDAY, 6 JUNE 2002

PUBLIC FORUM

Vicky Murphy, of the Family Water Alliance, discussed an earlier letter sent to the Board requesting Board involvement in a proposed wilderness designation for Cache Creek. The Alliance is concerned that a wilderness designation may preclude the Board and other parties from construction and other activities necessary to control mercury pollution. Chairman Schneider explained that the proposal by Senator Boxer is only asking for a study, and these issues should be included in that study. Frances McChesney explained that the Regional Board does not have direct authority over a wilderness designation, but can have input into the process. The Board asked for staff follow-up and periodic reporting to the Board.

BOARD MEMBER COMMUNICATION

Tom Pinkos reported that he and staff had met with Senator Mike Machado and representatives of DTSC and of the City of Stockton on Brownfields issues in Stockton.

Karl Longley requested a briefing for the Board regarding the work with the USEPA contractor (TetraTech) on Basin Plan Beneficial Uses.

Chairman Schneider expressed his appreciation for the reports concerning CEQA reviews, staff retention, and staff training.

Cher Kablanow had a number of questions concerning the EO Report item concerning OP pesticide sampling in the San Joaquin River. Les Grober described the procedures for sampling site selection, sampling frequency and timing, sample collection method, and correlation with pesticide application activities upstream of the sampling point.

Karl Longley, Al Brizard, and Cher Kablanow attended the SWRCB Agricultural Wastewater Waiver Workshop in Tulare. Karl Longley complimented Rudy Schnagl for his fine presentation. Board members expressed concern about the lack of participation by the environmental groups. Chairman Schneider directed staff to inquire into methods of improving participation by environmental organizations.

Gary Carlton provided the SWRCB Liaison report, discussing the major Water Rights and Water Quality issues before the State Board, and providing an update on the current budget situation.

Karl Longley announced that the Water Quality Institute is preparing a monitoring workshop. Information will be provided to Board members as it is developed.

Chairman Schneider announced that he had attended the ACWA Conference in Monterey.

OTHER BUSINESS

1. Water Quality Management Strategy for the Control of Mercury in Clear Lake – A Status Report

Janis Cooke presented the staff report. Debra Denton, US EPA, and Cheryl Steele, Elem Indian Colony provided additional information.

This was for the Board’s information only.

ENFORCEMENT

2. Donner Summit Public Utility District, Wastewater Treatment Plant, Nevada County – Consideration of Cease and Desist Order and NPDES Permit Renewal

A public hearing was held. Kyle Ericson presented the staff report. No one appeared to contest the proposed orders.

R5-2002-0088 MOTION: By Mr. Longley, seconded by Mr. Fong to adopt the NPDES Order. Unanimously approved.

R5-2002-0089 MOTION: By Mr. Longley, seconded by Mr. Brizard to adopt the Cease and Desist Order. Unanimously approved by role call vote.

3. Gaylord Container Corporation, Antioch Paper and Pulp Mill, Antioch, Contra Costa County – Consideration of Cease and Desist Order, Thermal Plan Exception and NPDES Permit Renewal

A public hearing was held. Renan Jauregui presented the staff report. Additional testimony was presented by Diana Hogan and Ladd Cahoon of Gaylord Container Corporation. This item was deferred to a future Board Meeting.

MOTION: By Mrs. Kablanow, seconded by Mr. Brizard to defer this item to a future Board Meeting. Unanimously approved.

4. Musco Olive Products and the Studley Company, San Joaquin County - Consideration of a Revision of the California Water Code Section 13308 Time Schedule Order

A public hearing was held. Tim O'Brien and Wendy Wyels presented the staff report. Additional testimony was given by Michael Campos, Felix Musco of Musco Olive Products and Paul Harpainter.

R5-2002-0014-R01 MOTION: By Mr. Fong, seconded by Mrs. Alves to adopt the Time Schedule Order. Approved with Mr. Brizard abstaining.

5. Sacramento Cogeneration Authority, Sacramento Cogeneration Authority Project, Sacramento County - Consideration of Cease and Desist Order and NPDES Permit Renewal

A public Hearing was held. Lincoln King and Patricia presented the staff report. Additional testimony was given by Katharine Wagner, Matthew Gerhardt, and Bob Nelson of Sacramento Cogeneration Authority.

R5-2002-0090 MOTION: By Mr. Salvaggio, seconded by Mr. Longley to adopt the NPDES Order. Approved with Mr. Fong abstaining.

R5-2002-0091 MOTION: By Mr. Longley, seconded by Mrs. Alves to adopt the Cease and Desist Order. Unanimously approved by role call vote.

6. Lake Berryessa Enterprises, Inc. II, dba Putah Creek Resort and Nick Petsas, Napa County – Consideration of Administrative Civil Liability Order

A public hearing was held. Bill Croyle presented the staff report. Additional testimony was give by Cleve Dufer of the Bureau of Reclamation.

R5-2002-0087 MOTION: By Mr. Fong, seconded by Mr. Longley to adopt the Administrative Civil Liability Order. Unanimously approved.

FRIDAY, 7 JUNE 2002

EMPLOYEE AWARDS

State Board Member Gary Carlton presented the Wisdom Award to Jeanne Chilcott, and the Sustained Superior Accomplishment Award to Louis Pratt.

PUBLIC FORUM

Bill Busath from Sacramento County Stormwater Agency described the County's Stormwater Public Education Program and the Community Action Grant Program.

UNCONTESTED CALENDAR

7. Bear Valley Water District Wastewater Treatment Facility, Alpine County – Consideration of Rescission of Cease and Desist Order

A public hearing was held. No one appeared to contest the proposed order.

R5-2002-0100 MOTION: By Mr. Salvaggio, seconded by Mr. Longley to rescind the Cease and Desist Order. Unanimously approved by role call vote.

8. River Highlands Community Services District, Hammonton Gold Village Wastewater Treatment Plant, Yuba County - Consideration of Cease and Desist Order and NPDES Permit Renewal

A public hearing was held. No one appeared to contest the proposed orders.

R5-2002-0101 MOTION: By Mr. Longley, seconded by Mr. Fong to adopt the NPDES Order. Unanimously approved.

R5-2002-0102 MOTION: By Mr. Cabaldon, seconded by Mr. Longley to adopt the Cease and Desist Order. Unanimously approved by role call vote.

9. City of San Joaquin, Wastewater Treatment Facility, Fresno County – Consideration of Updated Waste Discharge Requirements and Cease and Desist Order

A public hearing was held. No one appeared to contest the proposed orders.

R5-2002-0103 MOTION: By Mr. Longley seconded by Mr. Fong to adopt the Waste Discharge Requirements. Unanimously approved.

R5-2002-0104 MOTION: By Mr. Cabaldon, seconded by Mr. Longley to adopt the Cease and Desist Order. Unanimously approved by role call vote.

10. City of Willows, Wastewater Treatment Plant, Glenn County – Consideration of Cease and Desist Order

A public hearing was held. No one appeared to contest the proposed order.

R5-2002-0105 MOTION: By Mr. Longley, seconded by Mr. Salvaggio to adopt the Cease and Desist Order. Unanimously approved by role call vote.

11. Yolo County Central Landfill Groundwater Extraction and Treatment System, Yolo County - Consideration of Rescission of Cease and Desist Order

A public hearing was held. No one appeared to contest the proposed order.

R5-2002-0106 MOTION: By Mr. Cabaldon, seconded by Mr. Longley to rescind the Cease and Desist Order. Unanimously approved by role call vote.

12. UNCONTESTED NPDES ORDER

R5-2002-0107 State Center Community College District, Groundwater Cleanup System, Fresno County (renewal)
R5-2002-0108 W. A. Griffin, Jr., dba Griffin Resources, Mount Poso Oil Field, Kern County (renewal)
R5-2002-0109 Yuba County Water District, Forbestown Water Treatment Plant, Butte County (new)
R5-2002-0110 Waste Management of Alameda County, Inc., Altamont Landfill and Resource Recovery Facility, Livermore, Alameda County (renewal)
R5-2002-0111 Hershey Foods Corporation, Hershey Chocolate and Confectionary Corporation, Stanislaus County (renewal)
R5-2002-0112 Greenleaf Unit One, Calpine Greenleaf, Inc., Sutter County (renewal)
R5-2002-0113 Bear Valley Community Services District, Wastewater Treatment Plant, Kern County (renewal)
R5-2002-0114 State of California Department of Fish and Game and Department of Water Resources, Feather River Fish Hatchery, Butte County (renewal)
R5-2002-0115 Tehama County Sanitation District No. 1, Mineral Wastewater Treatment Plant, Tehama County (renewal)

A public hearing was held. No one appeared to contest the proposed orders.

MOTION: By Mr. Longley, seconded by Mr. Salvaggio to approve the proposed NPDES Orders. Unanimously approved.

13. UNCONTESTED WASTE DISCHARGE REQUIREMENTS RESCISSIONS

- a. Kern Oil California, LTD., KCL Lease, North Tejon Oil Field, Kern County, Resolution No. 60-079
- b. Woodlake Ranch Inc., City of Woodlake, Tulare County, Order No. 79-226
- c. Selma-Kingsburg-Fowler County Sanitation District (SKF), Wastewater Treatment Facility, Fresno County, Order No. 82-008
- d. Calaveras Springs Water Company, Calaveras County, Order No. 87-042
- e. Great Western Drilling, U.S. L. Lease, Edison Oil Field, Kern County, Order No. 92-11050
- f. Yolo County Central Landfill Groundwater Extraction and Treatment System, Yolo County, NPDES Permit No. CA0083119Order No. 98-197

A public hearing was held. No one appeared to contest the proposed orders.

R5-2002-0116 MOTION: By Mr. Cabaldon, seconded by Mr. Longley to approve the proposed rescissions. Unanimously approved.

14. UNCONTESTED CHANGE OF NAME AND/OR OWNERSHIP FOR WASTE DISCHARGE REQUIREMENTS

- a. McClory Properties, El Dorado Mobile Home Park Kings County, Order No. 96-028
- b. Lakeview Marina Resort and U.S. Department of Agriculture, Forest Service, Shasta County, Order No. 5-01-228

A public hearing was held. No one appeared to contest the proposed orders.

R5-2002-0017 MOTION: By Mr. Longley, seconded by Mr. Fong to approve the proposed order. Unanimously approved.

15. UNCONTESTED WASTE DISCHARGE REQUIREMENTS

R5-2002-0018 County of Yolo, Planning and Public Works Department, Yolo County Central Landfill, Class III Landfills & Class II Surface Impoundments, Yolo County (revision)

R5-2002-0019 Waste Management of Alameda County, Altamont Landfill and Resource Recovery Facility, Class III and Class II Landfills, Alameda County (revision)

R5-2002-0020 Aqua Clear Farms, Inc., Hatch Investments Limited Partnership, Aqua Clear Farms Facility, Class II Surface Impoundments and Class II Landfills, Solano County (revision)

R5-2002-0021 Forward Inc. and Allied Waste Inc., Austin Road Landfill Facility, Class III Landfill, San Joaquin County (revision)

R5-2002-0022 Pacific Coast Producers And City Of Woodland, Yolo County (revision)

R5-2002-0023 Teichert Aggregates, Grant Line Road Properties LLC, Teichert Aggregates Grantline Plant, Sacramento County (update)

R5-2002-0024 Colusa County Department of Public Works, Evans Road Landfill, Closed Class III Landfill, Closed Class II Surface Impoundments, Post-Closure Maintenance, Colusa County (update)

R5-2002-0025 U.S. Department of Interior, Bureau of Reclamation Glory Hole Recreation Area Wastewater Treatment Facility, Calaveras County (new)

A public hearing was held. No one appeared to contest the proposed orders.

MOTION: By Mr. Longley, seconded by Mr. Salvaggio to approve the proposed order. Unanimously approved.

16. **ConAgra Grocery Products Company, Ken Van Dyke, Marcus Haney, Jill Kaufman-Connolly, John Brichetto, and Tony Amaral, Con Agra Oakdale Facility, Stanislaus County – Consideration of Initial Study and Mitigated Negative Declaration for ConAgra Oakdale Facility Land Application Area Expansion and Waste Discharge Requirements**

A public hearing was held. No one appeared to contest the proposed order.

R5-2002-0097 MOTION: By Mr. Fong, seconded by Mr. Salvaggio to approve the proposed order as amended. Approved with Mr. Brizard abstaining.

R5-2002-0098 MOTION: By Mr. Longley, seconded by Mr. Cabaldon to approve the waste discharge requirements. Approved with Mr. Brizard abstaining.

CONTESTED ENFORCEMENT

17. **Amador Regional Sanitation Authority, Castle Oaks Golf Course and Development, City of Ione, Portlock International, Ltd, Tertiary Plant Sludge Management, Amador County - Consideration of Administrative Civil Liability Order**

A public hearing was held. Alex Baille presented the staff report. Additional testimony was given by Rob Duke, Gene Albaugh, and Martha Shaver from Amador Regional Sanitation Authority, and Jim Scully.

R5-2002-0092 MOTION: By Mr. Salvaggio, seconded by Mr. Fong to approve the proposed administrative civil liability. Unanimously approved.

18. Nevada County Sanitation District No. 1, Lake Wildwood Wastewater Treatment Plant, Nevada County - Consideration of Cease and Desist Order and NPDES Permit Renewal

A public hearing was held. Kyle Ericson presented the staff report. Additional testimony was given by Bill Nelson and Gordon Platenga of Nevada County Sanitation District.

R5-2002-0093 MOTION: By Mr. Longley, seconded by Mr. Cabaldon to approve the proposed NPDES Permit. Unanimously approved with amendments.

R5-2002-0094 MOTION: By Mr. Salvaggio, seconded by Mr. Fong to approve the proposed Cease and Desist Order. Unanimously approved by role call vote.

19. Nevada County Sanitation District No. 1, Lake of the Pines Wastewater Treatment Plant, Nevada County - Consideration of Cease and Desist order and NPDES Permit Renewal

A public hearing was held. Kathy Harder presented the staff report. Additional testimony was given by Sue Horn, Bill Nelson and Janice Forbes of Nevada County Sanitation District.

R5-2002-0095 MOTION: By Mr. Longley, seconded by Mr. Cabaldon to approve the proposed NPDES Permit. Unanimously approved.

R5-2002-0096 MOTION: By Mr. Longley, seconded by Mr. Cabaldon to approve the proposed Cease and Desist Order. Unanimously approved by role call vote.

20. City of Rio Vista and Eco Resources, Inc., Trilogy Wastewater Treatment Plant, Rio Vista, Solano County - Consideration of NPDES Permit Renewal

A public hearing was held. Anand Mamidi and Greg Vaughn presented the staff report. Additional testimony was given by Robert Emerik of Ecologic and David Mellili of the City of Rio Vista.

R5-2002-0099 MOTION: By Mr. Longley, seconded by Mr. Fong to approve the proposed NPDES Permit Renewal. Unanimously approved.

OTHER BUSINESS

21. The minutes were approved with amendments.

22. Senate Bill 390 and Waivers Granted by the Regional Board

Ken Landau presented the staff report. Additional information was presented by Jane Vorpagel of Department of Fish and Game, and Tess Dunham of the California Farm Bureau. This was for the Board's information.

The meeting adjourned to the 19 July 2002 meeting in Sacramento.