

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

Minutes
19 July 2002
449th Regular Meeting
3443 Routier Rd., Suite A
Sacramento, CA 95827

BOARD MEMBERS PRESENT

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

BOARD MEMBERS ABSENT

Beverly Alves

STAFF PRESENT

Tom Pinkos, Ken Landau, Jerry Bruns, Jack DelConte, Antonia Vorster, Rudy Schnagl, Steve Rosenbaum, Betty Yee, Rik Rasmussen, Mark Gowdy, Chris Foe, Alex MacDonald, Janice Tanaka; Frances McChesney and Catherine George, Staff Counsels

OTHERS PRESENT

Will Dickinson, SWANA
Jim McCormack, Water Forum
David Cory, SJR Exchange Contractors
Bill Jennings, DeltaKeeper
Lowell Ploss, DO-TMDL Steering Committee
Marc Aprea, Aprea and Company
Larry Burch, Republic Services Inc.
R. Scott Johnston, Merced County
Karen Honer, City of Winters
Mike Zanoli, SWRCB
Art O'Brien, City of Roseville
Jackie McCall, City of Vacaville
Michael Sexton, SJR Exchange Contractors
Gregory Harris, Discovery Bay
Karna Harrigfeld, Stockton East Water District
Ryan Broddrick, Ducks Unlimited
Charles White, Waste Management
Richard Von Pein, Waste Management
George Larson, Waste Management
David Cochrane, Norcal Waste Systems
Denise Delmatier, Norcal Waste Systems

Donald Gambelin, Norcal Waste Systems
Sangeeta Lewis, Lewis Engineering
Jim Hemminger, ESJPA
David Powell, El Dorado Irrigation District
Al Vargas, El Dorado County
Robert Roscoe, CA-American Water Company
Nancy Casale, CA-America Water Company
Herb Niederberger, Sacramento County
Tom Donnelly, Aerojet
Janet Goldsmith, Aerojet
Orvil McKinnis, Westlands Water District
Evan Epgar, CA Refuse Removal Council
Kristin Castanos, Sacramento County
Ed Casey, Boeing Company
J.P. Giroud, SWIG
Brian Haugton
Jackson Gualco
Laurette Laurent
Gladys Trejo
Monte Christre

EXECUTIVE OFFICER'S REPORT

Al Brizard asked how soon TetraTech would complete the planned Basin Plan work. Ken Landau explained that a final workplan had not yet been completed, but TetraTech expected to complete all three

projects (Vacaville, Turlock and Morrison Creek) by June 2003, with Vacaville probably completed much sooner.

Al Brizard requested standardization of concentration terminology (mg/L versus ppb). The Board decided that it is more technically correct to use mg/L, but that ppb would be used parenthetically at the beginning of documents to inform readers that the two terms are generally equivalent. Board members requested a reference on technical terms.

Al Brizard requested a status report on SB390 work, and asked what was being done with storm water runoff from agricultural lands. Ken Landau provided an update and stated that storm water runoff was included with irrigation wastewaters in the agricultural waiver studies.

Karl Longley mentioned the UC Committee of Consultants preliminary findings concerning dairy wastes, and requested that the Executive Summary be provided to all Board members. Karl Longley and Cher Kablanow asked to be added to the mailing list for technical documents.

Chris Cabaldon asked when the Rice Herbicide issue would be brought back for Board review. Rudy Schnagl reported that the review would be held this fall, perhaps at the December Board meeting in Sacramento.

Cher Kablanow asked for information on how the Board selects standards for assessing and regulating aquatic pesticides and herbicides.

Cher Kablanow asked what is meant by “real time” regulation of waste flows. Les Grober explained that “real time” regulation uses actual measurements of flow and pollutant loads to determine how much waste can be discharged at that time and still achieve water quality standards and protect beneficial uses.

Al Brizard asked how much had been spent on development of the DO TMDL. The question was deferred to the agenda item on the DO TMDL.

BOARD MEMBER COMMUNICATIONS

Robert Schneider reported on his attendance at the State Board’s workshop on the Silviculture waiver, and requested that copies of Jim Pedri’s PowerPoint presentation be sent to all Board members.

Al Brizard asked if there had been any new developments regarding the Sacramento County Grand Jury report on the City of Folsom sewage system. Pat Leary explained that there had been no new developments.

Al Brizard asked about the status of development of the UC Merced campus. Tom Pinkos promised to prepare a status report for the Board members.

Tom Pinkos announced that the Redding Board meeting would require two days.

Chris Cabaldon reported that he had attended a CalFED tour of major Delta facilities and a discussion of Delta water quality and health issues.

Frances McChesney provided the Board members a memorandum concerning possible federal protection of Cache Creek. Robert Schneider stated that he would work with Tom Pinkos and Frances on a response.

PUBLIC FORUM

Laurette Laurent provided the Board with an update on a number of Folsom issues. Gladys Trejo’s sewer has not been fixed. The Sacramento County Grand Jury has released a report on the Folsom sewer system. The Utilities Department has been moved out of the Engineering Department, so she is concerned about

possible lack of engineering support. Documents were submitted regarding Folsom expenditures on consultants and improvements.

Bill Jennings, DeltaKeeper expressed his concern over the lack of monitoring of agriculture irrigation wastewater and the impact on the Board's ability to determine and implement waiver conditions. Mr. Jennings also reviewed the draft SWRCB Decision on the Vacaville NPDES Permit which upheld most of the Board's permit. He expressed concern over the cost and confusion caused by "dueling experts" in permit hearings, and the need to have independent consultants working for the Board to study technical disputes.

UNCONTESTED CALENDAR

Riviera West Mutual Water Company, Domestic Water Treatment Plant, Lake County – *Consideration of a NPDES Permit Renewal and Cease and Desist Order*

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

R5-2002-0130 MOTION: By Mr. Longley, seconded by Mrs. Kablanow to renew the NPDES permit. Unanimously approved.

R5-2002-0131 MOTION: By Mr. Cabaldon, seconded by Mr. Brizard to approve the Cease and Desist Order. Unanimously approved by role call vote.

Uncontested NPDES Permits

R5-2002-0132 Sierra Pacific Industries, Quincy Division, Plumas County

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

MOTION: By Mr. Longley, seconded by Mr. Brizard to adopt the NPDES order. Unanimously approved.

Uncontested Waste Discharge Requirements Rescissions

- a. Hathaway Company, Mountain View Oil Field, Kern County, Resolution No. 65-050
- b. Mt. Lassen Trout Farms, Inc. and Sharon Bahr, Mt. Lassen Farms' Battle Creek Facility, Tehama County, Order No. 98-019
- c. Boston Bristol Group, LLC dba China Gardens Sand and Gravel, Shasta County, Order No. 5-00-048
- d. Kiewit Pacific Company, Greenhorn Creek Aggregate Wash Plant, Hansen Brothers Enterprises, Nevada Irrigation District, Nevada County, Order No. 5-01-089

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

R5-2002-0134 MOTION: By Mr. Longley, seconded by Mr. Brizard to adopt the NPDES orders. Unanimously approved.

Uncontested Water Recycling Requirements

- a. Daniel and Joyce Souza, Souza Farms Recycling Project, Fresno County

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

R5-2002-0134 MOTION: By Mr. Salvaggio, seconded by Mr. Longley to adopt the proposed order. Unanimously approved.

Uncontested Waste Discharge Requirements

- R5-2002-0136** a. City of Winters Wastewater Treatment Plant, Yolo County
R5-2002-0137 b. Mitigated Negative Declaration for Teichert Aggregates, Hallwood Facility, Yuba County
R5-2002-0138 c. Teichert Aggregates, Hallwood Facility, Yuba County
R5-2002-0139 d. Mitigated Negative Declaration for Skyview Terrace Mobile Home Park, Skyview Terrace Assoc., Placer County
R5-2002-0140 e. Skyview Terrace Mobile Home Park, Skyview Terrace Assoc., Placer County
R5-2002-0141 f. Fulton Reclamation Facility, Inc., Glenn County
R5-2002-0142 g. United States Department of the Interior Bureau of Land Management and the County of Tuolumne Department of Public Works for Closure, Big Oak Flat (Groveland) Municipal Solid Waste Landfill Facility, Tuolumne County
R5-2002-0143 h. Western Farm Service, Inc., Merced Facility, In Situ Groundwater Remediation Pilot Study, Merced County
R5-2002-0144 i. Johnsville Public Utility District, Johnsville Water Treatment Plant, Plumas County
R5-2002-0145 j. Butte County, Neal Road Class III Municipal Solid Waste Landfill and Class II Surface Impoundments, Butte County
R5-2002-0146 k. California Department of Corrections and Department of General Services, Deuel Vocational Institution, Fire Pit Area Soil and Groundwater Remediation, San Joaquin County

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

MOTION: By Mr. Salvaggio, seconded by Mr. Longley to adopt the proposed orders as amended. Unanimously approved.

OTHER BUSINESS

Triennial Review of the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins.

- a. *Consideration Of A Resolution To Adopt Triennial Review Issue List, Workplan And Response To Comments.*

A public hearing was held. The staff report was presented by Betty Yee. Additional testimony was received by Karna Harrigfeld, Gregory Harris, David Cory and Bill Jennings.

R5-2002-0126 MOTION: By Mr. Longley, seconded by Mr. Brizard to adopt the proposed resolution. Unanimously approved.

- b. *Consideration Of A Resolution To Amend The Basin Plan To Revise Water Quality Objectives For Bacteria And Certify The Environmental Documents.*

A public hearing was held. The staff report was presented by Betty Yee. Additional testimony was presented by Jackie McCall and Bill Jennings

MOTION: By Mr. Longley, seconded by Mr. Brizard to close this item and reopen at the September Board Meeting. Approved with Mr. Salvaggio voting no.

c. Consideration Of A Resolution To Amend The Basin Plan To Clarify The Process Of Changing The Beneficial Use And Update The Language And Certify The Environmental Documents.

A public hearing was held. The staff report was presented by Betty Yee. Additional testimony was presented by Art O'Brien and Bill Jennings

MOTION: By Mr. Longley, seconded by Mr. Brizard to close this item and reopen at the September Board Meeting. Unanimously approved

Amendments to the Water Quality Control Plan for the Sacramento River and San Joaquin Basins to add Site-Specific Water Quality Objectives for pH and Turbidity at Deer Creek, El Dorado and Sacramento Counties. - *Consideration Of A Resolution To Adopt Proposed Amendments And Certify Environmental Documents*

A public hearing was held. Rik Rasmussen presented the staff report. Additional testimony was given by Bill Jennings, Jackie McCall, David Powell and Al Vargas.

R5-2002-0127 MOTION: By Mr. Longley, seconded by Mrs. Kablanow to approve the proposed resolution Unanimously approved

Ranking of Clean Water Act Sections 319(h) and 205(j) Grant Proposals. - *Consideration Approving Staff Ranking*

Betty presented the staff report. Additional information was presented by Brian Broderick.

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

Update on the San Joaquin River Dissolved Oxygen Total Maximum Daily Maximum Load (TMDL) - *A Status Report*

Mark Gowdy presented the staff report. Additional information was presented by Lowell Ploss and Bill Jennings. This was for the Board's information.

Landfill Liner Performance Discussion Presented by Waste Industry Representatives - *Informational Item*

Steve Rosenbaum introduced the Waste Industry Representatives. Information was provided by J.P. Giroud, Brian Haughton, Will Dickinson and Jack Gualco. This was for the Board's information.

Aerogjet-General Corporation, Interim Groundwater Extraction and Treatment System, American River Study Area and GET E/F, Sacramento County – *Consideration of a Revised NPDES Permit*

A public hearing was held. Alex MacDonald presented the staff report. Additional testimony was provided by Tom Donnelly, Herb Neiderberger, Robert Roscoe, Nancy Casales, Kristin Costanos, Jim McCormick and Antonia Vorster.

R5-2002-0128 MOTION: By Mr. Longley, seconded by Mr. Brizard to approve the proposed NPDES Order as amended. Unanimously approved

The Boeing Company, Interim Groundwater Extraction and Treatment System, Inactive Rancho Cordova Test Site, Sacramento County – *Consideration of a NPDES Order*

A public hearing was held. Alex MacDonald presented the staff report. Additional testimony was presented by Ed Casey, Kristin Castanos, Herb Niederberger and Robert Roscoe.

R5-2002-0133

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

The Board met in closed session to discuss ongoing litigation.

The meeting adjourned to the 5/6 September 2002.