



Public Meeting

Central Valley Regional Water Quality Control Board

17/18 October 2002
Fresno City Hall
Council Chambers, 2nd Floor
2600 Fresno St.
Fresno, CA 93721

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.

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) 255-3039.

The facility is accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Ms. Tanaka at (916) 255-3039 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.swrcb.ca.gov/rwqcb5>.

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 http://www.swrcb.ca.gov/rwqcb5/public_notices or by calling Pat Gillum at (916) 255-3397.

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.

THURSDAY, 17 OCTOBER 2002 – 9:00 a.m.

INTRODUCTIONS

1. Introductions, pledge of allegiance, and approval of minutes of the 450th Regular Meeting of 5/6 September 2002.
2. Meeting Rules and Procedures
3. 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) 9:00 a.m.*

WORKSHOP

4. Consideration of Options for Regulating Discharges from Confined Animal Facilities – *A Workshop* [Polly Lowry (916) 255-6301] **(Time Limit – 150 minutes)**

BASIN PLANNING– Items 5 through 11 will not be heard prior to 1:00 P.M.

5. Triennial Review of the Water Quality Control Plan for the Tulare Lake Basin - *Consideration of a Resolution to Adopt Triennial Review Issue List, Workplan and Response to Comments* [Pam Buford (559) 445-5576] **(Time Limit - 30 minutes)**
6. Amendment to the Water Quality Control Plan for the Tulare Lake Basin, Revise Water Quality Objectives for Bacteria -*Consideration of a Resolution to Adopt Proposed Amendments and Certify Environmental Documents* [Pam Buford (559) 445-5576] **(Time Limit - 15 minutes)**
7. Amendment to the Water Quality Control Plan for the Tulare Lake Basin for Clarification, Consistency and Update the Language - *Consideration of a Resolution to Adopt Proposed Amendments and Certify Environmental Documents* [Pam Buford (559) 445-5576] **(Time Limit - 15 minutes)**

WASTE DISCHARGE REQUIREMENTS

8. County of Kern For Operation and Construction, Bakersfield Metropolitan (BENA) Sanitary Landfill, Kern County - *Consideration of Updated Waste Discharge Requirements* [Ronald Holcomb (559) 445-6050] **(Time Limit - 20 minutes)**
9. County of Kern For Operation and Construction, Shafter-Wasco Sanitary Landfill, Kern County - *Consideration of Revised Waste Discharge Requirements* [Ronald Holcomb (559) 445-6050] **(Time Limit - 60 minutes)**

ENFORCEMENT

10. Central Valley Meat Company and Lawrence and Shirley Coelho, Kings County – *Consideration of Administrative Civil Liability* [Jack Yamauchi (559) 445-6083] **(Time Limit - 60 minutes)**

NPDES PERMITS

11. Stockton Cogeneration Company, San Joaquin County – *Consideration of Resolution amending NPDES Permit* [Jim Marshall (916) 255-3022]. **(Time Limit - 15 minutes)**

OTHER BUSINESS

12. Waste Discharge Requirement Waivers Allowed to Lapse Under SB390 – *Consideration of Approving Staff Proposal* [Kenneth Landau (916) 255-3039] **(Time Limit – 10 Minutes)**

FRIDAY, 18 OCTOBER 2002 – 9:00 a.m.**INTRODUCTIONS**

13. Introductions and pledge of allegiance.
14. Meeting Rules and Procedures
15. Executive Officer's Report [available on the Internet at http://www.swrcb.ca.gov/rwqcb5/monthly_board_report]
16. 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.*
17. 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) 9:00 a.m.*
18. The Board will be asked to approve items 25 through 29 with no discussion if no one is here to testify about them; see pages 4 & 5 for description/listing of items – **9:00 a.m.**
19. Waivers of Waste Discharge Requirements for Discharges from Silvicultural Activities – *A Status Report and Discussion of Options* [Jim Pedri (530) 224-4845]

NPDES PERMITS

20. City of Stockton and County of San Joaquin, Storm Water Discharges from Municipal Separate Sewer System, San Joaquin County – *Consideration of a NPDES Permit Renewal* [Brett Stevens (916) 255-3442] **(Time Limit - 90 minutes)**
21. City of Modesto, Storm Water Discharges from Municipal Separate Sewer System, Stanislaus County - *Consideration of a NPDES Permit Renewal* [Jatin Khandwala (916) 255-3047] **(Time Limit - 45 minutes)**

ENFORCEMENT

22. O. C. Critchfield and Harry Critchfield, Roll-In Mobilehome Park, Tuolumne County - *Consideration of Cease and Desist Order and Consideration of Administrative Civil Liability* [Jim Martin (916) 255-3385] **(Time Limit - 45 minutes)**
23. City of Tulare, Wastewater Treatment Facility, Tulare County - *Consideration of Cease and Desist Order and Updated Waste Discharge Requirements* [Jo Anne Kipps (559) 445-5035] **(Time Limit - 45 minutes)**

WASTE DISCHARGE REQUIREMENTS

24. County of Sacramento Public Works Agency, Kiefer Landfill Facility, Class III Landfills, Sacramento County – *Consideration of Revised Waste Discharge Requirements* [Bill Brattain (916) 255-3122] **(Time Limit - 20 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 – 9:00 a.m.

ENFORCEMENT

25. City of Visalia, Wastewater Treatment Facility, Tulare County – *Consideration of Rescission of Cease and Desist Order* [Jo Anne Kipps (559) 445-5035]

NPDES PERMITS

26. Uncontested NPDES Permits
- a. J.F. Enterprises Worm Farm and Burchell Nursery, Inc., Stanislaus County (renewal)

WASTE DISCHARGE REQUIREMENTS

27. Uncontested Waste Discharge Requirements Rescissions
- a. Synagro West, Inc., Richard Emigh Livestock, Order No. 95-140-11
- b. Synagro West, Inc., Richard Emigh Livestock (II), Order No. 95-140-23
- c. Synagro West, Inc., Freese Brothers, Order No. 95-140-24
- d. Synagro West, Inc., Hamilton Brothers, Order No. 95-140-25
- e. Synagro West, Inc., Meyer & Anderson, Order 95-140-29
- f. Synagro West, Inc., Mark Esperson, Order 95-140-31
- g. Synagro West, Inc., Tom Schene, Order 95-140-32
- h. Synagro West, Inc., HKM Farms, Order 95-140-22
- i. Synagro West, Inc., Duncan McCormack, Order 95-140-26
- j. Synagro West, Inc., DR Field II, Order 95-140-45
- k. Patterson, Benjamin H., Midway-Sunset Oil Field, Kern County
- l. Pima Gro Systems, Inc. (a.k.a. Synagro West, Inc.), Merced County
- m. Central Lease, Inc., Andrews Lease, Edison Oil Field, Kern County
- n. Stockdale Oil and Gas, Inc., Kern Front Oil Field, Kern County
- o. Gotland Oil, Inc., Hardesty-Vica Lease, Semitropic Oil Field, Kern County
- p. Sprock Family Trust, Bill Sossamon, Vesta Sossamon, Pioneer Chlor Alkali Company, Inc., All Pure Chemical, for Closure and Post-Closure of Unclassified Surface Impoundments, Yuba County
28. Uncontested Change of Name and/or Ownership
- a. Deer Creek, North, Bastian, Kern County, Order No. 00-16306
- b. Capitol Age of Enlightenment for Northern California, Cobb, Lake County, Order No. 88-079
- c. Louisiana-Pacific Corporation, Class III Landfill, Butte County, Order No. 90-266
- d. Producers Packing Corporation, Fresno County, Order No. 94-135
- e. El Dorado Mobile Home Park, Robinson/McClory Properties, Kings County, Order No. 96-028
- f. Safety-Kleen (Buttonwillow), Inc., Kern County, Order No. 96-094
- g. GWF Power Systems, L.P., Wilbur Avenue West Power Plant (Site III), Contra Costa County, Order No. 98-013
- h. Pinecrest Permittees Association and United States Forest Service, Pinecrest Wastewater Treatment Plant, Tuolumne County, Order No. 5-01-061
29. Uncontested Waste Discharge Requirements
- a. California Fruit Processors, LLC, Stockton Facility, San Joaquin County (new)
- b. City of Chico, Sycamore Pool Operations – Big Chico Creek, Butte County (update)
- c. Fresno County Service Area No. 34, Millerton New Town, Fresno County (update)
- d. Petro Resources, Inc., SP-Section 29 Lease, Midway-Sunset Oilfield, Kern County (update)
- e. Petro Resources, Inc., SP-Section 33 Lease, Midway-Sunset Oilfield, Kern County (update)

- f. Pyramid Oil Company, Section 28 Lease, Midway-Sunset Oilfield, Kern County (update)
 - g. Pyramid Oil Company, Pike Lease, Midway-Sunset Oilfield, Kern County (update)
 - h. City of Wasco, Wastewater Treatment Facility, Kern County (update)
 - i. County of Fresno and River Ranch, L.L.C. For Clean Closure, Mendota Solid Waste Disposal Site, Fresno County (revision)
30. *The Regional Board may meet in closed session to consider personnel matters [Authority: Government Code Section 11126(a)], including to consider appointment of an Executive Officer, to discuss either matters in litigation or decisions to initiate litigation [Authority: Government Code Section 11126(e)], or to deliberate on a decision to be reached based upon evidence introduced in a hearing [Authority: Government Code Section 11126(c)(3)] Items that may be discussed (1) CVRWQCB et al. v. Aerojet-General Corporation, et al, County of Sacramento Superior Court Case No. 286073, Consolidated with Case Nos. 288302 and 291981; CVRWQCB, et al. v. Aerojet-General Corporation, et al., U.S. District Court (Eastern District of California) Case No. CIVS-86-0064-EJG (consolidated with U.S. v. Aerojet-General Corp., et al., U.S. District Court (Eastern District of California) Case No. CIVS-86-0063-EJG; American States Water Company, et al., v. CVRWQCB et al., Sacramento County Superior Court Case No. 99 AS 05947; (2) Sacramento Regional County Sanitation District v. State Water Resources Control Board, et al., Sacramento County Superior Court Case No. 98CS0170; (3) State of California, Department of Toxic Substances Control and CVRWQCB v. Iron Mountain Mines, Inc. et al., U.S. District Court, Eastern District of Calif., Case No. CIV-S-91-1167-DFL-PAN and United States v. Iron Mountain Mines, Inc. et al., U.S. District Court, Eastern District of Calif., Case No. S-91-0768 DFL/JFM; (4) State of California ex rel California Integrated Waste Management Board et al. v. Edward Joseph Filbin et al. (Filbin Tire Fire); (5) National Park Service, El Portal Wastewater Treatment Facility, Administrative Civil Liability Order No. 5-01-031; (6) San Francisco Baykeeper, Inc., et al. v. California State Water Resources Control Board, et al., Sacramento County Superior Court Case No. 99CS02722; (7) Coalition for Alternatives to Kiefer Landfill v. California State Water Resources Control Board, et al., Sacramento County Superior Court Case No. 01CS00728; (8) City of Turlock, Municipal Services Department v. SWRCB and CBRWQCB, Stanislaus County Superior Court Case No. 291436 and SWRCB Petition SWRCB/OCC File A-1382; (9) People of the State of California by and through the California Regional Water Quality Control Board, Central Valley Region, v. California Ammonia Company, a California Corporation, Case No. CV 013950; (10) CVRWQCB v. A Greener Globe Corp., et al., Placer County Superior Court Case No. SCV11383, CVRWQCB v. Sonora Mining Corporation, et al. (Jamestown Mine), Tuolumne County Superior Court Case No. CV 486; (11) Original Sixteen to One Mine, Inc. v. CVRWQCB (Case No. 5511, County of Sierra); (12) City of Brentwood v. Central Valley RWQCB, Contra Costa County Superior Court No. 2-0160; (13) People of the State of California and City of Lodi vs. M&P Investments, et al., Eastern District No. CIV S-00-2441 FCD; (14) R. Lawson Enterprises dba Wildrose Vineyards and Robert Lawson v. CRWQCB-CVR, San Joaquin County No. CV 017290; (15) City of Merced and Redevelopment Agency of the City of Merced v. R.A. Fields, CVRWQCB, Ninth Circuit Ct. Of Appeals, D.C. No. CV-F 92-5627 (REC/DLB) ED CA; City of Merced, et al., v. R.A. Fields, et al., (U.S. Dist. Ct. E.D.Calif.) No. CV-F 92-5627 REC/DLB; (16) In the Matter of the Petition of the City of Vacaville, SWRCB/OCC File A-1375; (17) In the matter of the Petition of the City of Stockton, File No. SWRCB/OCC A-1483; (18) In the matter of the Petition of the City of Turlock, File No. SWRCB/OCC A-1382; (19) WaterKeepers Northern California and California Public Interest Research Group v. California RWQCB—Central Valley Region Sacramento County Superior Court Case No. 02CS00289; (20) In the matters of the Petitions of Meridian Beartrack Company et al., File Nos. SWRCB/OCC A-1369, A-1469*