

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

Minutes
24/25 April 2003
455th Regular Meeting
Regional Board Office
3443 Routier Rd., Suite A
Sacramento, CA 95827

THURSDAY, 24 APRIL 2003

BOARD MEMBERS PRESENT

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

STAFF PRESENT

Tom Pinkos, Ken Landau, Wendy Wyels, Rudy Schnagl, Dennis Westcot, Jack DelConte, Dave Carlson, Jerry Bruns, Polly Lowry, Wendy Wyels, Richard McHenry, Sudhakar Talanki, Trinh Pham, Kelly Briggs, Janice Tanaka; Frances McChesney and Catherine George, Staff Counsels

OTHERS PRESENT

Dan Spangler
Al Barth, Yolo County Ag. Dept.
Michael Lozeau, Earth Justice
Elaine Archibald, CUWA
Tim O'Halloran, Kings River Water Assoc.
George Soares, CA. Citrus Mutual
Joe Petersen, San Joaquin Farm Bureau
David Bolland, Assoc. of CA Water Agencies
Frank Tindal, Snows Lake Vineyard
Lisa Holm, Contra Costa Water District
Katherine Wagner, Central Valley Flood Control
Jim Staker, San Luis Canal Company
Christine Turner, Sacramento Valley Agriculture
Erica Moyer, Lodi District Grape Growers
Larry Domenighini, Glen County Farm Bureau
Sejal Choksi, Water Keepers
Sonke Mastrup, CA Department of Fish & Game
Chuck March, Lake County Farm Bureau
Martin Miller, Homestead Farms
John Herrick, South Delta Water Agency
Dante Nomellini, Central Delta Water Agency
Allen Short, San Joaquin River Group
Noelle Cremers, CA Cattlemen's Association
Fraser Shilling, UC Davis
David Cory, Des Jardins Ranch
Gail Delihant, Assemblyman Greg Aghazarian
Jim Staker, San Luis Canal Company
Tim Johnson, California Rice Commission
Chuck Dudley, Yolo County Farm Bureau

Stan Freitas, Freims Bros. Dairy
Ryan Broddrick, Ducks Unlimited, Inc.
Bill Thomas, So San Joaquin Water Quality
Johnathan Kaplan, Natural Resources
Jeff Bryant, Firebaugh Canal Water District
Norman Crow, West Stanislaus Resource
Chris White, Central Calif. Irrig. District
Steve Chedester, San Joaquin River Exchange
Parry Klassen, Coalition for Urban Rural
Environmental
Earl Perez, Perez Farms
Anjanette Martin, Colusa Basin District
Karla Fullerton, Fresno County Farm Bureau
Jeff Sutton, Family Water Alliance
Chris White, Central CA Irrigation District
Chris Leininger
Carl Funke, Glen County Farm Bureau
Lynda Smith, Metropolitan Water District Les
Heringer, M & T Ranch
Al Vargas, CA Dept of Flood & Agriculture
Diane Rathman, SJVDA
Bill Pauli, CA Farm Bureau
Hicham Eltal, Merced Irrigation District
Tony Francois, California Farm Bureau
Michael Sexton, Various Water & Irrigation
Joann Toscano, San Joaquin Exchange
Contractors
John Hewitt, CA Farm Bureau
James O'Banion, O'Banion Ranches & SJREC

David Pruitt, Christiana-Santa Rita Farms
Robert Isaac, Solano Irrigation District
Valerie Zentner, El Dorado Farm Bureau
Joseph Pereira, Pereira Brothers Farms
Peter McGraw, Turlock Irrigation District
Debra Liebersbach, Turlock Irrigation District
Bill Jennings, Delta Keeper
Michael Zimmerman, Senator Jeff Denham
Steve Danna, NCWA
Tony Melillo, R Palazza & Co.
Sandy Schwartzler, Placer Co. Farm Bureau
Raymond Desa, City of Los Banos
Henry J. Sansoni, Sansoni Farms
W.L. Struckmeyer, Colusa Co. RCD
Gary Spangler, SJV Enterprise
Rick Massa, Orland Unit Water Users
Shawn Stevenson, International Water District
Dennis Falaschi, Panoche Water District
Lineha Borrelli, Patrick Borrelli Farms
Joe Jorce, Los Banos
Rick Landon, Yolo County Ag Department
Marianne Martin, Central CA Irrigation District
Denise Sagara, Yolo County Farm Bureau
Summer Bundy, CH2M Hill
John Dickey, Ch2M Hill
Tom Perez, Perez Farms
Linda Eveland, Colusa County Farm Bureau
James Nickel, Nickel Family Llc
Molly Thacker, San Luis Canal Co.
Steve Bell, Bell Farms Inc
William Menke, Glen-Colusa I.D.
Lisa Hunt, URS Corporation
Luther Hintz, Reclamation District
Jack Bailey, Rec. Dist. 1500
Joe Pereira, Pereira Brothers Farms
Rey Lopez, Glenn County Ag. Department
Jean Miller, Glenn County Ag. Commissioner
Paul Lopes, P and D Dairy
Larry Amarante, Amarante Farms
Tony Lopes, Tony Lopes Dairy
Patrick Borrelli, Farmer Patrick Borrelli Farm
John Meek, San Joaquin Co. RCD
Tom Malson, City of Galt
Paul Simmons, SSD, City of Galt

Chris Malone, City of Galt
Douglas Gault, City of Galt
Graig Johns, Kern Ridge Growers
Ernie Stein, Wine Institute
Bob Reeder, F/G Llc
Erik Christeson, Amador Water Agency
John Griffin, City of Galt
Steffanie Watkins, Senator Roy Ashburn
Stacy McCarty, Meridian
Penny Kelly, MBC
Peler Dougherty, Meridian
C. John Suen, Meridian
Ian Hutchinson, Meridian
Jack Caldwell, Meridian
John Povlos, Petolane Incorporated
Mark Anstoeter, Huhtamaki America
Nancy Casale, California America Water Co.
Lee Smith, Ameri-Pride Services
Rojean Rada, America-Pride Services
Jerry Johnson, Ameri-Pride Services
Jeff Thuma, America-Pride Services
Bill Jennings, Delta Keepers
Joseph Harrington, Arcadis
Lizbeth West, Florin Perkins Landfill, Inc.
Jeff Palumbo, Deuel Vocational Institution
Jeff Scharft, Davis Family Trusts
Jim Burlinganon, Ameri-Pride Services
David Mares, Harbert Power Corp.
Jefferey Pelz, San Joaquin Co.
Ron Pall, San Joaquin County
Walter Latham
Paul Wenger
Dr. G. Fred Lee
Manuel Oliveira
Gilbert Ramos
Keith Petterson
Lila Rodoni
Joe Carrancho
Anthony Neves
Anthony Gangi
Stan Barnes
Pam Gangi
Ronda Atkinson

The December 2002, January 2003, and March 2003 minutes were approved as amended below:

December 2002

- Chairman Schneider requested that the minutes reflect that he voted “no” for adoption of the CAFO waiver.

March 2003

Chairman Schneider requested correction of the following under Board Communication:

- For the Llama item, add ”The Board concurred that the matter is more appropriately regulated under the storm water program at the level of local government and that no further action by Regional Board staff is warranted.”

- For the Yuba dredge item add: “The Regional Board directed the Executive Officer to require a technical report pursuant to Water Code section 13267”.

EXECUTIVE OFFICER’S REPORT

Tom Pinkos reported that

- Board members have been provided a letter dated April 17 in which the Wine Institute invited Board members and staff to attend a presentation of their Land Application Process Water Study May 5 or 6 in Modesto. A letter had been received from State Senator Roy Ashburn regarding Kern Ridge. A response was being prepared and would be sent out next week.
- SWRCB has requested development of Regional Board priorities. The time frame is very short for development of the priorities and it is unclear just what use will be made of the priority lists. The Board asked for copies of the submittal and Mr. Cabaldon asked what programs did not make the list. Copies of the priority list and a list of programs not making the priority list were furnished to the Board members on Thursday for discussion on Friday afternoon. The Board members had no suggested changes to the priority list on Friday afternoon.

Fish Kill in Duck Creek, Stockton (EO Item 7) – Al Brizard asked for an update on the fish kill. Pat Leary reported that no new information was available. Staff was still following up with DF&G, but it is possible the cause of the kill will never be known.

Port of Stockton Dredging (EO Item 9) – Al Brizard asked whether the impact of the dredging on dissolved oxygen had been assessed and would be mitigated. Bill Marshall and Alex Bailey explained that the EIR for the project was due out that day and had not yet been seen. The Regional Board has requested more information on soil toxicity and dissolved oxygen, but the content of the EIR is not yet known. Board members expressed concern about cumulative and threshold impacts of dredging on dissolved oxygen.

Hatler Industrial Park (EO Item 14) – Al Brizard asked about the status of the odor violations. Wendy Wyels explained that the installation of additional aerators in the wastewater pond appears to have eliminated offensive odors.

Manual of Good Practice for Food Process Wastewater (EO Item 17) – Several Board members expressed interest in the problems of food processing waste disposal. It was suggested that a workgroup including Regional Board staff and possibly Board members could expand the Manual to clarify the means of achieving compliance. Mr. Longley and Mr. Brizard were appointed as a subcommittee to work on this issue, if needed. This issue should be included in the July Board meeting discussion of Regional Board priorities.

Musco Olive (EO Item 18) – Mark Salvaggio asked Counsel the difference between the Board member field trip to Musco Olive and the field trip he had been advised against taking to inspect Kern Ridge Growers. Frances McChesney replied that contact between Board members and Dischargers with impending matters before the Board is ex parte communications, and is not allowed. For the Musco Olive trip, a subcommittee of the Board had been appointed and staff had joined the inspections to take detailed notes and prepare a report of the inspection for disclosure during the next Musco Board action. Further discussion was postponed to Board Member Communication.

ConAgra (EO Item 20) – Al Brizard asked about the current status of the project. Wendy Wyels reported that the Fresno staff now handles the project, and that they have found severe erosion in the pond liners. A report was requested regarding the erosion and corrective action, but the submitted report was rejected as being inadequate. ConAgra has dropped plans for an additional storage pond, instead planning to stop production if pond capacity becomes inadequate. Fresno staff will prepare revised WDRs for the change in pond construction and operation. No odors were detected last month, although the weather has been cool and there will be an increased odor potential as weather warms.

Public Workshops on Diazinon TMDL (EO Item 24) – Al Brizard mentioned that he had received the notice of the workshop only just before it occurred. He would like earlier notice so that he could possibly attend future workshops.

Isleton WWTP (EO Item 28) – Al Brizard asked what are the next possible steps to alleviate the violations if the City is out of money. Wendy Wyels explained that major work is needed on the collection system and treatment plant. A revenue plan is due 1 May that will clarify the funding issues. The next EO Report will provide an update and lay out enforcement alternatives.

Pleasure Cove Resort, Lake Berryessa (EO Item 33) – Chairman Schneider encouraged staff to stay on top of waste discharges around Lake Berryessa.

Amador Water Agency, Wildwood Estates (EO Item 34) – Al Brizard asked about the current status of the violations. Wendy Wyels stated that the reports have arrived and are under review.

City of Folsom Collection System (EO Item 41) – Al Brizard asked whether there was an update regarding the collection system studies. Pat Leary reported that the City recently concluded that capacity problems do exist in parts of the collection system and corrective action has been proposed. No information beyond that in the EO Report is available.

WDR Program Activities (EO Item 53) – Karl Longley expressed concern about staff reductions in the dairy program resulting from Non15 Program budget cuts.

Chairman Schneider recognized the awards given to James Taylor and to Cori Condon and Christyl Escarda.

Chairman Schneider asked for an update on the move to the new Sacramento office. Richard Loncarovich reported that the plans for the new office were progressing, and that the current move-in date is October 2003.

BOARD MEMBER COMMUNICATIONS

There was a general discussion of the policy and legal issues, and the benefits and liabilities to Board members visiting sites with current or potential dealings with the Board. Site visits can aid the Board's understanding of a situation, although Board member time and interest, and geographic proximity of Board members to any particular site make it difficult to equitably visit sites. Many dischargers are likely to request Board member visits to demonstrate their "unique" circumstances. There is a substantial difference between a visit to improve the general understanding of a particular industry, versus visiting a site under Board action or as an "appeal" of a staff observation or conclusion. Board member visits require significant staff time to arrange and document. Frances McChesney explained that any Board member visit of a site with a matter pending before the Board must be carefully documented and disclosed. No site visit outside of a Board meeting is legally possible once a Public Notice or proposed order is issued. Frances was requested to prepare a legal memorandum providing guidance and criteria on Board member site visits. The Chair appointed Mark Salvaggio and Karl Longley as a subcommittee to conduct a site inspection of Kern Ridge Growers for the purposes of fact finding regarding compliance problems in the food processing industry, pending receipt of Frances's memo.

Karl Longley stated that he and Al Brizard and staff had visited the Musco Olive facility near Tracy, but that he would await the memorandum by staff documenting the visit before reporting fully to the Board.

Karl Longley reported that he is serving on an ACWA panel regarding agricultural irrigation issues. On 20 May he and Al Brizard will meet with the Fresno County Farm Bureau Executive Committee, and will have lunch with the Fresno State Ag Department in acknowledgement of Mr. Brizard as a Golden Graduate of Fresno State.

Christopher Cabaldon asked for information on the decision not to send a letter to the State Board regarding "safe harbor" language in MS4 permits. The reasons for the decisions would need to be discussed in

Discharges from Irrigated Lands, including continuing the use of, adoption of revisions to, or rescission of the Conditional Waiver, or directing staff to take related actions

A public hearing was held. Bill Croyle, Kelly Briggs, and Shakoura Azimi-Gaylon presented the staff report. Additional information was presented by Michael Lozeau, Bill Thomas, Jonathan Kaplan, Ryan Broddrick, Dorene D'Adam, Elaine Archibald, Allen Short, George Soares, Joe Petersen, David Bolland, Frank Tindall, Lisa Holm, Katharine Wagner, Jim Staker, Diane Rathmann, Christine Turner, Erica Moyer, Paul Wenger, Larry Domenighini, Sejal Choski, Sonke Mastrup, Chuck March, Jack Threlkeld, Martin Miller, Larian Bettencourt, John Herrick, Dante John Nemellini, Noel Cremers, Fraser Hilling, David Cory, Gail Delihant, Tim Johnson, Chuck Dudley, Jeff Bryant, Norman Crow, Chris White, Steve Chedester, Perry Klassen, Anjanette Martin, Joe Carrancho, Bill Jennings, Chris Leininger, Debra Liebersbach, Karla Kay Fullerton, Jeff Sutton, Carl Funke, Les Heringer, Bill Pauli, Hicham Eltal, Tonly Francois, and Michael Sexton.

MOTION by Mr. Longley, seconded by Ms. Kablanow that the Board adopt the no action option at this time, the first possible action item provided in the agenda, subject to the following: one, the waiver adopted on 5 December 2002, including the goals, remain in effect; secondly, staff work with principles to develop monitoring and quality assurance programs that are scientifically defensible, and remarks of the CUWA and UC Davis speakers should provide guidance; third, staff work with the principles to devise a mechanism for identifying those who are not participating, but should be participating, and staff should look to the comments of Mr. Thomas' as one approach to consider; fourth, staff should not consider a fee schedule at this time, but should work with the State Board and the principles in the developing of funding for shorter term requirements, and further staff should work with the State Board and principles to develop a strategy for long term funding; and then fifth, staff work with principles to develop a workable definition for a watershed group. As stated by this Board's chairman and others the comment period will remain open until 23 May 2003 and this issue will again be before this Board during its July meeting. Approved by show of hands, 4, (Longley, Kablanow, Salvaggio, Brizard) to 3 (Schneider, Cabaldon, Fong), Ms. Alves abstaining.

FRIDAY, 25 APRIL 2003

BOARD MEMBERS ABSENT

Beverly Alves, Karl Longley

PUBLIC FORUM

Bill Jennings, DeltaKeeper, expressed serious concern about the ag irrigation waiver hearing the previous day. Based on the extension of the comment deadline, the environmental groups had not submitted written comments or requested supporters to appear at the hearing, expecting to prepare fully for the July 2003 Board meeting. The groups had understood that no action would take place at the April meeting, yet the Board had voted to remove fees from further consideration, a matter of great importance to the environmental groups. Additionally, Mr. Jennings stated that he had received by e-mail prior to the start of the Board meeting the text of a resolution substantially the same as the resolution that the Board adopted, leading to concerns about apparent discussions between Board members prior to the meeting. He stated the Board has lost the trust of the environmental community.

UNCONTESTED CALENDAR

OTHER BUSINESS

FY 2003 – 2004 Central Valley Region Abandoned and Recalcitrant Site Priority List for Leaking Underground Storage Tanks - *Consideration of Adoption*

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

R5-2003-0060 MOTION By Mr. Brizard, seconded by Mr. Salvaggio to approve the proposed order. Approved with Ms. Kablanow abstaining.

ENFORCEMENT

San Joaquin County Service Area 31, Flag City Wastewater Treatment Plant, San Joaquin County – Consideration of NPDES Permit Renewal and Cease and Desist Order

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

R5-2003-0061 MOTION By Mr. Fong, seconded by Mr. Brizard to approve the NPDES Permit Renewal. Unanimously approved.

R5-2003-0062 MOTION By Mr. Salvaggio, seconded by Mr. Fong to approve the Cease and Desist order. Approved by role call vote with Mr. Cabaldon absent.

Sacramento County Department of Airports, Sacramento International Airport, Sacramento County – Consideration of NPDES Permit and Cease and Desist Order

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

R5-2003-0063 MOTION By Ms. Kablanow, seconded by Mr. Fong to approve the NPDES Permit . Unanimously approved.

R5-2003-0064 MOTION By Mr. Fong, seconded by Mr. Salvaggio to approve the Cease and Desist order. Approved by role call vote with Mr. Cabaldon absent.

Department of Corrections, Deuel Vocational Institution, San Joaquin County – Consideration of NPDES Permit Renewal and Cease and Desist Order

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

R5-2003-0065 MOTION By Mr. Brizard, seconded by Mr. Fong to approve the NPDES Permit Renewal. Unanimously approved.

R5-2003-0066 MOTION By Mr. Salvaggio, seconded by Mr. Fong to approve the Cease and Desist order. Approved by role call vote with Mr. Cabaldon absent.

Town of Discovery Bay and Eco Resources, Inc., Discovery Bay Wastewater Treatment Facility, Contra Costa County – Consideration of NPDES Permit Revision and Cease and Desist Order

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

R5-2003-0067 MOTION By Mr. Brizard, seconded by Mr. Salvaggio to approve the NPDES Permit Revision. Unanimously approved.

R5-2003-0068 MOTION By Mr. Salvaggio, seconded by Mr. Brizard to approve the Cease and Desist order. Approved by role call vote with Mr. Cabaldon absent.

City of Nevada City, Wastewater Treatment Plant, Nevada County – Consideration of Amendment of Cease and Desist Order

R5-2002-051-A01 MOTION By Mr. Brizard, seconded by Mr. Kablanow to approve the Amended Cease and Desist order. Approved by role call vote with Mr. Cabaldon absent.

County of Mariposa, Yosemite West Maintenance District, Wastewater Treatment Facility, Mariposa County – Consideration of a Cease and Desist Order

R5-2003-0070 MOTION By Ms. Kablanow, seconded by Mr. Salvaggio to approve the Cease and Desist order. Approved by role call vote with Mr. Cabaldon absent.

Masami Cattle Ranch Inc., and Masami and Takako Ishida, Tehama County - Consideration of Rescission of Cease and Desist Order

R5-2003-0071 MOTION By Mr. Salvaggio, seconded by Mr. Brizard to rescind the Cease and Desist order. Approved by role call vote with Mr. Cabaldon absent.

WASTE DISCHARGE REQUIREMENTS

Uncontested Rescissions

- a. City of Fresno, Groundwater Cleanup System, Fresno County, Order No. 95-189
- b. Shitake Hai Mushroom Processing Facility, Tulare County, Order No. 95-262
- c. GWF Power System, Inc., Hanford Power Plant, Kings County, Order No. 96-278
- d. Visalia Medical Clinic, Tulare County, Order No. 97-119
- e. City of Fresno Groundwater Cleanup System, Fresno County, Order No. 97-219
- f. Schaefer Oil Company, Inc., Kern County, Order No. 98-035
- g. Northstate Asphalt, Inc., and Lyle L. and Jeannie V. Tullis, Shasta County, Order No. 98-064

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

R5-2003-0072 MOTION By Mr. Brizard, seconded by Ms. Kablanow to approve the proposed order. Unanimously approved.

Uncontested NPDES Permits

- a. Gaylord Container Corporation, Antioch Paper and Pulp Mill, Contra Costa County – *Consideration of NPDES Permit Renewal and Thermal Plan Resolution*

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

R5-2003-0073 MOTION By Mr. Salvaggio, seconded by Ms. Kablanow to approve the NPDES Permit Renewal. Unanimously approved.

R5-2003-0069 MOTION By Mr. Salvaggio, seconded by Mr. Fong to approve the Thermal Plan Resolution. Unanimously approved.

Uncontested Change of Name and/or Ownership

- a. Myers, Don, Shady Lakes MHP, Fresno County, Order No. 75-079
- b. East Branch Gravel Mine, American Jade and Gold, Cal-Denver Oil and Minerals, Inc., Placer County, Order No. 85-215
- c. Liberty Packing Company, Tomato Plant, Merced County, Order No. 90-233
- d. San Joaquin Valley Express, McCall Winery, Merced County, Order No. 93-098
- e. Canandaigua Wine Company, Inc., Mission Bell Company, Order No. 95-164
- f. CONOPCO dba Unilever Best Foods North America, Tomato Processing Plant, Order No. 95-227
- g. Bottle Rock Power Plant and Geothermal Steamfield, California Department of Water Resources and F.V. and Coleman Partnership, Lake County, Order No. 99-091
- h. SECOR International Inc., Fresno County, Order No. 5-00-008
- i. Ultramar, Inc., Beacon Station No. 3088, Yolo County, Order No. 5-00-804
- j. Conagra Grocery Products Company, Conagra Oakdale Facility, Order No. R5-2002-0098
- k. Conkey Real Estate Development LLC, Patricia Tintle, Tony and Fritz Gonsalvez, Emily L. Spencer Trust, Longs Drugstores of California, Inc., Higgins Center Wastewater Treatment Facility, Nevada County, Order No. R5-2003-0048

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

R5-2003-0074 MOTION By Ms. Kablanow, seconded by Mr. Brizard to approve the proposed order. Unanimously approved.

Uncontested Waste Discharge Requirements

- R5-2003-0075** Florin Perkins Landfill Inc.; Nancy C. Cleavinger, Trustee of the Nancy C. Cleavinger Revocable Trust; Audrey A. Hunt, Trustee of the Audrey A. Hunt Revocable Trust; Janet E. Harvey, Trustee of the Janet E. Harvey Revocable Trust; Sally R. Davis, and Successor In Trust, Trustee of the Sally R. Davis Trust; Audrey A. Hunt and Nancy C. Cleavinger, Trustees, under a Testamentary Trust for Sally R. Davis under the terms of the will of Robert Earl Davis as established by Decree of Distribution entered On March 28, 1991; Virginia A. Palmer, Trustee of the Virginia A. Palmer Revocable Trust; Gail Christine Brown, Trustee of the Donald Bruce Brown and Gail Christine Brown Revocable Trust For Closure of the Jackson Road Landfill, An Unclassified Landfill, Sacramento County
- R5-2003-0076** Sacramento Regional County Sanitation District, Sacramento Regional Wastewater Treatment Plant, Biosolids and Solids Storage and Disposal Facilities, Class II Land Treatment Units, Unclassified Solids Storage Basins, Class III Landfill, Construction, Closure, Post-Closure Maintenance and Corrective Action, Sacramento County
- R5-2003-0077** University of California, Davis, UC Davis Class III Landfill, Construction, Post-Closure Maintenance and Corrective Action, Yolo County
- R5-2003-0078** Amador County, Operation, Detection Monitoring, and Corrective Action, Buena Vista Municipal Solid Waste Landfill Facility, Amador County
- R5-2003-0079** Shasta County West Central Class III Municipal Solid Waste Landfill and Class II Surface Impoundment, Shasta County
- R5-2003-0080** Forward Inc. and Allied Waste Industries, Discharge of Treated Groundwater Forward Landfill, San Joaquin County
- R5-2003-0081** Sierra Pacific Industries, Shasta Lake Division, for the Closed Class III Wood Waste Landfill, Shasta County
- R5-2003-0082** McCloud Community Services District, for the Closure of McCloud Class III Municipal Solid Waste Landfill, Siskiyou County
- R5-2003-0083** City of Roseville, Aquifer Storage and Recovery Cycle Testing Program, Placer County

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

R5-2003-0074 MOTION By Mr. Brizard, seconded by Mr. Fong to approve the proposed orders as amended. Unanimously approved.

CONTESTED CALENDAR

ENFORCEMENT

Meridian Beartrack Company, Meridian Gold Company and Felix Mining Company, Royal Mountain King Mine, Calaveras County - *Consideration of Rescission of Cease and Desist Order No. 5-01-041 and Adoption of a Revised Cease and Desist Order; Consideration of Existing Waste Discharge Requirements*

A public hearing was held. Kim Schwab and Victor Izzo presented the staff report. Additional testimony was given by Ian Hutchinson, Penny Alexander, and Pete Dougherty.

MOTION By Mr. Salvaggio, seconded by Mr. Schneider to approve the Cease and Desist Order. The motion was not approved.

R5-2003-0055 MOTION By Mr. Salvaggio, seconded by Mr. Schneider to approve the revised Cease and Desist Order. Unanimously approved by role call vote.

Sacramento County Sanitation District No. 1, Courtland Wastewater Treatment Facility, Sacramento County – *Consideration of a Cease and Desist Order*

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

R5-2003-0056 MOTION By Mr. Salvaggio, seconded by Mr. Brizard to approve the Cease and Desist Order. Unanimously approved by role call vote.

AmeriPride Services, Inc. and Valley Industrial Services, Inc. Sacramento County – *Consideration of (a) an Initial Study and Negative Declaration, (b) Remedial Action Workplan for Soil Cleanup, and (c) Cleanup and Abatement Order*

A public hearing was held. Susan Timm presented the staff report. Additional testimony was given by Lee Smith, Jeff Douma, Mark Ansteader, and Nancy Casale.

R5-2003-0057 MOTION By Mr. Fong, seconded by Mr. Brizard to approve the Initial Study and Negative Declaration. Unanimously approved.

R5-2003-0058 MOTION By Mr. Fong, seconded by Ms. Kablanow to approve the remedial action workplan. Unanimously approved.

R5-2003-0059 MOTION By Mr. Fong, seconded by Mr. Salvaggio to approve the Clean up and Abatement Order. Unanimously approved.

The Board met in closed session to discuss ongoing litigation.

The meeting was adjourned to the 6 June 2003 Regular meeting.