

Meeting Agenda

Central Valley Regional Water Quality Control Board

FRIDAY, 5 JUNE 1998 - 9:00 A.M.

City Council Chambers
1313 California Street
Redding, California

We would appreciate your filling out an attendance card at the meeting. Filling out the card is voluntary. Items showing times will begin no sooner than indicated. They may, however, be delayed by previous items.

MEETING PROCEDURES

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 agenda items listing.

NOTES:

1. Items are numbered for identification purposes only and may not be considered in order.
2. Persons wishing to introduce item exhibits (i.e., maps, charts, photographs) must leave them with the Board's Executive Assistant. Photographs or slides of large exhibits are acceptable.
3. 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 \$250 or more to a Board member for an election campaign. Contact the Board for details if you fall into this category.
4. The Regional Board may meet in closed session to discuss matters in litigation [Authority: Government Code Section 11126(q)] and to deliberate on a decision to be reached based upon evidence introduced in a hearing [Authority: Government Code Section 11126(d)].
5. All Board files, exhibits, and agenda material pertaining to items on this agenda are hereby made a part of the

record.

INTRODUCTIONS

1. Introductions, pledge of allegiance, and approval of minutes of the 418th Regular Meeting of 17 April 1998
2. 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* - **9:00 a.m.**

UNCONTESTED CALENDAR

3. The Board will be asked to approve items 13 through 19 with no discussion if no one is here to testify about them; see pages 2 and 3 for description/listing of items - **9:00 a.m**

ENFORCEMENT

4. Union Pacific Railroad, Siskiyou County - *Consideration of a Resolution Authorizing the Executive Officer to Enter into a Memorandum of Understanding to Construct a Derailment Restraint/Pedestrian Crossing Structure at the Cantara Bridge Crossing* [James Pedri (530) 224-4855] - **9:15 a.m.**

NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

5. Peter and Nora Stent, dba Thousand Springs Ranch, Bear Creek Meadow Restoration Project, Shasta County (new) [Ann Manji (530) 224-4788] - **10:00 a.m.**

OTHER BUSINESS

6. Annual Update of the Control Program to Reduce Selenium Discharges from the Grassland Watershed to the San Joaquin River [Al Vargas (916) 255-3089]
7. Ranking of Clean Water Act Sections 319(h) and 205(j) Grant Proposals [Sue Yee (916) 255-3098]
8. Chico Nitrates, Butte County - *Status of Compliance with Board's Prohibition* [Ron Dykstra (530) 224-4858]
9. The Board will meet in closed session to: (1) discuss anticipated litigation, (2) receive advice of counsel re: in the case of *United States v. Aerojet-General Corporation, et al., CIVS 86-08083-EJG*; and (3) discuss personnel matters [authorized under Government Code Section 11126(q)]

10. 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.*

11. Executive Officer's Report [*This report includes reports as required by Water Code §13271. A listing of pending applications for Water Quality Certifications, pursuant to §401 of the Federal Clean Water Act, may be obtained by calling Susan Wilson at (916) 255-3251.*]

12. Adjourn to the 24 July 1998 meeting in Sacramento

Technical questions regarding contested items should be directed to the responsible staff person whose name and direct phone number is indicated by the agenda item. General questions and requests for agenda material should be directed to Inge Clarke at (916) 255-3039. Anyone requiring reasonable accommodation to participate in the meeting, please contact Ms. Clarke at least five days prior to the meeting.

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 will be removed from the Uncontested Items Calendar and taken up in the regular agenda order. - 9:00 a.m.

ENFORCEMENT

13. Aqua Clear Farms, Inc., Class II Landfills and Class II Surface Impoundments, Solano County - *Consideration of Cease and Desist Order* [Jon Ericson (916) 255- 3060]

14. City of Sanger, Wastewater Treatment and Disposal Facility, Fresno County - *Consideration of Special Order Modifying Cease and Desist Order No. 91-038* [Dale Harvey (209) 445-5569]

15. Jackson Valley Energy Partners, Limited Partnership, Alpco Wax Plant and Cogeneration Facility, Amador County - *Consideration of NPDES permit (new) and Cease and Desist Order* - [Jean McCue (916) 255-3030]

NPDES PERMITS

16. Uncontested NPDES Permits

- a. Golden Bear Oil Specialties, Oildale Refinery, Kern County (new)
- b. Klondike, Dutch And Telegraph Tunnel Mines, Klondike California Mining Corporation and U. S. Forest Service, Sierra National Forest, Sierra County (new)
- c. E.I. Du Pont De Nemours and Company, Inc., Antioch Works, Contra Costa County (Monitoring and Reporting Program revision)
- d. Pacific Coast Sprout Farms, Inc., Sacramento Facility, Sacramento County (renewal)
- e. City of Stockton, Austin Road Landfill, Groundwater Treatment System, San Joaquin County (renewal)
- f. City of Modesto, Grayson Well No. 295, Stanislaus County (renewal)
- g. Brown Sand, Inc., Vernalis Partners, LTD., San Joaquin County (renewal)
- h. Bella Vista Water District, Water Treatment Plant, Shasta County (renewal)
- i. City of Redding, Clear Creek Wastewater Treatment Plant, Shasta County (renewal)
- j. Sierra Pacific Industries, Anderson Division, Shasta County (renewal)
- k. Tenneco Packaging, Molded Pulp Mill, Tehama County (renewal)

WASTE DISCHARGE REQUIREMENTS (Land Disposal)

17. Waste Discharge Requirements Rescissions

- a. Armstrong Tire Company, Kings County, Resolution No. 69-164
- b. Walker and Donant, Sacramento County, Order No. 71-204
- c. Springtime West, Feedlot Operation, Yolo County, Order No. 73-126
- d. Spano River Ranch, Class III Solid Waste Disposal Site, Fresno County, Order No. 74-29
- e. Mayfair Farms Incorporated, Yuba County, Order No. 75-87

f. Keith McCoy, dba Monty's Septic Service; Donald Johnson, dba All Valley Septic Service; and Bernard Fishman, Tehama County, Order No. 85-138

g. Sierra Shadows Mobile Home Park, Tulare County, Order No. 86-109

h. California Cooperative Creamery, Incorporated, Stanislaus County, Order No. 89-130

i. Delta Sugar Corporation, Clarksburg, Yolo County, NPDES Permit No. CA0004901, Order No. 90-068

j. P&M Cedar Products, Inc., Mt. Shasta Division, Class III Waste Pile, Siskiyou County, Order No. 92-031

k. United States Air Force, Castle Air Force Base, Wastewater Treatment Facility, Merced County, NPDES Permit No. CA0082996, Order No. 92-181

l. Roseburg Forest Products Company, Sawmill No. 3, Shasta County, Order No. 93-219

m. T. Lewy Company, dba California Crude Oil Company, Kern County, NPDES No. CA 0082180, Order No. 94-172

n. Calaveras Materials, Inc., dba Western Stone Products, Cree Gravel Plant, and Robert and Mabel Cree, Stanislaus County, Order No. 96-124

18. Change of Name and/or Ownership for Waste Discharge Requirements

a. Lake Berryessa Enterprises, Inc. II, Putah Creek Resort, Napa County

19. Uncontested Waste Discharge Requirements

a. Surabian Packing Company, Inc., Fresno County (new)

b. City of Sanger, Industrial Wastewater Treatment Facility, Fresno County (new)

c. Berrendos Community Services District, Tehama County (new)

d. DeFrancesco and Sons, Inc., and DeFrancesco Brothers, LLC, Firebaugh Dehydrator, Fresno County (update)

e. California Cascade Industries, Wood Treating Facility, Yolo County (update)

f. Pleasant Ridge Union School District, Pleasant Ridge Elementary School, Nevada County (update)

g. California Concentrate Company, Wastewater Treatment and Disposal Facility, San Joaquin County (update)

h. County of Shasta, Fall River Mills Septage Disposal Facility, Class II Surface Impoundments, Shasta County (update)

i. State of California, Department of Parks and Recreation, McArthur-Burney Falls Memorial State Park, Shasta County (update)

j. Louisiana-Pacific Corporation, for Closure of the Red Bluff Class III Wood Waste Landfill, Tehama County (update)

k. Ben's Truck and Equipment, Inc., and Bioindustries, Inc., Tehama County (revision)

l. Earlimart Public Utility District, Wastewater Treatment Facility, Tulare County (revision)

m. City of Sanger, Wastewater Treatment Facility, Fresno County (revision)

n. Post Closure of Gold Mining Activities, Carson Hill Rock Products, Sutton Enterprise, Carson Hill Gold Mining Corporation, Western Mining Corporation (USA), Calaveras County (revision)

o. Basic Vegetable Products, L.P., Modesto Facility and Kraft General Foods, Inc., Stanislaus County (revision)

MEETING DATES/LOCATIONS FOR REMAINDER OF 1998

24 July 1998	Sacramento
11 September 1998	Sacramento
23 October 1998	Fresno
11 December 1998	Sacramento

MEETING PROCEDURES

Persons who want to submit written comments or evidence on any agenda item must provide such written documents to the Board office by the date and time specified in the applicable Notice of Public Hearing or Meeting. Comments received by the noticed deadline will be included in the administrative record before the Board. Staff may provide responses to comments. Written testimony or comments submitted after the noticed deadline will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party. This rule may be modified where a party demonstrates that application of the rule would create severe hardship.

All interested persons may speak at the Board meeting, and may orally summarize their written submittals. Oral testimony will be limited in time by the Board Chair (typically no more than 15 minutes for dischargers and 3 minutes for other interested parties). Oral testimony must be relevant. Groups of speakers will be expected to select a spokesperson and not be repetitive.

The procedure for agenda items that do not require a hearing will be: persons present at the meeting will be given an opportunity to make relevant oral comments on any agenda item, but the Board chair may preclude or limit the time of such comments as necessary for the orderly conduct of business.

Agenda items that require a hearing - that is, agenda items which are conducted by the Board as formal adjudicative proceedings - will not be conducted according to the technical rules of evidence. The Board will accept any evidence or testimony that is reasonably relevant.

Participants in agenda items which require a hearing are either designated parties or other interested persons. Only designated parties will have the right to cross-examination, and may be subject to cross-examination. Interested persons- i.e., nondesignated parties - do not have a right to cross-examination, but may ask the Board to clarify testimony. Interested persons may also be asked to clarify their testimony at the discretion of the Board. The designated parties include:

- *Regional Board staff*
- *Discharger*
- *Persons directly affected by the discharge*

All other persons wishing to testify or provide comments for a hearing item are "interested persons" and not "designated parties". Such interested persons may request status as a designated party for purposes of the hearing by submitting such request in writing to the Board no later than the date specified in the Notice of Public Hearing. The request must explain the basis for status as a designated party and, in particular, how the person is directly affected by the discharge.

After considering evidence, testimony, and comments, the Board may choose to adopt an order regarding a proposed agenda item. Any person aggrieved by an action of the Board may petition the State Water Resources Control Board to review the action within 30 days of the action.

GENERAL STATEMENT

The primary duty of the Regional Board is to protect the quality of the waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic and industrial waste discharges. Specific responsibilities and procedures of the Regional Boards and the State Water Resources Control Board are contained in the Porter-Cologne Water Quality Control Act.

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and to make decisions after considering the recommendations made by the Executive Officer.

Any person affected adversely by a decision of this Board may petition the State Water Resources Control Board to review the decision. The petition must be received by the State Board within 30 days of the Regional Board's meeting at which the adverse action or inaction occurred. Copies of the law and regulations applicable to filing petitions will be provided upon request.

The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take appropriate action. Whenever possible, lengthy testimony should be presented in writing prior to the meeting and only a summary of pertinent points presented verbally.