

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN DIEGO REGION  
9174 Sky Park Court, Suite 100  
San Diego, California 92123

MINUTES OF MEETING  
July 14, 2004

Chairman Minan called the regular meeting of the California Regional Water Quality Control Board, San Diego Region, to order at 9:00 a.m. at the Regional Water Quality Control Board, 9174 Sky Park Court, San Diego, California.

**Item 1** – Roll Call: Board Members Present: Chairman John Minan, Gary Stephany, Richard Wright, Terese Ghio and Vickie Butcher.

Staff Present: John Robertus, Arthur Coe, Michael McCann, David Barker, Lori Costa, Bob Morris, Craig Carlisle, Stacey Baczkowski, Pete Michael, Brian Kelley, David Gibson, Chris Means, Megan Quigley, Eric Becker, Jeremy Haas, Victor Vasquez, Phil Hammer, Deborah Woodward and Ben Neill.

Others Present on behalf of the Regional Board: State Water Resources Control Board – John Richards. Park Avenue Deposition Service: Grace Verhoeven. Public Attendance: Dennis Dickerson, McGuire Environmental Consultants; Linda Garcia, Tina Tuason, Steve Stump, Jason Uhley, Riverside County Flood Control & Water Conservation District; David Huff, County of Riverside; Evan McGinley, Aldo Licitra, Rudy Shabec, City of Temecula; Robert Moehling, Farida Naceem, City of Murrieta; David Sermoni, Santa Margarita Water District; Bob Collacott, J&S; Clayton Miller, Construction Industry Coalition for Water Quality; Roger Turner, Eastern Municipal Water District.

**Item 2** – Public Forum

Dennis Dickerson, former Executive Officer of the Los Angeles Region, introduced himself to the Board. Mr. Dickerson spoke kind words about the San Diego Regional Board's Executive Officer and staff.

Board Members congratulated Mr. Dickerson on his retirement and thanked him for his years of service.

**Item 3** – Minutes of Board Meeting of June 10, 2004

*This record of the minutes of the meeting on this date is not intended for the official record of events and is solely for administrative convenience. A more detailed account of the proceedings is available upon request, consisting of a tape recording and a court reporter transcribed record. Please contact the Regional Board office for assistance.*

Mr. Wright moved approval of the June 10, 2004 minutes. The motion was seconded by Ms. Butcher and approved by unanimous vote.

**Item 4** – Chairman's, Board Member's, State Board Liaison's and Executive Officer's (EO) Reports.

Chairman Minan and Mr. Stephany briefly spoke about the San Diego River Conservancy Board meeting they attended on July 9, 2004.

Chairman Minan spoke about the Building Industry Association court case. He also spoke about a July 4 article in the Los Angeles Times and read a quote made by State Board Chairman, Art Baggett. Chairman Minan said he disagreed with the statement made by Mr. Baggett and invited the other Board Members to sign a letter he wrote stating so.

Mr. Wright talked about the Clean Water Forum that he would be speaking at, at the University of San Diego on July 15.

Chairman Minan noted that the CA Water Education Foundation was holding a program at the Hyatt Regency Islandia on July 15 and 16.

Chairman Minan and Mr. Robertus presented staff member Victor Vasquez with a Cal/EPA Customer Service Award and congratulated him.

Mr. Robertus briefly spoke about items in his report including the San Diego County Municipal Storm Water Permit Reissuance (B-3), the Grants Update (B-4) and the Comments on Proposed Exception to the 2001 CA Ocean Plan (B-6).

**Item 5** – NPDES Permit Reissuance: County of Riverside, City of Murrieta, City of Temecula, and the Riverside Flood Control and Water Conservation District; Discharges of Urban Runoff from the Municipal Separate Storm Sewer Systems within the Santa Margarita Watershed. The public will be allowed to address the Board on any changes made to Tentative Order No. R9-2004-0001 (NPDES Permit

No. CAS0108766). The Regional Board will deliberate on the tentative requirements and will make a decision on the adoption of the tentative Order. (*Megan Quigley*)

Chairman Minan gave background information on the item and talked about procedural matters.

David Huff, County of Riverside, requested that they be allowed to discuss desired changes to the permit that did not take place.

Upon Ms. Ghio's request, John Richards explained how changes are defined as substantial or not. He also said that none of the changes made to the permit were substantial.

Staff member Megan Quigley gave the presentation.

Jason Uhley, Riverside County Flood Control and Water Conservation District, also gave a presentation. Cost analysis, environmentally sensitive areas, the monitoring program, and requested changes were discussed in his presentation.

Other speakers included:

Evan McGinley, City of Temecula Attorney's Office

Robert Moehling, City of Murrieta

Clayton Miller, Construction Industry Coalition on Water Quality

Ms. Quigley addressed comments made by the copermittees in her closing statements.

Board Members asked questions of Ms. Quigley and staff member Eric Becker and made comments.

Board Members asked questions of Mr. Uhley. Mr. Uhley made comments.

Mr. Robertus recommended adoption of the permit.

Mr. Stephany commented on the proposed language regarding mass loading monitoring on tributaries. Ms. Quigley responded to his concern.

Ms. Ghio suggested that a Frequently Asked Questions section be put on the Regional Board's web site.

Ms. Ghio made a motion to modify the permit to change the monitoring requirement for the four monitoring stations that are located in the tributaries to require grab samples for constituents of concern as determined by the copermittee in consultation with and in agreement by staff. The motion was seconded by Mr. Stephany and approved by unanimous vote.

Chairman Minan asked Mr. Robertus to make conforming changes throughout the permit.

Mr. Robertus said he would like it to be the first storm rather than the last one. Ms. Ghio agreed.

Ms. Ghio made a motion to modify the language to read “The copermittees shall a) demonstrate to the Regional Board that there are monitoring stations in the LA study that are representative of the area for this permit and implement the provisions of that study or b) develop and implement a study. The motion was seconded by Mr. Stephany and approved by unanimous vote.

Ms. Ghio made a motion to modify the language by adding the words “actively managed through acquisition” to the habitat areas. The motion was seconded by Mr. Stephany and approved by unanimous vote.

Mr. Richards recommended that Mr. Robertus and his staff, during recess, make changes to the permit based upon the motions that were adopted and bring back to the Board the amended language for approval.

Ms. Ghio made a motion to modify the language that defines Environmentally Sensitive Areas, to delete everything after the first sentence. Mr. Stephany seconded the motion. Chairman Minan, Mr. Wright and Ms. Butcher were opposed; therefore the motion did not carry.

Mr. Stephany made a motion to approve Order No. R9-2004-0001 with the approved amendments. The motion was seconded by Ms. Butcher and approved by unanimous vote.

**Item 6** - Arrangements for Next Meeting and Adjournment

Wednesday, September 8, 2004 - 9:00 a.m.  
Water Quality Control Board  
Regional Board Meeting Room  
9174 Sky Park Court  
San Diego, California

The August 11 meeting was cancelled due to lack of a quorum.

With there being no further business, the meeting was adjourned at 1:15 p.m.

These minutes were prepared by:

Signature of Executive Officer:

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Lori Costa  
Executive Assistant

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John H. Robertus