
Santa Ana Regional Water Quality Control Board

AGENDA ANNOUNCEMENT

REGIONAL BOARD MEETING

Friday, March 15, 2024 at 9:00 a.m.

City of Anaheim
200 S. Anaheim Blvd.
Anaheim, CA 92805

And via Video and Teleconference (Gov. Code, § 11123.2)

[Live Video Webcast](#)

NOTICE:

This meeting will occur with both a physical meeting location and an option to participate by Zoom. A majority of the Board members will be physically present at the noticed meeting location. One or more Board members may participate remotely.

A computer is not required to participate in the meeting; the public will also have the option to dial into the meeting by phone. Additional information regarding virtual meeting participation is available on the Santa Ana Water Board's website:

https://www.waterboards.ca.gov/santaana/board_info/remote_meeting/index.html

Video and Teleconference Option:

For those who **only wish to watch** the meeting, the webcast remains available at <https://cal-span.org/> and should be used **UNLESS** you intend to comment.

For those who wish to comment on an agenda item by Zoom, please complete the Zoom virtual speaker card available here:

https://us02web.zoom.us/webinar/register/WN_16SNuNR-SPaKlluOVMRFRq

You must submit a virtual speaker card **no later than 5:00 p.m. on Wednesday, March 13, 2024**. If you do not submit a virtual speaker card by the deadline, please do so as soon as you can. Virtual speaker cards received after the deadline from remote participants will be accommodated where possible, but virtual participation in the meeting cannot be guaranteed.

Members of the public cannot participate in the Zoom meeting until receiving an email with the password. After you submit the online registration form, you will receive an email with the Zoom weblink and phone numbers to participate in the meeting. If you do not receive a confirmation email with the Zoom information after filling out the online

registration form, please email jessica.baenre@waterboards.ca.gov or call 951-782-3285. If you need assistance during the Board meeting, please email r8support@waterboards.ca.gov.

In-person Option:

For those who wish to comment on an agenda item in-person at the **physical meeting location**, it is **highly recommended** that you complete a speaker card in advance. Please complete the Forms virtual speaker card available here: <https://forms.office.com/g/yjWuDEKhwM>.

You may also fill out a virtual speaker card using the QR Code available at the physical meeting location. At the meeting location, you will see a printed QR Code. To use the QR Code, open your phone's camera, point the camera at the QR code, and your phone will display a link to forms.office.com. Click on the link, and you will be directed to the virtual speaker card website, where you can sign up to speak on an agenda item.

Please note that commenters will generally be taken in the order of the receipt of the virtual speaker cards. Further note that the Board Chair has the discretion to specify the order of commenters.

ORDER OF AGENDA

Agenda items are numbered for identification purposes only and may not necessarily be considered in this order.

Item 1. Introductions and Declaration of Quorum

Item 2. Public Forum

Any person may address the Santa Ana Water Board on any matter within the Board's jurisdiction, provided that the matter does not appear elsewhere on the agenda, has not been scheduled to appear on a future agenda, and is not otherwise pending before the Board.

Item 3. State Water Resources Control Board Liaison Report

The State Water Board will provide an update on State Water Board activities. {Jayne Joy 951-782-3284 jayne.joy@waterboards.ca.gov}

Item 4. Consideration of the Consent Calendar

Items below, marked with an asterisk, are expected to be routine and non-controversial. The Board will be asked to consider these items at one time without discussion. If any interested person, Board Member, or staff requests that an item be removed from the consent calendar, it will be taken up in the order shown.

Item *5. Waste Discharge Requirements for Sanmina Corporation, In-situ Remediation Pilot Test at Former Sanmina Plant 1 and Michelson Plaza, Orange County

The Santa Ana Water Board will consider the adoption of Waste Discharge Requirements and Monitoring and Reporting Program (M&RP) for the discharge of chemical amendments into the subsurface at Former Sanmina Plant 1 and Michelson Plaza to conduct a pilot test for in-situ groundwater remediation of volatile organic compounds (VOCs) within the specified treatment zones.

Tentative Order R8-2024-0016 and M&RP

{Pamela Ybarra 951-782-4990 pamela.ybarra@waterboards.ca.gov}

Item *6. Revision Order to Amend Multiple Existing Orders

Order R8-2024-0030 will amend two existing waste discharge requirements orders, specifically Order R8-2022-0009 and Order R8-2022-0029. These revisions are necessary to transfer regulatory coverage and incorporate new administrative provisions.

Order Number R8-2024-0030

{Claudia Tenorio 951-782-4963 claudia.tenorio@waterboards.ca.gov}

Item *7. Renewal of Conditional Waiver of Waste Discharge Requirements for Rancho Paseo De Valencia, LLC dba Forest Park

The Santa Ana Water Board will consider adopting a renewal for conditional waiver of waste discharge requirements for the Forest Park Residential Development. The project proposes to remove an orchard farm and construct manufactured slopes, infrastructure, and 34 residential lots on 49.6 acres.

Order Number R8-2024-0032

{Claudia Tenorio 951-782-4963 claudia.tenorio@waterboards.ca.gov}

Item 8. Resolution for Condemning Racism, Xenophobia, Bigotry, and Racial Injustice and Strengthening Commitment to Racial Equity, Diversity, Inclusion, Access, and Anti-Racism in the Santa Ana Region

The Santa Ana Water Board will consider the tentative resolution for condemning racism, xenophobia, bigotry, and racial injustice and strengthening commitment to racial equity, diversity, inclusion, access, and anti-racism in the Santa Ana Region. This tentative resolution states that the Santa Ana Water Board stands in alignment with the State Water Resources Control Board's resolution in accepting responsibility for confronting structural and institutional racism and advancing racial equity. The Board may vote to adopt the tentative resolution, or may continue the item to a future board meeting for further consideration and voting.

Resolution Number R8-2024-0029

{Jayne Joy 951-782-3484 jayne.joy@waterboards.ca.gov}

Item 9. Declaration of Conformance with the State Recycled Water Policy

The Santa Ana Water Board will certify that the salt and nutrient management requirements specified in the 2019 State Recycled Water Policy have been or are being met in the Santa Ana Region. Specifically, the total dissolved solid and nitrogen (TDS/N) Management Plan, water quality monitoring programs and permitting

procedures described in the Declaration of Conformance meet all applicable requirements set forth in the 2019 Recycled Water Policy.

Resolution Number R8-2024-0031

{Eric Lindberg 951-782-3219 eric.lindberg@waterboards.ca.gov}

Item 10. Workshop on the Regional NPDES Permit and Waste Discharge Requirements for Discharges of Pollutants in Runoff from the Municipal Separate Storm Sewer Systems (MS4s) in the Counties of Orange, Riverside, and San Bernardino (NPDES No. CAS618000)

On March 1, 2024, staff of the Santa Ana Water Board announced the release of a Draft Regional MS4 Permit for regulating discharges of pollutants in runoff from MS4s in Orange, Riverside, and San Bernardino Counties on a regionwide basis (Permit) to solicit feedback from permittees and other stakeholders. Santa Ana Water Board staff will present an overview of the general requirements and key features of the Permit and discuss the anticipated schedule for the adoption of the Draft Regional MS4 Permit. There will also be an opportunity for feedback on the Permit from permittees and other stakeholders. The Board may provide input to staff on the Permit; however, no action or voting will be taken.

Order Number R8-2024-0001

{Adam Fischer 951-320-6363 adam.fischer@waterboards.ca.gov}

Item 11. Executive Officer's Report

{Jayne Joy 951-782-3284 jayne.joy@waterboards.ca.gov}

Item 12. Board Member and Executive Officer Communications

Santa Ana Water Board Members and the Executive Officer 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.

Closed Session

At any time during the regular session, the Santa Ana Water Board may adjourn to a closed session to:

- a. consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence (Gov. Code, § 11126, subd. (c)(3));
- b. consider the appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against a public employee (Gov. Code, § 11126, subd. (a)(1));
- c. discuss significant exposure to litigation (Gov. Code, § 11126, subd. (e)(2)(B)(i));
- d. discuss whether to initiate litigation (Gov. Code, § 11126, subd. (e)(2)(C)(i)); and
- e. discuss pending litigation in the following matters (Gov. Code, § 11126, subd. (e)(2)(A)):

- (1) *In re: Santa Ana Region MS4 Permit – Orange County et al.*, Commission on State Mandates Test Claim No. 09-TC-03 [Regarding a test claim filed by Orange County, Orange County Flood Control District, and several cities within Orange County alleging that portions of Order No. R8-2009-0030 created unfunded state mandates].
- (2) *In re: Santa Ana Region MS4 Permit – Riverside County et al.*, Commission on State Mandates Test Claim No. 10-TC-07 [Regarding a test claim filed by Riverside County, Riverside County Flood Control and Water Conservation District, and several cities within Riverside County alleging that portions of Order No. R8-2010-0033 created unfunded state mandates].
- (3) *In re: Santa Ana Region MS4 Permit – San Bernardino County et al.*, Commission on State Mandates Test Claim No. 10-TC-10 [Regarding a test claim filed by San Bernardino County, San Bernardino County Flood Control District, and several cities within San Bernardino County alleging that portions of Order No. R8-2010-0036 created unfunded state mandates].
- (4) *In re: Water Code Section 13383(a) MS4 Trash Orders*, Commission on State Mandates Test Claim Nos. 17-TC-07 to 17-TC-28 [Regarding 22 different test claims filed by various MS4 permittees within the Santa Ana Region alleging that portions of the Water Code section 13383(a) MS4 Trash Orders issued to each created unfunded state mandates].

{Lori Okun 916-323-1667 lori.okun@waterboards.ca.gov}

Adjournment

To the regular Board meeting scheduled for May 3, 2024 at 9:00 a.m. Please follow our website for further updates:

https://www.waterboards.ca.gov/santaana/board_info/board_meeting_schedule.html

NOTICES:

Any person who requires reasonable accommodation to participate in this Santa Ana Water Board meeting should contact Jessica Baenre at 951-782-3285 or at jessica.baenre@waterboards.ca.gov, no later than seven business days prior to the meeting.

To request oral interpretation or sign language services, please submit your request at least ten calendar days before the meeting by contacting Jessica Baenre at 951-782-3285 or by email at jessica.baenre@waterboards.ca.gov. Telecommunications device for the deaf (TDD) users may contact the California Relay Service at: TTY 800-735-2929 or voice line at: 800-735-2922.

Any person interested in obtaining information and/or providing input regarding pending applications for Water Quality Certification under section 401 of the federal Clean Water Act, may contact us by email at RB8-401application@waterboards.ca.gov.

Changes and postponements that may occur to this agenda will be placed on our website and automatically forwarded to those who subscribe to our electronic mailing list. Anyone wishing to subscribe to our electronic agenda mailing list, may do so as follows: go to [Santa Ana Water Board website](#), select “Subscribe” from the homepage. Those who are not subscribers should visit our website prior to the Board meeting date to view any changes to the agenda. Supporting documents for agenda items are now posted on our website at least ten days prior to the scheduled meeting. To view or download the documentation, go to [Santa Ana Water Board website](#) and select “Regional Board” then “Agendas” from the homepage.

Any person aggrieved by an action of the Santa Ana Water Board may petition the State Water Board to review the action in accordance with Water Code section 13320 and California Code of Regulations, title 23, section 2050 et seq. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of the action, except that if the thirtieth day falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions will be provided upon request.