



Public Meeting

Central Valley Regional Water Quality Control Board

Thursday, 15 September – 12:00 noon
Friday, 16 September - 8:30 a.m.
Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670
(916) 464-3291

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. Items scheduled for the first day of a multi-day meeting may be delayed or continued to the next day of the meeting. The Board may conduct any scheduled hearing as a Panel Hearing as allowed by law in the event of a lack of a Board member quorum. In the event that a Panel Hearing is held, final action on that item will not be taken until a Board member quorum is present. Closed Session business is normally conducted during the lunch break, although the Board may adjourn to Closed Session at any time. Depending on the extent of Closed Session items, the lunch break may be lengthy. The Board Chair will announce prior to any Closed Session the anticipated time that the public session will resume.

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) 464-4839.

The facility is accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Ms. Tanaka at (916) 464-4839 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.waterboards.ca.gov/centralvalley/board_meetings

Copies of the items to be considered by the Board may be downloaded from the following Website, <http://www.waterboards.ca.gov/centralvalley/tentative> organized by agenda item number.

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 or by calling Pat Gillum at http://www.waterboards.ca.gov/centralvalley/public_notices (916) 464-4709.

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. Items with specific times listed will not be heard before that time but may be heard later.

**Thursday - 15 September 2005 – 12:00 noon.
Public Session Begins at 1:00 p.m.**

1. Introductions, approval of the August Minutes and pledge of allegiance.
2. Meeting Rules and Procedures
3. Executive Officer's Report (http://www.waterboards.ca.gov/centralvalley/monthly_board_report)
4. 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.
5. 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) 1:00 p.m.*

OTHER BUSINESS

6. [Ex Parte Rules](#) – *Information Item* [Frances McChesney (916) 464-4839] (**Time Limit – 15 minutes**)
7. [Conditional Waivers of Waste Discharge Requirements for Discharges From Irrigated Lands Within the Central Valley Region](#) [Wendy Cohen (916) 464-5817] (**Time Limit – 150 minutes**)
 - a. [Consideration of a Resolution Amending Resolution No. R5-2003-0105, Attachment A](#)
 - b. [Information Report on Waiver Renewal and other Program Activities](#)
 - c. [Information Report on Groundwater Alternatives](#)
8. [Salinity Issues in the Central Valley](#) – *Information Report* [Dennis Westcot (916) 464-4787] (**Time Limit – 30 minutes**)

Friday - 16 September 2005 – 8:30 a.m.

9. Introductions and pledge of allegiance.
10. Meeting Rules and Procedures
11. 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) 8:30 a.m.*
12. The Board will be asked to approve items 17 through 24 with no discussion if no one is here to testify about them; see pages 3 and 4 for a description/listing of items.

OTHER BUSINESS

13. [Site-Specific Temperature Objectives for Deer Creek in El Dorado and Sacramento Counties](#) – *Consideration of a Modification to Resolution No. R5-2003-0006 that Adopted the Site-Specific Temperature Objectives into the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins* [Betty Yee (916) 464-4643] (**Time Limit – 15 minutes**)

ENFORCEMENT

14. [CRV Enterprises, Inc. Gold Creek Estates](#), Calaveras County – *Consideration of Administrative Civil Liability Order* [Rich Muhl (916) 464-4749] (**Time Limit – 45 minutes**)
15. [City of Tracy, Wastewater Treatment Plant](#), San Joaquin County – *Consideration of Administrative Civil Liability Order* [James Marshall (916) 464-4772] (**Time Limit – 90 minutes**)
16. [City of Woodland, Water Pollution Control Facility](#), Yolo County – *Consideration of Revised NPDES Permit and Cease and Desist Order* [Richard McHenry (916) 464-4655] (**Time Limit – 60 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 – 8:30 a.m.

OTHER BUSINESS

17. [City of Shafter](#), Kern County – *Consideration of a Resolution Approving and Accepting the City of Shafter's Declaration of Potential Water Pollution and a Time Schedule for Compliance* [Ed Balch (559) 445-5548]
18. [Buttonwillow County Water District](#), Kern County – *Consideration of a Resolution Approving and Accepting Kern County Environmental Health Services Department's Declaration for Buttonwillow County Water District of Potential Water Pollution and a Time Schedule for Compliance* [Ed Balch (559) 445-5548]
19. [Cleanup and Abatement Account Fund Resolution](#) – *Consideration of Resolution Supporting Project Funding for Red Elephant Mine, Lake County* [George Day (916) 464-4606]

ENFORCEMENT

20. [City of Plymouth](#), Amador County – *Consideration of Administrative Civil Liability Order with a Supplemental Environmental Project* [Scott Kranhold (916) 464-4689]
21. [City of Manteca, Wastewater Quality Control Facility](#), San Joaquin County – *Consideration of Administrative Civil Liability Order* [James Marshall (916) 464-4772]

WASTE DISCHARGE REQUIREMENTS

22. [Uncontested Change of Name and/or Ownership](#)
 - a. Sun World International, LLC, Commodity Center Facility, Kern County, Order No. 75-281
 - b. Pleasure Cove Resort, Pleasure Cove Resort Asset Management Group, LLC and the United States Department of Interior, Bureau of Reclamation, Napa County, Order No. 98-086
23. [Uncontested Rescissions](#)
 - a. Simoes Dairy, San Joaquin County, Order No. 89-053.
 - b. Miller Springs Remediation Management, Inc., Former Winton Facility, Enhanced Bioremediation Project, Merced County, Order No. R5-2004-0017
24. [Uncontested Waste Discharge Requirements](#)
 - a. [Weco Aerospace Systems Inc., Groundwater Treatment and Disposal System](#), Placer County (new)
 - b. [The Boeing Company, Inactive Rancho Cordova Test Site, Agricultural Well and Gun Club Well Discharges](#), Sacramento County (new)
 - c. [City of Clovis, for Operation, City of Clovis Municipal Solid Waste Landfill](#), Fresno County (update)
 - d. [Chevron USA, Inc., Section 29 Surface Impoundments, Lost Hills Oil Field](#), Kern County (update)

- e. ~~Coffee Petroleum, Inc., Coffee Lease Surface Impoundments, Round Mountain Oil Field, Kern County (update)~~
THIS ITEM HAS BEEN REMOVED FROM THE AGENDA.
- f. [City of Bakersfield for Closure and Post-Closure Maintenance, City of Bakersfield Sanitary Landfill](#), Kern County (revision)
- g. [Special Order for Chevron U.S.A., Inc., Kern River Oil Field](#), Kern County (revision)

25. The Regional Board may meet in closed session on Thursday or Friday to consider personnel matters [Authority: Government Code Section 11126(a)]; to deliberate on a decision to be reached based upon evidence introduced in a hearing [Authority: Government Code Section 11126(c)(3)]; or to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation [Authority: Government Code Section 11126(e)]. Litigation items that may be discussed are:
- a. CVRWQCB, et al. v. Aerojet-General Corp., et al, Sacramento Co. Sup. Ct. No. 286073, consolidated with Nos. 288302 and 291981; CVRWQCB, et al. v. Aerojet-General Corp., et al., USDC (EDCal) No. CIV-S-86-0064-EJG (consolidated with U.S. v. Aerojet-General Corp., et al., USDC (EDCal) No. CIV-S-86-0063-EJG. (Aerojet Cleanup)
 - b. Sacramento Regional Co. Sanitation Dist. v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 98CS01702.
 - c. State of Calif., CVRWQCB, et al. v. Iron Mountain Mines, Inc., et al., USDC (EDCal) No. CIV-S-91-1167-DFL-PAN and U.S. v. Iron Mountain Mines, Inc., et al., USDC (EDCal) No. S-91-0768 DFL/JFM. (IMM Cleanup)
 - d. State of Calif. ex rel CIWMB, et al. v. Edward J. Filbin, et al. (Westley Tire Fire).
 - e. San Francisco Baykeeper, Inc., et al. v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 99CS02722. (Toxic Hot Spots)
 - f. Coalition for Alternatives to Kiefer Landfill v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 01CS00728. (Landfill WDRs)
 - g. CVRWQCB v. A Greener Globe Corp., et al., Placer Co. Sup. Ct. No. SCV11383. (Landfill WDRs)
 - h. CVRWQCB v. Sonora Mining Corp., et al., Tuolumne Co. Sup. Ct. No. CV 486 (Jamestown Mine).
 - i. Original Sixteen to One Mine, Inc. v. CVRWQCB, Sierra Co. Sup. Ct. No. 5511. (NPDES permit)
 - j. State of Calif., City of Lodi v. M&P Investments, et al., USDC (EDCal) No. CIV S-00-2441 FCD. (Lodi PCE plumes)
 - k. City of Merced, et al., v. R.A. Fields, CVRWQCB, U.S. Court of Appeals (Ninth Cir.) D.C. No. CV-F 92-5627 (REC/DLB) EDCal; City of Merced, et al., v. R.A. Fields, et al., USDC (EDCal) No. CV-F 92-5627 REC/DLB. (Merced PCE plumes)
 - l. National Park Service, El Portal WWTF, Administrative Civil Liability Order No. 5-01-031. (NPDES discharge)
 - m. Deltakeeper, et al v. CVRWQCB, Sacramento Co. Sup. Ct. No. 03CS00032 (Ag Waiver CEQA lawsuit).
 - n. City of Stockton v. SWRCB et al., San Joaquin Co. Sup. Ct. No. CVO20665 (NPDES permit).
 - o. City of Vacaville v. SWRCB et al., Solano Co. Sup. Ct. No. FCSO20945 (NPDES permit).
 - p. County of Sacramento v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct. No. 03CS01521
 - q. California Farm Bureau v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct., 04CS00264 (2005 Ag Waiver lawsuit)
 - r. Deltakeeper et al v. CVRWQCB and SWRCB, Sacramento Co. Sup. Ct., 04CS00235 (2005 Ag Waiver lawsuit)
 - s. City of Vacaville v. SWRCB and CVRWQCB and California Association of Sanitation Agencies v. SWRCB and CVRWQCB, Contra Costa Co. Sup. Ct., Case No. CIV MSN03-0956.(NPDES permit)
 - t. Petition of City of Manteca, Review of NPDES permit and Cease and Desist Order (Order Nos. R5-2005-0028 and R5-2005-0029) (NPDES permit, filed April 19, 2005).
 - u. Petition of City of Galt, SWRCB/OCC File A-1627 (NPDES permit)
 - v. Deltakeeper et al v. SWRCB and CVRWQCB, Sac. Co. Sup. Ct (2005 Timber Waiver Lawsuit).
 - w. Ameripride Services, Inc. v. CVRWQCB, et al., Sacramento Co. Sup. Ct. No.04CS00426 (PCE plume)
 - x. City of Lodi petition regarding Lodi Central Area PCE sites SWRCB/OCC File A-1639(c), (Review of Cleanup and Abatement Order R5-2004-0043)
 - y. Lodi News Sentinel v. RWQCB San Joaquin Superior Court Case No. CV25145
 - z. MANA v. State Water Resources Control Board and Regional Water Quality Control Board, Sac. County Superior Court No. 04CS00871
 - aa. City of Woodland v. SWRCB and CVRWQCB, Yolo County. Sup. Ct.. Case No. PT04-759 (NPDES Permit R5-2003-0031 and CDO R5-2003-0032, and SWRCB Order WQO 2005-0010
 - bb. DeltaKeeper, et al. v. SWRCB and CVRWQCB, Sacramento Co. Sup Ct. Case No. 04CS01228 (Roseville Reclamation Permit)
 - cc. City of Yuba City v. SWRCB and RWQCB (NPDES Permit)