



## CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD

### MINUTES OF BOARD MEETING

January 31/February 1, 2013  
11020 Sun Center Drive, Suite 200  
Rancho Cordova, California

**THURSDAY, JANUARY 31, 2013, 9:00 A.M.**

#### CALL TO ORDER

Chair, Dr. Longley called to order the 524th regular meeting of the California Regional Water Quality Control Board, Central Valley Region at the Regional Water Quality Control Board, 11020 Sun Center Drive, Suite 200, Rancho Cordova, CA 95670.

#### BOARD MEMBERS PRESENT

Costantino, Jon, Vice-Chair      Longley, Karl, Chair      Meraz, Sandra      Moffitt, Jenny Lester  
Schneider, Robert

#### BOARD MEMBERS ABSENT

Ramirez, Carmen

#### STATE BOARD MEMBERS PRESENT

Tam Doduc

#### STATE BOARD STAFF PRESENT

Berry, Julie      Fischer, James      Okun, Lori

#### STAFF PRESENT

Chilcott, Jeanne	Hayes, Jennifer	Loncarovich, Richard	Pulupa, Patrick
Coupe, David	Herbst, Charlene	MacDonald, Alex	Rodgers, Clay
Creedon, Pamela	Jimmerson, Dania	Marshall, Jim	Yang, Calvin
Harder, Kathleen	Karkoski, Joe	Mayer, Alex	Zaitz, Scott
Hartman, Jelena	Kirn, Dave	Newman, Brian	Zimmerson, Dania
Hartzell, Marty	Lanfranchi, Kiran	Perreira, Gayleen	

#### OTHERS PRESENT

Archibald, Elaine	Emerick, Robert	Haya, Ahmad	Vanderbilt, Eric
Bryan, Michael	Exberger, Brian	Koza, Mike	Wade, Alan
Carillo, Omar	Fleischbein, Vaughn	Laurent, L.V.	Webster, Debbie
Caulfield, Vicky	Flober, Vaughn	Melilli, Dave	Wells, Elizabeth
Crandall, Robert	Green, Stephen	Montgomery, Jennifer	
Di Giorgio, Joe	Grover, Morgan	Pandya, Vyomini	
Eising, Todd	Grovhoug, Tom	Quist, Caryn	

#### APPROVAL OF MINUTES

##### November 29 meeting in Buttonwillow

Minutes of November 29 and 30 were approved as written.

Motion by Member Moffitt Seconded by Schneider

##### November 30 meeting in Bakersfield

The minutes of the November 30 meeting in Bakersfield were approved as written.

Motion by Member Moffitt, seconded by Member Schneider

Approved by a vote of 4-0-0

Mr. Costantino abstained from voting as he was not present at the meeting.

### **December 6/7 Board Meeting**

The minutes of the 523<sup>rd</sup> Regular Board meeting on December 6/7 were approved as written.

Motion by Member Schneider, seconded by Member Moffitt

Both sets of minutes were approved by a vote of 4-0-0

Mr. Costantino abstained from voting as he was present only on one of the two days of the meeting.

### **AGENDA ITEM 3 BOARD COMMUNICATION**

Dr. Longley said that he will provide his communications via written submittal.

Mr. Schneider said that he met with Laurel Firestone, Tom Bailey and Jennifer Clary, and talked about some of the decisions that the Board had made at the last Board meeting. Mr. Schneider commented that, although the Board had decided that there would be no He said that was the time when no formal written comment period was required for some of the reports.for certain reports submitted under the most recently issued ILRP Order, it was He said that from his perspective, as a standard procedure, that those reports that come in to the Regional Board are public records, and the public is always able to make comments on public records. As a standard procedure, the Board should be able to at any point in time and staff will then respond to public comments or questions made regarding these reports.

On 10 December, he took staff of the Regional Water Board, Janis Cooke, Jeff Huggins, and Patrick Morris for a visit to the Corona Mine site in the upper Lake Berryessa watershed. Mr. Schneider provided an overview of restoration activities planned to control surface water discharges from the inactive Corona and Twin Peaks mercury mines.

On January 29, met with Bruce Houdesheldt (Northern California Water Association) but no board business was discussed.

Dr. Longley said that he also met with Lori Okun, Laurel Firestone and Jennifer Clary on the same discussion as Mr. Schneider did.

### **AGENDA ITEM 4 PUBLIC FORUM**

Jennifer Montgomery, with Placer County Supervisor (District 5), informed the Board of a bridging loan from the County to Colfax for wastewater treatment system improvements, and the status of improvements at the Applegate, SMD1, and SMD3 wastewater plants

### **AGENDA ITEM 5 EXECUTIVE OFFICER'S REPORT**

No comments were made

### **AGENDA ITEM 5a**

Chair Longley presented a resolution to the outgoing Assistant Executive Officer of the Redding office, Robert Crandall, who retired recently. Mr. Crandall thanked staff and Executive Officer.

Vice-Chair Costantino moved and seconded by Member Meraz

### **AGENDA ITEM 6 ELECTION OF CHAIR AND VICE-CHAIR**

(This item was moved to the end of the day)

### **AGENDA ITEM 7 OTHER BUSINESS**

Legislative Update – *Informational Item on SB 965 and AB 685.*

- Changes in Ex Parte Rule for General Orders – Implementation of SB 965
- Human Right to Water Act – Implementation of AB 685

Lori Okun gave an update on legislative changes to the Ex Parte Rules (SB 965) and the new Human Right to Water Act (AB 685), which declares a state policy that every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes. right to safe, clean, affordable, and accessible drinking water (AB 685). She said that information on SB 965 is posted on the website. [http://www.waterboards.ca.gov/centralvalley/publications\\_forms/index.shtml](http://www.waterboards.ca.gov/centralvalley/publications_forms/index.shtml)

Executive Officer Creedon said that meeting requests should come through her office. Chair Longley requested clarification of the internal procedures for handling ex parte communications on general orders.

Omar Carillo (Community Water Center) requested the board to adhere to the time limits listed in the agenda. He commented on AB 685.

### **AGENDA ITEM 8**

City of Folsom – Update on Sanitary Sewer System Complaints– *Informational Item Only*  
Wendy Wyels, Lucio Oreanna, and Nichole Morgan presented staff reports. Todd Eising (City of Folsom), Jim Fischer (SWRCB), gave an update on comparisons, Alan Wade (Save the American River), Laurient Delihant Laurent gave additional testimony. Member Schneider thanked the State Water Board and staff for working on this effort co-jointly.

### **CLOSED SESSION**

Board recessed for lunch at 12:00 p.m. to discuss closed session items, Litigation filed against the Central Valley Regional Water Quality Control Board as follows:

- Item c - Dairy General Waste Discharge Requirements
- Item n - CSPA, vs Central Valley Water Board
- Item o - San Joaquin County Resource Conservation District

Board meeting resumed at 1:07 p.m.

### **AGENDA ITEM 9**

Policy Issues in Granting Mixing Zones – *Informational Item only*

Ken Landau presented the staff report. Debbie Webster (CVQWA) and Tom Grovhoug (Larry Walker & Associates) made additional comments)

### **NPDES PERMITS AND TIME SCHEDULE ORDERS**

#### **AGENDA ITEM 10**

City of Rio Vista, Northwest Wastewater Treatment Plant, Solano County – *Consideration of Order Amending Waste Discharge Requirements Order R5-2010-0081 (NPDES Permit No. CA0083771)*

A public hearing was held. No one came forward to contest or comment on this item.

*Motion to adopt the NPDES Permit renewal, with amendments, Made by Member Vice-Chair Costantino  
Seconded by Member Meraz  
Unanimously approved*

**BOARD ADOPTED ORDER R5-2013-0001**

#### **AGENDA ITEM 11**

County of Sacramento Department of Waste Management and Recycling, Kiefer Landfill Groundwater Extraction and Treatment Plant, Sacramento County – *Consideration of NPDES Permit Renewal (NPDES Permit No. CA0083681)*

A public hearing was held. No one came forward to contest or comment on this item.

*Motion to adopt the NPDES Permit renewal, with amendments, Made by Vice-Chair Costantino  
Seconded by Member Meraz*

*Unanimously approved*  
**BOARD ADOPTED ORDER R5-2013-0002**

**AGENDA ITEM 12**

El Dorado Irrigation District, El Dorado Hills Wastewater Treatment Plant, El Dorado County – *Consideration of NPDES Permit Renewal and ~~Time Schedule Order~~ (NPDES Permit No. CA0078671)*

A public hearing was held. No one came forward to contest or comment on this item. Diana Messina informed the Board of a late change, that only the NPDES Permit will be renewed and not the Time Schedule Order.

*Motion to adopt the NPDES Permit renewal with late changes, made by, Vice-Chair Costantino  
Seconded by Member Meraz  
Unanimously approved*

**BOARD ADOPTED ORDER R5-2013-0003**

**AGENDA ITEM 13**

Mountain House Community Services District, Mountain House Wastewater Treatment Plant, San Joaquin County – *Consideration of NPDES Permit Renewal and Time Schedule Order (NPDES Permit No. CA0084271)*

A public hearing was held. No one came forward to contest or comment on this item. Assistant Executive Officer, Ken Landau, pointed out that there were late revisions on this item.

*Motion to adopt the NPDES Permit renewal, with late changes, made by, Member Moffitt  
Seconded by Member Meraz  
Unanimously approved*

**BOARD ADOPTED ORDER R5-2013-0003 (NPDES)  
BOARD ADOPTED ORDER R5-2013-0004 (TSO)**

**AGENDA ITEM 6**

**ELECTION OF CHAIR AND VICE-CHAIR**

This item was moved from the morning's hearing to the afternoon.

The appointment Committee headed by Members Schneider and Ramirez proposed a slate to re-appoint Dr. Karl Longley as Chair and Jenny Lester Moffitt as Vice-Chair. Board Member Ramirez, who was part of the appointing committee, was not present at the Board meeting, but had submitted her report and recommendations in writing to Member Schneider, who read that out to the board.

Motion to appoint Dr. Longley and Member Moffitt as Vice-Chair was made by Member Meraz and seconded by Member Schneider.

Board meeting adjourned at 3:00 p.m. to the next day, Friday, February 1, 2013.

**FRIDAY, FEBRUARY 1st, 2013 – 8:30 A.M.**

**CALL TO ORDER**

Chair, Dr. Longley called to order the 524th regular meeting of the California Regional Water Quality Control Board, Central Valley Region at the Regional Water Quality Control Board, 11020 Sun Center Drive, Suite 200, Rancho Cordova, CA 95670

**BOARD MEMBERS PRESENT**

Costantino, Jon, Vice-Chair      Longley, Karl, Chair      Meraz, Sandra      Moffitt, Jenny Lester  
Schneider, Robert

**BOARD MEMBERS ABSENT**

Ramirez, Carmen

**STATE BOARD MEMBERS PRESENT**

Doduc, Tam

**STATE BOARD STAFF PRESENT**

Barclay, Diane

**STAFF PRESENT**

Cady, Mark	Fregien, Susan	Lanfranchi, Kiran	Smith, Bryan
Chilcott, Jeanne	Hartman, Jelena	Littlejohn, Anne	Vasquez, Martice
Coupe, David	Jimmerson, Dania	Loncarovich, Richard	Wass, Lonnie
Creedon, Pamela	Kulesza, Dana	Pulupa, Patrick	
Dekar, M	:Landau, Ken	Rodgers, Clay	

**OTHERS PRESENT**

Ballard, Ken	Erwin, Mike	Pandya, Vyomini	Webster, Debbie
Clary, Jennifer	Howe, Andrew	Perley, Bill	Zidar, Matt
Creamer, Casey	Khan, Afiqvr	Strel, Jenny	
Dorn, Linda	Lewis, Bill	Tanaka, Teresa	
Erickson, Gregg	Mortazau, Emily	Wackman, Mike	

**AGENDA ITEM 16**

**BOARD MEMBER COMMUNICATIONS**

State Board Member, Tam Doduc gave an update on “SED” document

**AGENDA ITEM 17**

**PUBLIC FORUM**

Bruce Houdesheldt (Northern California Water Association), congratulated Chair Longley on his re-election and Ms. Moffitt for being elected Chair. He also thanked outgoing Vice-Chair for a job well done.

**AGENDA ITEM 18**

**EXECUTIVE OFFICER’S REPORT**

No comments were made

**AGENDA ITEM 19 (Approval of uncontested items 25 through 28)**

See below, from items 25 through 28

**OTHER BUSINESS**

**AGENDA ITEM 20**

Background and status of the Delta Regional Monitoring Program – *Informational Item only*

Meghan Sullivan presented the staff report. Mike Wackman, (San Joaquin County and Delta Water Coalition), Craig Harrison, Linda Dorn (SRCSD), Ken Ballard, (Sacramento County) and Ken Landau made additional comments.

**AGENDA ITEM 21**

Update on Project Evaluating MUN Designation in Constructed/Ag Dominated Water Bodies Receiving Publicly Owned Treatment Works (POTW) Effluent – *Informational Item only*

This was an informational item only. Anne Littlejohn presented the staff report. Bill Lewis (City of Live Oak), made additional comments.

**WASTE DISCHARGE REQUIREMENTS**

**AGENDA ITEM 22**

Horizon Nut, LLC and Global Ag Properties USA, LLC, Lost Hills Pistachio Processing Plant, Kern County – *Consideration of New Waste Discharge Requirements*

A public hearing was held. No one came forward to contest or comment on this item. Lonnie Wass informed the Board of late revisions.

*Motion to adopt New Waste Discharge Requirements, made by Member Schneider  
Seconded by Member Meraz  
Unanimously approved*

**BOARD ADOPTED ORDER R5-2013-0006**

**AGENDA ITEM 23**

Nichols Pistachio, Pistachio Processing Plant, Kings and Tulare Counties – *Consideration of Revised Waste Discharge Requirements Order 93-006*

A public hearing was held. No one was present to contest or comment on this item.

*Motion to adopt Revised Waste Discharge Requirements, made by Member Schneider  
Seconded by Member Meraz  
Unanimously approved*

**BOARD ADOPTED ORDER R5-2013-0007**

**AGENDA ITEM 24**

Workshop on draft Waste Discharge Requirements for Discharges from Irrigated Lands for Individual Growers. *Informational Item only*

Dana Kuleza presented the staff report. Joe Karkoski, Adam Laputz and Jennifer Clary (Clean Water Action), made additional comments.

Chair Longley suggested that this item come to the Board in the May Board meeting as an informational item.

**UNCONTESTED CALENDAR**

**AGENDA ITEM 25**

**WASTE DISCHARGE REQUIREMENTS**

- a. Butte Sand and Gravel, Morehead Land LLC, Begonia McPherrin, Rose McPherrin and Anna McPherrin, South Butte Quarry, Sutter County, WDRs Order 5-00-174 (revised)  
**BOARD ADOPTED ORDER R5-2013-0008**
- b. Calaveras County Water District, Douglas Flat/Vallecito Wastewater Treatment Facility, Calaveras County WDRs Order 92-018 (revised) **BOARD ADOPTED ORDER R5-2013-0009**
- c. Ironhouse Sanitary District, Ironhouse Water Recycling Facility, Contra Costa County WDRs Order 5-01-237) (revised) **BOARD ADOPTED ORDER R5-2013-0010**
- d. Post-Closure Maintenance and Corrective Action, Kern Valley Sanitary Landfill, Kern County, Order R5-00-157 (revised) **BOARD ADOPTED ORDER R5-2013-0011**
- e. Post-Closure Maintenance and Corrective Action, McFarland-Delano Sanitary Landfill, Kern County, Order R5-01-159 (revised) **BOARD ADOPTED ORDER R5-2013-0012**
- f. San Joaquin County Department of Public Works, Corral Hollow Sanitary Landfill, Class III Municipal Solid Waste Landfill, San Joaquin County, WDRs Order 5-01-176 (revised)  
**BOARD ADOPTED ORDER R5-2013-0013**
- g. Univar USA Inc., In-Situ Groundwater Bioremediation Project, Fresno County (new)  
**BOARD ADOPTED ORDER R5-2013-0014**

**AGENDA ITEM 26  
CDO RESCISSIONS  
BOARD ADOPTED ORDER R5-2013-0015**

- a. Richvale Sanitary District, Wastewater Treatment Facility, Butte County—Order No. 5-00-111

**AGENDA ITEM 27  
WDR/NPDES RESCISSIONS  
BOARD ADOPTED ORDER R5-2013-0016**

- a. California Department of Fish and Game, Moccasin Creek Fish Hatchery, Tuolumne County, WDRs Order R5-2007-0068(NPDES No. CA0004804)
- b. Newcastle Sanitary District, Newcastle Wastewater Treatment Facility, Placer County WDRs Order 5-00-198

**AGENDA ITEM 28  
CHANGE OF NAME AND OR/OWNERSHIP  
BOARD ADOPTED ORDER R5-2013-0017**

- a. Grizzly Lake Resort Improvement District, Crocker Mountain Community Services District, Plumas County, WDRs Order 86-206
- b. Campbell Soup Supply Company, LLC, Seed Research and Development Facility, Yolo County WDRs Order R5-2003-0136
- c. Prima Bella Produce, Inc. and Mark Bacchetti, Prima Bella Food Processing Facility, San Joaquin County, WDRs Order R5-2012-0037

A public hearing was held. No one came forward to contest or comment on uncontested items 25 through 28. There were no late revisions but agenda item 25d, had the incorrect version of documents posted on the website, but that was fixed.

Member Schneider commented on agenda item 27a, that the California Department of Fish and Game, would has changed its name and is now like to be referred to as California Department of Fish and Wildlife (CDFW)

*Motion to adopt uncontested items 25 through 28 Made by Vice-Chair Moffitt  
Seconded by Member Schneider  
Approved by roll call vote of 5-0-0*

The meeting adjourned at 11:20 a.m. to the April 11/12 meeting.  
Respectfully submitted by  
Kiran Lanfranchi-Rizzardi