



STATE WATER BOARD
BOARD MEETING/HEARING & WORKSHOP
Tuesday, January 18, 2011– 9:00 a.m.
Wednesday, January 19, 2011 – 9:00 a.m.
Coastal Hearing Room – Second Floor
Joe Serna Jr./Cal/EPA Building
1001 I Street, Sacramento

**REVISED
ITEM 7 - PULLED**

DECLARATION OF A QUORUM

Charles R. Hoppin, Chairman; Frances Spivy-Weber, Vice Chair; Arthur G. Baggett, Jr., Member; Tam M. Doduc, Member; Dwight P. Russell, Member

BOARD MEETING

Public comments on agenda items will be limited to 3 minutes or otherwise at the discretion of the Board Chair

PUBLIC FORUM

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Board's jurisdiction provided the matter is not on the agenda, or pending before the State Water Resources Control Board or any California Regional Water Quality Control Board.

BOARD BUSINESS

1. The Board will consider adoption of the November 2 & 16, 2010 & December 14-15, 2010 Board Meeting minutes.
2. Board Member Report.

UNCONTESTED ITEMS* (Items 3-6)

- *3. Consideration of a proposed Resolution authorizing the Executive Director or designee to apply for, accept, and/or amend a grant from [U.S. EPA under Clean Water Act section 106 and authorizing execution and amendment of contracts using these funds.](#)
- *4. Consideration of a proposed Resolution for the [City of La Mesa and City of Chico](#) extending the final disbursement deadline in the Policy for Implementing the Clean Water State Revolving Fund for Construction of Wastewater Treatment Facilities.
- *5. Consideration of a proposed Resolution authorizing the Executive Director to enter into a contract to [hire environmental consultants to complete work required by the California Environmental Quality Act for water rights actions.](#)
- *6. Consideration of a proposed Resolution authorizing acceptance of a federal grant to continue oversight at the [Department of Energy Laboratory for Energy-Related Health Research Facility.](#)

DIVISION OF WATER RIGHTS

7. ~~Consideration of a proposed Order denying Petition for Reconsideration of Water Quality Certification for the [Lake Elsinore Advanced Pumped Storage Project](#).~~

PULLED – DEFERRED TO A FUTURE BOARD MEETING

BOARD WORKSHOP

No final action will be taken at the Workshop on Item 8

DIVISION OF WATER RIGHTS

8. The State Water Board will hold a Workshop to receive public comments concerning a draft Cease and Desist Order against [Woods Irrigation Company](#) for threatened violation of the prohibition against the unauthorized diversion or use of water from the Middle River in San Joaquin County. *(Written comments are due on January 11, 2011 by 12:00 noon.)*

BOARD HEARING

This Board Hearing Item may be continued to January 19, 2011.

DIVISION OF WATER RIGHTS

9. The State Water Board will hold a Hearing to consider [Water Right Application 30358A of the City of Davis and University of California, Davis and Application 30358B of the City of Woodland for diversion from the Sacramento River in Yolo County](#).

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INFORMATIONAL ITEMS

10. California Department of Public Health Presentation on [Nitrate In Drinking Water](#) "Nitrate Effects on Public Water System Wells."
11. Six month Status Report on actions to improve administration of the [Underground Storage Tank \(UST\) Cleanup Fund and UST Cleanup Programs](#).
12. Report on the [Reasonable Use Doctrine](#) and recommendations on the application of the doctrine to promote more efficient use of agricultural water.
- [Comment Letters](#)
13. Executive Director's Report.

CLOSED SESSION
Closed Sessions are not open to the Public

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(These are authorized under Government Code section 11126, subdivision (c)(3).)

- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Woods Irrigation Company. A draft cease and desist order, issued to Woods Irrigation Company on December 28, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to water right applications submitted by the City of Davis, the City of Woodland, and the University of California at Davis. These applications are the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Yong Pak and Sun Young. A proposed cease and desist order, issued to Yong Pak and Sun Young on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Mark and Valla Dunkel. A proposed cease and desist order, issued to Mark and Valla Dunkel on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Rudy Mussi, Toni Mussi and Lori C. Mussi Investment LP (Mussi et al.). A proposed cease and desist order, issued to Mussi et al. on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a proposed order taking action on petitions for reconsideration of Board Order WR 2010-0002. Order WR 2010-0002 was issued on January 5, 2010 and modified a cease and desist order issued in 2006 that involved salinity objectives in the Sacramento-San Joaquin Delta Estuary.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m. on January 13, 2011, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m. on January 13, 2011, and will not be accepted after that time.

Submittals are to be sent via e-mail to the Clerk to the Board at commentletters@waterboards.ca.gov. Please indicate in the subject line, "**1/18-19/2011 BOARD MEETING (fill in bolded subject from appropriate item).**" If you have questions about the agenda, contact the Clerk to the Board at (916) 341-5600.

Agenda and items will be available electronically at: http://www.waterboards.ca.gov/board_info/calendar/index.shtml

* Items on the uncontested items calendar may be removed at the request of any Board member or person. If an item is removed from the uncontested items calendar, it will only be voted on at this meeting if the Board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons.

Video broadcast of meetings will be available at: <http://www.calepa.ca.gov/Broadcast/>.

For a map to our building, visit: <http://www.calepa.ca.gov/EPABldg/location.htm>. For security purposes, all visitors are required to sign in and receive a badge prior to entering the building. Valid picture identification may be required due to the security level so please allow up to 15 minutes for this process. Individuals who require special accommodations are requested to contact the Office of Employee Assistance, at (916) 341-5881.