

**STATE WATER RESOURCES CONTROL BOARD  
BOARD MEETING MINUTES  
September 30, 2004**

Copies of the resolutions can be obtained either from Debbie Irvin at (916) 341-5600; or downloaded from our [website](#).

**CALL TO ORDER**

The meeting was called to order by Arthur G. Baggett, Jr., Chair, September 30, 2004, at 9:05 a.m., in the Coastal Hearing Room, 1001 I Street, Sacramento, California.

**BOARD MEMBERS PRESENT**

Arthur G. Baggett, Jr., Chairman; Peter S. Silva, Vice-Chair; Richard Katz, Member; Gary M. Carlton, Member; Nancy H. Sutley, Member

**BOARD MEMBERS ABSENT**

None.

**STAFF PRESENT**

Celeste Cantú, Harry Schueller, Thomas Howard, Craig M. Wilson, Debbie Irvin, Vicky Whitney, Gita Kapahi, Jean McCue, Barbara Leidigh, and Craig J. Wilson

**OTHERS PRESENT**

Patrick Porgans, Porgans and Associates, Inc.; Bill Jennings, DeltaKeeper; Carl Nelson, Contra Costa Water District; William Fawx, Newcastle; Linda Sheehan, The Ocean Conservancy; Tony Francois, California Farm Bureau; Leslie Mintz, Heal the Bay; David Bolland, Association of California Water Agencies; Richard Watson, Coalition for Practical Regulation and California Stormwater Association; Dr. Gerry Greene, Executive Advisory Committee; Clayton Yoshida, City of Los Angeles; Sharon Green, Tri-TAC and California Association of Sanitary Agencies; Steven Arita, Western States Petroleum Association; Dr. Gary Lorden, CalTech; and Craig Johns, California Manufacturers and Technology Association

**PUBLIC FORUM**

Patrick Porgans, Porgans and Associates, Inc., addressed the Board regarding a proposed solution to the agricultural drainage problems in the Central Valley.

**MINUTES**

The Board unanimously adopted the July 22, 2004 and August 26, 2004 Board meeting minutes.

**CONSENT AGENDA**

Items 1 – 6 were unanimously adopted, as recommended by staff.

**FINANCIAL ASSISTANCE**

**1. Consideration of a resolution authorizing issuance of grant funds in the amount of \$2,299,977 from the Proposition 13 CALFED Watershed Management Program to the East Merced Resource Conservation District for PIN 901, the Merced River Alliance Project, under the Consolidated Watershed Protection, Watershed Management, and Nonpoint Source Pollution Control Grants Program**

Motion: The Board unanimously adopted the proposed resolution. **Resolution 2004-0055**

**2. Consideration of a resolution adopting the proposed revision to the Costa-Machado Water Act of 2000 (Proposition 13) Priority List, Pesticide Research and Identification of Source, and Mitigation Grant Program (PIN 17 Project)**

Motion: The Board unanimously adopted the proposed resolution. **Resolution 2004-0056**

**3. Consideration of a resolution adopting the proposed revision to the Costa-Machado Water Act of 2000 (Proposition 13) Phase III Priority List (PIN 573 Project)**

Motion: The Board unanimously adopted the proposed resolution. **Resolution 2004-0057**

## WATER QUALITY

### **4. Consideration of a resolution adopting regulations that require electronic submittal of information for groundwater cleanup programs**

Motion: The Board unanimously adopted the proposed resolution. **Resolution 2004-0058**

### **5. Consideration of a resolution approving an amendment to the Water Quality Control Plan for the Los Angeles Region revising a total maximum daily load for trash for Ballona Creek and Ballona Creek Wetland**

Motion: The Board unanimously adopted the proposed resolution. **Resolution 2004-0059**

### **6. Consideration of a resolution approving an amendment to the Water Quality Control Plan for the Santa Ana Region to incorporate an updated Total Dissolved Solids (TDS) and Nitrogen Management Plan**

Motion: The Board unanimously adopted the proposed resolution. **Resolution 2004-0060**

## WATER RIGHTS

### **7. Consideration of a resolution adopting proposed emergency regulations revising the State Water Resources Control Board's Water Right and Water Quality Certification fee schedules**

Victoria Whitney, Division of Water Rights, presented the item to the Board noting that a suggestion at the workshop to revise the fees of small water users was not feasible due to staff work time that equals or exceeds the revenue of the fees. Three comments letters were addressed that arrived after the workshop; and a time line regarding the implementation of the draft emergency regulations were outlined.

William Fawx, a resident of Newcastle, Placer County, addressed the Board.

Motion: The Board unanimously adopted the proposed resolution. **Resolution 2004-0061**

### **8. Consideration of a proposed resolution adopting the draft staff report on the periodic review of the 1995 Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary**

Gita Kapahi, Division of Water Rights, presented the item to the Board, noting minor revisions to the September 8 Workshop draft.

Carl Nelson, Bill Jennings and Barbara Leidigh addressed the Board.

Motion: The Board unanimously adopted the proposed resolution. **Resolution 2004-0062**

## WATER QUALITY

### **9. Consideration of a resolution to adopt the Water Quality Control Policy for developing California's Clean Water Act Section 303(d) List**

Craig J. Wilson, Division of Water Quality, presented the item to the Board, noting revisions from the September 8, 2004 Workshop, comment letters received, and addressed new substantial issues that were raised in those comments.

Craig Johns, Dr. Lorden, and Steve Arita, Sharon Green, Clayton Yoshida, Dr. Gerry Greene, Richard Watson, David Bolland, Bill Jennings, Linda Sheehan, and Leslie Mintz addressed the Board.

Motion: The Board unanimously adopted the proposed resolution as revised. **Resolution 2004-0063**

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The Chairman held an emergency vote on Executive Closed Session to comply with an order from U.S. District Court (**U.S. District Court No. CIV. S-88-1658 LKK**). The vote was unanimous (5-0) to hold the closed session.

## ADJOURNMENT

The Chairman adjourned the meeting at 11: 15 a.m.