

California Water Quality Control Board
North Coast Region

MINUTES OF MEETING

9:00 a.m., May 17, 2006
River Lodge Conference Center
1800 Riverwalk Drive
Fortuna, CA

Wednesday, May 17, 2006

Chairman, William Massey, opened the board meeting 9:10 a.m.

i. Pledge of Allegiance

Gerald Cochran led the Pledge of Allegiance

Board Members Present: Bob Anderson, Gerald Cochran, John Corbett, Heidi Harris, and William Massey,

Regional Water Board Staff: Catherine Kuhlman, Robert Klamt, Sheryl Schaffner, Samantha Olson, Tom Dunbar, David Leland, Holly Lundborg, Phil Wyels, John Short, Rich Fadness, Kathleen Daly, Ben Zabinsky, Michelle Bautista, Dew Bayless, and Jean Lockett

Resolution for Beverly Wasson

The resolution for Beverly Wasson was postpone until the June 28, and 29, 2006 Regional Water Board meeting

Resolution for Dennis Leonardi

Chairman Massey presented the Resolution to Dennis Leonardi. He thanked Mr. Leonardi for his service while a Regional Water Board member.

Mr. Leonardi expressed his appreciation for the Board members and their job to protect water quality.

v. Board Member Ex Parte Communication Disclosure

There were no Ex Parte Communication disclosures.

vii. **Public Forum** –

Comments were taken from:

Ed Lewis, president of Lewis Logging

State Board Liaison's, Board Chair's, Board Members' and Executive Officer's Reports:

The State Water Resource Control Board liaison was not in attendance due to a scheduling conflict.

Catherine Kuhlman reminded the Board of the next WQCC meeting in October 2006. She gave an update on the Scott TMDL Workplan.

Public Forum –

1. Approval of Meeting Minutes: January, and March

The January 2006 Minutes were presented for approval

MOTION: Gerald Cochran moved to adopt the January 2006 Meeting Minutes. John Corbett seconded the motion. Motion passed unanimously.

The March 2006 Minutes were presented for approved.

MOTION: Bob Anderson move to adopt the March minutes. John Corbett seconded the motion. Motion passed unanimously

Consent Calendar

2. Order No. R1-2006-0022, **Redway Community Services District** Wastewater Treatment Facility, Renewal of National Pollutant Discharge Elimination System Permit
3. Order No. R1-2006-0021, **City of Rio Dell**, Wastewater Treatment Facility, Renewal of National Pollutant Discharge Elimination System Permit

Item 3, City of Rio Dell, was removed from the Consent Calendar

4. Order No. R1-2006-0006, **Sierra-Pacific Industries Arcata Division** Log Deck Sprinkling Renewal of National Pollutant Discharge Elimination System Permit

MOTION: John Corbett moved to adopt items 2 and 4 on the Consent Calendar. Gerald Cochran seconded the motion. Motion passed unanimously.

Mr. Corbett requested clarification on the removal of item 3, City of Rio Dell. Ms. Kuhlman stated that the item will move to the action item section of the agenda.

Action Items

PUBLIC HEARING Order No. R1-2006-0021, **City of Rio Dell**, Wastewater Treatment Facility, Renewal of National Pollutant Discharge Elimination System Permit

Chairman Massey administered the oath to those who expected to testify.

John Short, Regional Water Board staff, stated that staff did not receive comments on the City of Rio Dell item and it was placed on the Consent Calendar. However, staff did receive a request one day before the board meeting that Jim Hane, City of Rio Dell

Public Works Director, and Steve McHaney, consultant with Winzler & Kelly to address the Board.

Mr. McKanly addressed the board to request that the item be moved to the October 2006 board meeting for adoption. He stated that it would allow the City of Rio Dell to address several items in the compliance schedule.

The Board deliberated on the issue briefly.

Motion: John Corbett moved to adopt Order No. R1-2006-0021 for City of Rio Dell per the staff's modification and the understanding of a Compliance Schedule to be heard at the October 2006 board meeting. Heidi Harris seconded the motion. Motion passed unanimously.

5. Resolution No. R1-2006-0035, Establishing a Priority List for **State Revolving Fund** (SRF) Loans for Fiscal Year 2006-07

Kathleen Daly, made the Board presentation on the State Revolving Fund program which is a low interest loan program to communities throughout California. Each year the Regions are given an opportunity to update their Priority List for their Region. Resolution No. R1-2006-0035 recommended six new additions to Region One's Priority List for Fiscal Year 2006-07.

MOTION: John Corbett Move to adopt the State Revolving Fund Resolution No. R1-2006-0035. Gerald Cochran seconded the motion. Motion passed unanimously.

6. PUBLIC HEARING Order R1- 2006-0014, to consider whether to affirm, reject, or modify a Complaint for Administrative Civil Liability issued on January 4, 2006 to **City of Arcata Wastewater Treatment Facility**, Humboldt County,

Chairman William Massey administered the oath to those who expected to testify.

Tom Dunbar gave the presentation. The Administrative Civil Liability Complaint No. R1-2006-0006 was issued on January 4, 2006, for mandatory minimum penalties assessed for violations of effluent limitations. It covers the period that WDR Order No. 98-13 was in effect after mandatory minimum penalties became law (January 1, 2000, through June 21, 2004). The Complaint itemizes 114 violations occurring during that period and proposes to assess a mandatory minimum penalty of \$306,000.

Comments were taken from:

Karen Deamer, representing the City of Arcata Wastewater Treatment Facility
David Hall representing Humboldt Bay Harbor District
Mark Lovelace, representing Humboldt Watershed Council
Greg Dale, representing Coast Seafoods Camp
Sue Leskin resident of Humboldt County
Darlene Marlow, representing Friends of Arcata Marsh
Leonard (Brad) Job, resident of Humboldt County
Bob Gearheart representing Humboldt State University

After a brief discussion the adopted the

MOTION: Bob Anderson moved to amend (item 16 change address of the board meeting, and item 18 change complaint to order) and adopt Order No. R1-2006-0014. Heidi Harris seconded the motion. Motion passed unanimously.

Gerald Cochran suggested that the Chairman and the Executive Officer meet with the Chairman of the State Water Resources Control Board to discuss Mandatory Minimum Penalties issues for small communities.

- 7. PUBLIC HEARING to consider adoption of Resolution R1-2006-0052 for an Amendment to the Water Quality Control Plan of the North Coast Region for the **Shasta River Watershed Temperature and Dissolved Oxygen Total Maximum Daily Loads.**

Chairman William Massey administered the oath to those who expected to testify.

David Leland, Holly Lundborg, Matt St. John, presented the Shasta presentation to the Board on May 17, 2006, the North Coast Regional Water Quality Control Board (Regional Water Board) conducted a public hearing on the *Action Plan for the Shasta River Watershed Temperature and Dissolved Oxygen Total Maximum Daily Loads* in Fortuna, California. At the close of the hearing, the Regional Water Board directed staff to prepare a "clean" set of documents, including the Action Plan (or Basin Plan Amendment), Resolution R1-2006-0052, and the Staff Report, that would reflect all previously highlighted revisions as well as those detailed on the errata sheet distributed during the board meeting. New revisions generated during the public hearing process and staff's editorial review are now highlighted for review in each document.

Comments were taken from:

- Jim Cook representing Shasta Valley RCD
- Tom Wetter, representing Montague District, Lake Shasta's Surrounding Areas
- James W. DePree, Siskiyou County Board of Supervisors
- Tim McKay representing Northcoast Environmental Center
- Larry Evans, representing EPIC

Information Items

- 8. Executive Officer Administrative Civil Liabilities

This item was not discussed

- 9. Board Member Requests for Future Agenda Items (*Catherine Kuhlman*)

There were no future items requested to be placed on future agendas.

- 10. Monthly Report to the Board

This item is written

- 11. Other Items of Interest

There was no discussion on this item

There being no further business to come before the Regional Water Board, the meeting adjourned at 5:56 p.m. The next Regional Water Board Meeting is scheduled for June 28 and 29, 2006, in Santa Rosa.

Chairperson _____

Date: _____

