



Winston H. Hickox
Secretary for
Environmental
Protection

California Regional Water Quality Control Board

North Coast Region

William A. Hoy, Chairman



Gray Davis
Governor

Internet Address: <http://www.swrcb.ca.gov/rwqcb1/>
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August 31, 2000

AGENDA

TOUR OF THE LOUISIANA PACIFIC SAMOA, INC., PULPMILL AT SAMOA 3:00 – 5:00 p.m., Thursday, September 21, 2000

The Regional Water Board will tour the Louisiana Pacific Samoa, Inc., pulpmill on September 21, 2000 from 3:00 to 5:00 p.m. We invite interested members of the public and agency staff to attend. The tour will begin and end at the Louisiana Pacific office at the pulpmill near Samoa. Safety considerations limit the number of visitors on the tour to Board Members, staff and up to 35 others on a first-come, first-served basis.

Louisiana Pacific (LP) will provide hard hats, safety glasses and hearing protection for all visitors. Prior to beginning the tour, LP will cover some brief safety rules. Visitors must adhere to all safety rules while they are onsite.

Safety requirements are:

- Long pants
- No shorts, skirts or dresses
- Walking shoes or boots are recommended (tennis shoes are acceptable)
- No open-toed or high-heeled shoes
- No persons under the age of 12.
- Visitors must be prepared for a considerable amount of walking and stair climbing

If you are interested in attending the tour, please fill out the form provided at the back of this announcement and submit to Regional Water Board as soon as possible (no later than September 13, 2000) to reserve your place on the tour.



AGENDA

REGIONAL WATER BOARD MEETING

9:00 a.m., Friday, September 22, 2000

Arcata City Council Chambers

736 F Street

Arcata, California

** *Estimated times of consideration – Items are numbered for convenience only and will not necessarily be considered in this order. Interested persons are encouraged to be present in advance of the listed time.*

9:00 a.m.**

- i. Roll Call
- ii. Minutes of Past Meetings
- iii. Board Member Ex Parte Communication Disclosure - Board Members will identify any discussions they may have had requiring disclosure pursuant to Government Code Section 11430.50.
- iv. Procedural Changes Related to Regional Water Board Meetings
- v. **Public Forum** - Time will be reserved for the general public to address the Board on any subject relating to the Board's responsibilities. The Chair will determine the number of persons who wish to speak. The Chair requests that each person addressing the Board limit their presentation to three minutes. More lengthy items may be calendared for a future meeting.

1. DISCUSSION OF WASTE DISCHARGE REQUIREMENTS

- a. **Mendocino Forest Products**, Sawmill at Fort Bragg, Mendocino County, Renewal of Waste Discharge Requirements, NPDES Permit No. CA0005886, WDID No.1B80054OMEN *Craig Hunt*

2. CORRECTIVE ACTION

- a. **PUBLIC HEARING** to Consider Whether to Affirm, Reject, or Modify Complaint R1-2000-11 for Administrative Civil Liability. The Executive Officer issued an Administrative Civil Liability Complaint to Roy Hauser dba Tall Timber Forest Management in the amount of \$10,000. Sediment was allegedly discharged from an area of timber harvest operations in amounts that violate the North Coast Water Quality Control Plan. The alleged violations concern discharges to String and Tartar Creeks in Mendocino County *Nathan Quarles*

Following the hearing, the Board may adjourn to a closed session to consider evidence received at the hearing and whether to initiate litigation. Authority: Government Code, Section 11126, Subdivisions (c)(3), and (e)(2)(C)(i)

- b. **PUBLIC HEARING** to Consider Renewal of Waste Discharge Requirements

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City of Crescent City, WasteWater Treatment Facility, NPDES Permit No. CA0022756, WDID No. 1A84006ODN and adoption of **Cease and Desist Order**

Emily Dean

Following the hearing, the Board may adjourn to a closed session to consider evidence received at the hearing and whether to initiate litigation. Authority: Government Code, Section 11126, Subdivisions (c)(3), and (e)(2)(C)(i)

3. OTHER BUSINESS

- a. Executive Officer Administrative Civil Liabilities *Lee Michlin*
- b. Joint California/Oregon Total Maximum Daily Load (TMDL) Effort on the Klamath River as Requested by the Klamath Forest Alliance *Dave Evans*
- c. Update by the Redwood Creek Landowners Association on their Activities within the Redwood Creek Watershed *Dave Evans*
- d. Violation and Enforcement Report *Craig Johnson*
- e. State and Regional Water Board Communications *John Brown*
- f. Disturbance Index as an Indicator for Watershed Health *Michael Evenson
Natural Resources*

4. EXECUTIVE OFFICER'S REPORT

- a. September report *Written*
- b. Leaking Underground Storage Tanks/Sewage Spills *Written*
- c. Proposition 65 Notifications *Written*

CLOSED SESSIONS

- 5. Closed Session. On September 22, 2000, the Regional Water Board will be meeting in closed session to discuss significant exposure to litigation. [Authority: Government Code Section 11126(e)(2)(B)(i).]
- 6. Closed Session. On September 22, 2000, the Regional Water Board will be meeting in closed session to discuss whether to initiate litigation. [Authority: Government Code Section 11126(e)(2)(C)(i).]
- 7. Closed Session. On September 22, 2000, the Regional Water Board will be meeting in closed session to discuss ongoing litigation. [Authority: Government Code Section 11126(e)(2)(A).]
- 8. Closed Session. On September 22, 2000, the Regional Water Board will be meeting in closed session to discuss an employee evaluation. [Authority: Government Code Section 11126(a)(1).]

NOTES

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Anyone requiring reasonable accommodation to participate in the meeting should contact Lynda Doherty, Associate Governmental Program Analyst at (707) 576-2655 at least five 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.

Unless otherwise specified in the public notice for a specific item, the Board wishes to limit oral presentations from all parties (dischargers, staff, government agencies, the public, etc.) to 0.5 hour maximum per party, but may limit testimony to 3 minutes per party, depending on time constraints. Interested persons should submit to the Regional Water Board office at 5550 Skylane Boulevard, Suite A, Santa Rosa, California, 95403, twelve written copies of all comments, technical reports, and other material concerning this issue by 5:00 p.m. of September 12, 2000. This written material will be provided to the Regional Water Board Members along with the full agenda materials. In addition, persons submitting written comments and other materials should be present at the Regional Water Board Meeting and available for questions. The Board's general practice is to not accept new written materials on the day of the hearing. Comments at the above scheduled meeting should be limited to a summary of the previously submitted written materials, provided however, that upon a proper showing that information is available which was not available at the time the written materials were submitted, the Board may allow further submission of oral or written comments. If this showing is not made, the Board may refuse to accept written materials.

A copy of the procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code Section 11500 et seq. The procedures may be obtained by accessing our web site at <http://www.swrcb.ca.gov/rwqcb1>.

The Regional Water Board processes requests for Water Quality Certification, pursuant to Section 401 of the Clean Water Act, to ensure that proposed federally permitted activities will comply with the Regional Water Board's water quality standards. A listing of requests that are pending Regional Water Board staff action may be obtained by calling the office of the North Coast Regional Water Board at (707) 576-2220. The list may be obtained by accessing our web site at <http://www.swrcb.ca.gov/rwqcb1>.

The Regional Water Board provides routine public notices on proposed corrective actions and closure decisions related to cleanup on contaminated sites. These routine notices are published on our web site at <http://www.swrcb.ca.gov/rwqcb1> and a copy is maintained at our office for public review.

A quorum of the members of the Regional Water Board may recess for lunch; however, no business will be discussed.

Material presented to the Board, as part of testimony that is to be made part of the record must be left with the Board. This includes photographs, slides, charts, diagrams, written testimony, etc. All Board files pertaining to the items on this agenda are hereby made a part of the record submitted to the Regional Water Board by staff for its consideration prior to action on the related items.

All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit being considered by the Regional Water Board must submit a statement to the Board disclosing any contribution of \$250 or more to any Regional Water Board Member. This requirement applies to contributions of \$250 or more made by the active supporter or opponent or his/her agent for use in federal, state or local elections within the last 12 months.

Also, all permit applicants and/or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES Permit pending before the Regional Water Board are prohibited from making a contribution of \$250 or more to any Board Member for three months following a Regional Water Board decision on the permit application.

Any person affected adversely by a decision of the Regional Water Board may petition the State Water Resources Control Board (State Water Board), to review the decision. The State Water Board must receive

California Environmental Protection Agency



the petition within 30 days of the Regional Water Board's meeting at which the action was taken. Copies of the laws and regulations applicable to filing a petition will be provided upon request.

The next Regional Water Board meeting will be held on October 27, 2000 in Santa Rosa, California.



California Regional Water Quality Control Board
North Coast Region

Board Members

William A. Hoy, Chair, Weed
Bev Wasson, Vice-Chair, Rio Nido
Daniel F. Crowley, Santa Rosa
Leslie A. Dahlhoff, Point Arena
Jason D. Liles, Healdsburg
William R. Massey, Forestville
James Mitchell, Santa Rosa

Staff

Lee A. Michlin, Executive Officer
Craig R. Johnson, Assistant Executive Officer, Ombudsman
Philip G. Wyels, Legal Counsel
Yuri Won, Legal Counsel

Watershed Protection Division

Robert L. Tancreto, Supervising Water Resource Control Engineer
Robert R. Klamt, Senior Land and Water Use Analyst (Upper Russian)
John Short, Senior Water Resource Control Engineer (Lower Russian)
David S. Evans, Senior Water Resource Control Engineer (North Coast)
Thomas B. Dunbar, Senior Water Resource Control Engineer (Northern Watershed)

Timber Harvest Division

Frank C. Reichmuth, Supervising Water Resource Control Engineer
Christine Wright-Shacklett, Senior Engineering Geologist (North Coast)
Nathan P. Quarles, Senior Water Resource Control Engineer (Humboldt, Eel)
Fred Blatt, Environmental Specialist IV (Klamath, Trinity)
Ranjit Gill, Environmental Specialist IV (Headwaters)

Cleanup and Investigation Division

Susan A. Warner, Supervising Water Resource Control Engineer
Chris Igbinedion, Senior Water Resource Control Engineer (Santa Rosa)
Tuck Vath, Senior Engineering Geologist (Northern Watershed)
Luis Rivera, Senior Water Resource Control Engineer (Central Watershed)
Kathleen Daly, Regional Administrative Officer (Administration)



Bill of Rights for Environmental Permit Applicants

The California Environmental Protection Agency (Cal/EPA) endorses the following precepts that form the basis of a permit applicant's "Bill of Rights":

1. Permit applicants have the right to assistance in understanding regulatory and permit requirements. All Cal/EPA programs maintain an Ombudsman to work directly with applicants. Permit Assistance Centers located throughout California have permit specialists from all State, regional, and local agencies to identify permit requirements and assist in permit processing.
2. Permit applicants have the right to know the projected fees for review of applications, how any costs will be determined and billed, and procedures for resolving any disputes over fee billings.
3. Permit applicants have the right of access to complete and clearly written guidance documents that explain the regulatory requirements. Agencies must publish a list of all information required in a permit application and of criteria used to determine whether the submitted information is adequate.
4. Permit applicants have the right of timely completeness determinations for their applications. In general, agencies notify the applicant within 30 days of any deficiencies or determine that the application is complete. California Environmental Quality Act (CEQA) and public hearing requests may require additional information.
5. Permit applicants have the right to know exactly how their applications are deficient and what further information is needed to make their applications complete. Pursuant to California Government Code Section 65944, after an application is accepted as complete, an agency may not request any new or additional information that was not specified in the original application.
6. Permit applicants have the right of a timely decision on their permit application. The agencies are required to establish time limits for permit reviews.
7. Permit applicants have the right to appeal permit review time limits by statute or administratively that have been violated without good cause. For state environmental agencies, appeals are made directly to the Cal/EPA Secretary or to a specific board. For local environmental agencies, appeals are generally made to the local governing board or, under certain circumstances, to Cal/EPA. Through this appeal, applicants may obtain a set date for a decision on their permit and in some cases a refund of all application fees (ask boards and departments for details).
8. Permit applicants have the right to work with a single lead agency where multiple environmental approvals are needed. For multiple permits, all agency actions can be consolidated under lead agency. For site remediation, all applicable laws can be administered through a single lead agency.
9. Permit applicants have the right to know who will be reviewing their application and the time required to complete the full review process.

For further information you may contact the North Coast Regional Water Quality Control Board at (707) 576-2220.



**THE LOUISIANA PACIFIC SAMOA, INC., PULPMILL AT SAMOA
TOUR
Attendance Form**

If you are interested in attending the Regional Water Board's September 21, tour, please fill out and return the form below as soon as possible, but no later than September 13, 2000.

(Completion of the form is voluntary, and is not a prerequisite to attending the tour. If you choose not to complete the form, however, please contact the Regional Water Board at (707) 576-2220 to let us know that you plan to attend, in order for us to attempt to provide sufficient transportation. It will not be necessary for you to register your name.)

Please mail form to: Lynda Doherty
North Coast Regional Water Quality Control Board
5550 Skylane Blvd., Suite. A
Santa Rosa, CA 95403

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September 21, 2000 Regional Water Board Tour Attendance Form.

Name	
Affiliation (if any)	
Phone Number	

