

San Francisco Bay Regional Water Quality Control Board

October 9, 2013 Board Meeting Minutes

Adopted November 13, 2013

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Item 1 - Roll Call and Introductions

Meeting called to order at approximately 9:10 am in the Elihu M. Harris Building, First Floor Auditorium.

Board Members Present

Newsha Ajami
William Kissinger
Margaret Abe-Koga
James McGrath

Board Members Absent

Vice-Chair Terry Young
Chair John Muller

Status

QUORUM

Board Member McGrath chaired the meeting. Board staff supervisors introduced new scientific aides and temporary help staff.

Tam M. Doduc, State Water Board Member and liaison to the San Francisco Bay Region, addressed the Board. She discussed yesterday's State Board Workshop on receiving water limits. She also discussed the initiation of scoping discussions on the Anti-Degradation Policy.

Item 2 - Public Forum

No parties requested to speak.

Item 3 - Minutes of Board Meetings

Minutes of the September 11, 2013, August 23, 2013, November 28, 2011, and December 14, 2011 Board Meetings.

Board Member Abe-Koga moved for adoption of items 3A, 3B, 3C, and 3D;
Board Member Kissinger seconded the motion.

Ayes : Ajami, Kissinger, Abe-Koga, McGrath

Nos: None

ITEMS ADOPTED

Item 4 – Chairman’s, Board Members’, and Executive Officer’s Reports

Acting Chair McGrath discussed his recent adventures exploring the Bay via kayak.

Executive Officer Bruce Wolfe gave an overview of this month’s Executive Officer’s Report. Acting Chair McGrath noted the passage of Assemblywoman Skinner’s bill regarding flame retardants. Board members asked about the demolition of the Bay Bridge and the Board’s permitting strategy for the project. Mr. Wolfe described the permitting process, remaining work, and mitigation for the Bay Bridge project.

Item 5 – Consideration of Uncontested Items

Item 5A – Valero Refining Company – California, Valero Benicia Refinery, 3400 East Second Street, Benicia, Solano County – Updated Waste Discharge Requirements and Rescission of Order No. 94-070

Item 5B – Shell Oil Products and Equilon Enterprises LLC, Shell Martinez Refinery, 3485 Pacheco Blvd., Martinez, Contra Costa County – Updated Waste Discharge Requirements and Rescission of Order No. 95-234

Item 5C – Crockett Community Services District, Port Costa Wastewater Treatment Plant and Wastewater Collection System, Port Costa, Contra Costa County – Reissuance of NPDES Permit

Mr. Wolfe recommended adoption of items 5A, 5B, and 5C with a recommended change to Item 5B. Mr. Wolfe proposed adding a new provision, C.8, on preparation of a long-term flood protection report, to Item 5B, to be consistent with provision C.7 in Item 5A. He also noted that the numbering after C.8 would be changed accordingly.

Board Member Kissinger disclosed that his law firm represents Valero and Shell on matters unrelated to items 5A and 5B, that he has no conflict of interest in voting on these matters, and he can do so with an open and unbiased mind.

Natalie Braden, Environmental Manager for the Shell Martinez Refinery, addressed the Board and noted that she was comfortable with the proposed changes to Item 5B.

Board Member Abe-Koga moved for adoption of items 5A, 5B as modified, and 5C; Board Member Ajami seconded the motion.

Ayes : Ajami, Kissinger, Abe-Koga, McGrath

Nos: None

ITEMS ADOPTED

Item 5D – Web-Based California EcoAtlas Update – Status Report

Mr. Wolfe provided background information on this item. Acting Chair McGrath provided historical perspective on mitigation tracking and acknowledged Board staff Andree Greenberg’s work on this program.

This item was for discussion purposes only and no action was taken.

Item 5E – Penalty Enforcement Actions and Priorities for This Year – Fiscal Year 2012/2013
Summary Report

Mr. Wolfe gave a brief overview of this item.

This item was for discussion purposes only and no action was taken.

Item 10 – Adjournment

Meeting adjourned at 9:50 am until the next Board Meeting – November 13, 2013.