
Santa Ana Regional Water Quality Control Board

AGENDA ANNOUNCEMENT

REGIONAL BOARD MEETING

Friday, May 8, 2020 at 9:00 a.m.

Video and Teleconference Meeting Only

No Physical Meeting Location

(Authorized by and in furtherance of
Executive Orders [N-29-20](#) and [N-33-20](#))

Live video webcast: [LIVE VIDEO](#)

NOTICE:

Video and Teleconference Meeting During COVID-19 Emergency: As a result of the COVID-19 emergency and the Governor's Executive Orders to protect public health by limiting public gatherings and requiring social distancing, this meeting will occur solely via remote presence. Links for the meeting, including a phone call option, or those who wish to comment on an agenda item or are presenting to the Board, please refer to our website for further updates:

<https://www.waterboards.ca.gov/santaana/>

Changes and postponements that may occur to this agenda will be placed on our website and automatically forwarded to those who subscribe to our electronic mailing list. Anyone wishing to subscribe to our electronic agenda mailing list, may do so as follows: go to [Regional Board Website](#), select "Subscriptions" from the homepage. Those who are not subscribers should visit our website prior to the board meeting date to view any changes to the agenda. Supporting documents for agenda items are now posted on our website at least 7 days prior to the scheduled meeting. To view or download the documentation, go to [Regional Board Website](#) and select "Regional Board" then "Agendas" from the homepage.

Special Virtual Speaker Instructions

Persons speaking at Santa Ana Water Board meetings are accustomed to filling out a speaker card. To allow for a more orderly process of identifying speakers in advance, the Santa Ana Water Board will use virtual speaker cards. The virtual speaker card will allow the Board Clerk to identify commenters interested in this item, locate them within the Zoom meeting waiting list, and unmute them so they can address the Board at the appropriate time.

To request to speak on an item and to receive the meeting password, by 5:00 p.m. Monday, May 4, 2020, send an email to Jeannie.Aguilar@waterboards.ca.gov

In the subject line, indicate: May 8, 2020 Speaker Comment

WILLIAM RUH, CHAIR | HOPE SMYTHE, EXECUTIVE OFFICER

In the body of the email, indicate:

- Your name
- Who you represent (i.e., self, another person, an organization)
- Whether you definitely want to speak, or you are unsure and will decide during the Workshop whether you want to speak
- Whether you intend to participate via videoconference or telephonically (note: through Zoom video conference, you will be able to see the Board Meeting video, but you will not have the option to show your own video)
- If calling in, please provide the last three digits of the phone number you will be calling from

If you do not send an email by 5:00 p.m. the Monday prior to the Board meeting, please send the email as soon as you can and no later than 8:00 am on May 7, 2020.

Item 1. Introductions

Item 2. Public Forum - Any person may address the Regional Board at the beginning of the meeting on any matter within the Regional Board's jurisdiction and not related to an item that is to be considered separately.

Item 3. State Water Resources Control Board Liaison Report - This item is for information only. No public testimony will be allowed, and the Regional Board will take no formal action.

Item 4. Regional Board Meeting Minutes of January 16, 2020 - The Board will consider approval of the Minutes of the regular Board meeting of. (Action item).
{Jeannie Aguilar 951-782-3285 jeannie.aguilar@waterboards.ca.gov}

Item 5. Regional Board Meeting Minutes of February 7, 2020 - The Board will consider approval of the Minutes of the regular Board meeting of. (Action item).
{Jeannie Aguilar 951-782-3285 jeannie.aguilar@waterboards.ca.gov}

Item 6. Consideration of the Consent Calendar - Items below, marked with an asterisk, are expected to be routine and non-controversial. The Board will be asked to consider these items at one time without discussion. If any interested party, Board Member or staff requests that an item be removed from the consent calendar, it will be taken up in the order shown.

Item *7. Waste Discharge Requirements for Cal Mat Company, dba Vulcan Materials, West Division, Corona Quarry Expansion Project, City of Corona, Riverside County – Authorizing discharges of 0.09 acre of fill to waters of the State and 0.17 acre of fill to waters of the United States. All waters are unnamed ephemeral tributaries of Temescal Creek, Reach 2. The discharge of fill is associated with the expansion of an existing aggregate mine. The order will serve as a Clean Water Act Water Quality Certification for the discharge of fill to the waters of the United States over which the U.S. Army Corps of Engineers asserted jurisdiction **Order Number R8-2020-0018.**

{David G. Woelfel 951-782-7960 david.woelfel@waterboards.ca.gov}

Item *8. Amendment of Site-Specific Waste Discharge Requirements Order Number R8-2016-0061 for In Situ Remediation of Groundwater at Former Raytheon Facility in Newport Beach

– Order R8-2020-0015 proposes to amend Order R8-2016-0061, to authorize additional in-situ injections of chemical amendments such as food grade soy bean oil, sodium lactate, food grade additives, emulsifiers, preservative and KB-1Plus® bioaugmentation agent, to remediate chlorinated solvent and petroleum hydrocarbon-impacted groundwater stemming from historical site operations conducted at the facility. The amendment authorizes the Executive Officer to approve future injections of chemical amendments into the groundwater at the Raytheon site, that are necessary to remediate the VOC-affected groundwater and are proposed in an addendum to the Remedial Action Plan, subject to approval by the Executive Officer. **Order Number R8-2020-0015**

{Kenneth R. Williams 951-782-4496 ken.williams@waterboards.ca.gov}

Item *9. Revised Waste Discharge Requirements for the Badlands Sanitary Landfill

- Order Number R8-2020-0003 revises and replaces the existing waste discharge requirements, Order No. 91-105 and its amendments, to prescribe updated discharge, monitoring, and reporting requirements for the Badlands Sanitary Landfill, an active non-hazardous municipal solid waste landfill in Moreno Valley, Riverside County.

Order Number R8-2020-0003

{Cindy Li 951-782-4906 cindy.li@waterboards.ca.gov}

Item *10. Waste Discharge Requirements for Toll Brothers Inc., Nakase-Toll Brothers Project, City of Lake Forest, Orange County

– Authorizing discharges of 0.99 acre of fill to waters of the State. All waters are unnamed intermittent or ephemeral tributaries of Serrano Creek. The U.S. Army Corps of Engineers has determined that no waters of the United States are present on the project site. The discharge of fill is associated with the development of the Nakase Brothers Wholesale Nursery **Order**

Number R8-2020-0027

{David Woelfel 951-782-7960 david.woelfel@waterboards.ca.gov}

Item 11. Waste Discharge Requirements for Rancho Diamante TTM 35393 (332019-28) Residential Development, City of Hemet, Riverside County

– Authorizing discharges of 1.61 acres of fill to waters of the State. All waters are unnamed isolated waters, intermittent or ephemeral tributaries of Salt Creek. The U.S. Army Corps of Engineers has determined that no waters of the United States are present on the project site. The discharge of fill is associated with the development of a 245-acre residential community, consisting of 588 residential lots. (Action Item) **Order**

Number R8-2020-0028

{David Woelfel 951-782-7960 david.woelfel@waterboards.ca.gov}

Item 12. Underground Storage Tanks Corrective Action Plans – Board staff will provide a list of sites where Corrective Action plans have been submitted within the

Region as required by the California Underground Storage Tank Regulations, Title 23, Article 11, Section 2728 (information item).

{Kenneth R. Williams 951-782-4496 ken.williams@waterboards.ca.gov}

Item 13 Underground Storage Tanks Site Closure Report – Board staff will provide a list of site closures that have occurred within the Region as required by the California Underground Storage Tank Regulations, Title 23, Article 11, Section 2728(d) (information item).

{Kenneth R. Williams 951-782-4496 ken.williams@waterboards.ca.gov}

Item 14. Executive Officer's Report

{Hope A. Smythe 951-782-4493 hope.smythe@waterboards.ca.gov}

Item 15. Regional Board Member and Executive Officer Communications – The Regional Board Members and the Executive Officer may discuss meetings, communications, correspondence or other items of general interest, relating to matters within the Board's jurisdiction. There will be no voting or formal action taken.

Closed Session - At any time during the regular session, the Regional Board may adjourn to a closed session to:

- a. Consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence (Government Code Section 11126(c)(3));
- b. consider the appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against a public employee, (Government Code Section 11126(a)(1));
- c. discuss significant exposure to litigation (Government Code Section 11126(e) (2)(B)(i));
- d. discuss whether to initiate litigation (Government Code Section 11126(e)(2) (C)(i)); and
- e. discuss pending litigation in the following matters (Government Code, §11126, subdivision (e)):
 - (1) Goodrich Corporation vs. California State Water Resources Control Board et al. (Los Angeles Superior Court Case Number BS 110389, [consolidated with BS110390 and BS110391])
 - (2) In re Petitions of Kwikset Locks, Inc. (SWRCB/OCC File Numbers A-1732, 1732(a), 1732(b), 1732(c), and 1732(d))
 - (3) In re Own Motion Review of Rialto-Area Perchlorate Contamination (SWRCB/OCC File Number A-1824).
 - (4) *United El Segundo, Inc. & Rapid Gas, Inc. vs. Santa Ana Regional Water Quality Control Board*, Riverside County Superior Court, Case Number RIC 1722363 [Challenging Cleanup and Abatement Order Number R8-2016-0048].
 - (5) *Orange County Water District vs. Sabic Innovative Plastics US, LLC* et al., Orange County Superior Court, Case No. 30-2008-00078246-CU-TT-CXC [cross-complaints against Regional Board seeking declaratory relief].

(6) *Edwards Lifesciences LLC et al. vs. Regional Water Quality Control Board, Santa Ana Region*, Orange County Superior Court, Case No. 30-2019-01083704-CU-WM-CXC [challenging investigative order issued under Water code section 13267 on August 30, 2018].

Adjournment to the Special Board Meeting of May 15, 2020, at 9:00 am. This will be a video and teleconference meeting. Due to the COVID-19 emergency and the Governor's Executive Order N-33-20, recent Board Meetings have been cancelled or have been presented as video and teleconference meetings with no physical meeting location, and solely via remote presence. Please follow our website for further updates: https://www.waterboards.ca.gov/santaana/board_info/agendas/2020_agendas.html

NOTICES:

Any person who has a disability and requires reasonable accommodation to participate in this Regional Board meeting should contact Jeannie Aguilar at 951-782-3285 or at jeannie.aguilar@waterboards.ca.gov, no later than ten business days prior to the meeting.

If you need interpreter services, contact Jeannie Aguilar at least ten business days prior to the date of the Board meeting at jeannie.aguilar@waterboards.ca.gov.

Any person interested in obtaining information and/or providing input regarding pending applications for Water Quality Standards Certification under Section 401 of the Federal Clean Water Act, may contact Jason Bill at 951-782-3295
jason.bill@waterboards.ca.gov