



STATE WATER BOARD
BOARD MEETING/HEARING & WORKSHOP
Tuesday, September 15, 2009 – 9:00 a.m.
Coastal Hearing Room – Second Floor
Joe Serna Jr./Cal/EPA Building
1001 I Street, Sacramento

***** PLEASE NOTE 9:00 A.M. START TIME FOR BOARD MEETING *****

DECLARATION OF A QUORUM

Charlie Hoppin, Chair; Frances Spivy-Weber, Vice Chair; Arthur G. Baggett, Jr., Member;
Tam M. Doduc, Member

BOARD MEETING

Public comments on agenda items will be limited to 3 minutes or otherwise at the discretion of the Board Chair

PRESENTATION OF SUPERIOR ACCOMPLISHMENT AWARDS

PUBLIC FORUM

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Board's jurisdiction provided the matter is not on the agenda, or pending before the State Water Resources Control Board or any California Regional Water Quality Control Board.

BOARD BUSINESS

1. The Board will consider adoption of the September 1, 2009 Board Meeting minutes.
2. Board Member Report.

UNCONTESTED ITEMS (Item 3-8*)

- *3. Consideration of a proposed Resolution adopting a Statement of Overriding Considerations (SOC) regarding the 2005–2006 Consolidated Grant Program - Proposition 40 Integrated Watershed Management Program (IWMP) Implementation Grant for the Santa Clara Valley Water District (District) [South Bay Salt Pond \(SBSP\) – Pond A8 Applied Study \(Project\)](#).
- *4. Consideration of a proposed Resolution adopting a Statement of Overriding Considerations (SOC), and approval of a Clean Water State Revolving Fund (CWSRF) Program Preliminary Funding Commitment (PFC) for the [Fresno Metropolitan Flood Control District \(District\)](#), [Fresno Stormwater Collection](#), Treatment and Surface Water Recycling Project (Project), CWSRF Project No. C-06-6350-110.
- *5. Consideration of a proposed Resolution for the adoption of the [Clean Water State Revolving Fund \(CWSRF\) Project Priority List \(PPL\) for State Fiscal Year \(SFY\) 2009/2010](#).
- *6. Consideration of a proposed Resolution approving projects and authorizing grants under the [American Recovery and Reinvestment Act Water Quality Management Planning Section 604\(b\) grant](#).

- *7. Consideration of a proposed Resolution adopting emergency regulations amending [Water Rights fee schedules](#) in Title 23, Division 3, of the California Code of Regulations.
- *8. Consideration of a proposed Order in the Matter of the Petition of Mr. Ken Berry and California Citizens for Environmental Justice for review of Cleanup and Abatement Order No. R2-2008-0095 to the San Francisco Bay Regional Water Quality Control Board for the City of Richmond, United States Department of Defense, Department of the Navy, [Former Point Molate Naval Fuel Depot](#), Richmond, Contra Costa County. (SWRCB/OCC File A-1972.) The State Water Board will consider issuing an order vacating the order and remanding the matter. *(Written comments limited solely to changes made at the September 1 workshop are due on September 8, 2009 by 12 noon.)*

DIVISION OF ADMINISTRATIVE SERVICES & DIVISION OF WATER QUALITY

9. Consideration of a proposed Resolution adopting emergency regulations revising the [core regulatory fee schedules](#) contained in Title 23, Division 3, Chapter 9, Article 1, Sections 2200.

BOARD HEARING

The State Water Board may take final action at the conclusion of this hearing or may defer final action to a subsequent, publicly noticed board meeting

DIVISION OF WATER QUALITY

10. Consideration of adoption of proposed amendments to the [California Ocean Plan](#) (Ocean Plan). *(Written comments were due on August 31, 2009 by 12 noon.)*
 - [Change Sheet #1](#)
 - [Revised draft Final Staff Report – September 2009](#)
 - [Revised Appendix A – California Ocean Plan with proposed Amendments – September 2009](#)

BOARD MEETING

DIVISION OF WATER RIGHTS

11. Consideration of a proposed Order on reconsideration of a Division of Water Rights order denying petitions for extension of time on permits held by U.S. Bureau of Reclamation on the [Santa Margarita River in San Diego County](#). **(Written comment deadline extended to September 14, 2009 by 9:00 a.m.)**

BOARD WORKSHOP

No final Board action will be taken at the workshop on Items 12-14

OFFICE OF CHIEF COUNSEL

12. Consideration of a proposed Order regarding the Petition of California Sportfishing Protection Alliance, Waste Discharge Requirements Order No. R5-2008-0162 [NPDES No. CA0084727] for the [Tuolumne Utilities District, Sonora Regional Wastewater Treatment Plant, and Jamestown Sanitary District Jamestown Wastewater Treatment Plant](#), Tuolumne County, issued by the California Regional Water Quality Control Board, Central Valley Region. (SWRCB/OCC File A-1967.) The State Water Board will hear comments and consider issuing an order remanding the waste discharge requirements. *(Written comments were due on September 3, 2009 by 12 noon.)*

13. Consideration of a proposed Order regarding the Petition of California Sportfishing Protection Alliance, Waste Discharge Requirements Order No. R5-2008-0104 [NPDES Order No. CA0085286] for the [Soper Company, Spanish Mine, Nevada County](#), issued by the California Regional Water Quality Control Board, Central Valley Region . (SWRCB/OCC File A-1948.) The State Water Board will hear comments and consider issuing an order remanding the waste discharge requirements. *(Written comments are due on September 8, 2009 by 12 noon. NOTE: Prior notice indicated a September 7, 2009 deadline, but because of the Labor Day Holiday, comments will be due September 8, 2009 by 12 noon.)*
14. Consideration of a proposed Order regarding the Petitions of City of Stockton, California Sportfishing Protection Alliance, San Luis & Delta-Mendota Water Authority and Westlands Water District, Waste Discharge Requirements Order No. R5-2008-0154 [NPDES No. CA0079138] for the [City of Stockton Regional Wastewater Control Facility](#), San Joaquin County, issued by the California Regional Water Quality Control Board, Central Valley Region. (SWRCB/OCC Files A-1971, A-1971(a) & A-1971(b).) The State Water Board will hear comments and consider issuing an order remanding the waste discharge requirements. *(Written comments were due on September 3, 2009 by 12 noon.)*

INFORMATIONAL ITEM

15. Executive Director's Report.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m., September 10, 2009, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m., September 10, 2009, and will not be accepted after that time.

Submittals are to be sent via e-mail to the Clerk to the Board at commentletters@waterboards.ca.gov. Please indicate in the subject line, "**9/15/09 BOARD MEETING (fill in bolded subject from appropriate item).**" If you have questions about the agenda, contact the Clerk to the Board at (916) 341-5600.

Agenda and items will be available electronically at: http://www.waterboards.ca.gov/board_info/calendar/index.shtml

* Items on the uncontested items calendar may be removed at the request of any Board member or person. If an item is removed from the uncontested items calendar, it will only be voted on at this meeting if the Board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons.

Video broadcast of meetings will be available at: <http://www.calepa.ca.gov/Broadcast/>.

For a map to our building, visit: <http://www.calepa.ca.gov/EPABldg/location.htm>. For security purposes, all visitors are required to sign in and receive a badge prior to entering the building. Valid picture identification may be required due to the security level so please allow up to 15 minutes for this process. Individuals who require special accommodations are requested to contact the Office of Employee Assistance, at (916) 341-5881.