



Public Meeting

Central Valley Regional Water Quality Control Board

Thursday, 20 October 2005 – 8:30 a.m.
Friday, 21 October 2005 - 8:30 a.m.
Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and to make decisions based on the information received.

Persons who want to submit written comments or evidence on any agenda item must comply with the **Meeting Procedures** described at the end of the listing of **Agenda** items. Persons wishing to speak at the meeting should complete an attendance card and provide it to staff. Although otherwise filling out the attendance card is voluntary, we do appreciate receiving a card from all persons in attendance.

Persons applying for, or actively supporting or opposing, waste discharge requirements before the Board must comply with legal requirements if they or their agents have or propose contributing more than \$250 to a Board member for an election campaign. Contact the Board office for details if you fall into this category.

Items showing times will begin no sooner than indicated. Items are numbered for identification purposes only and may not be considered in order. They may, however, be delayed by previous items. Items scheduled for the first day of a multi-day meeting may be delayed or continued to the next day of the meeting. The Board may conduct any scheduled hearing as a Panel Hearing as allowed by law in the event of a lack of a Board member quorum. In the event that a Panel Hearing is held, final action on that item will not be taken until a Board member quorum is present. Closed Session business is normally conducted during the lunch break, although the Board may adjourn to Closed Session at any time. Depending on the extent of Closed Session items, the lunch break may be lengthy. The Board Chair will announce prior to any Closed Session the anticipated time that the public session will resume.

Technical questions regarding agenda items should be directed to the responsible staff person whose name and direct phone number are indicated by the agenda item. If no staff person is listed, or for general questions and requests for agenda material, please contact Janice Tanaka at (916) 464-4839.

The facility is accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Ms. Tanaka at (916) 464-4839 at least 5 working 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.

Board agendas and the approved minutes of Board meetings are posted on the Regional Board's website at http://www.waterboards.ca.gov/centralvalley/board_meetings

Copies of the items to be considered by the Board may be downloaded from the following Website, <http://www.waterboards.ca.gov/centralvalley/tentative> organized by agenda item number.

A listing of pending applications for Water Quality Certifications, pursuant to section 401 of the Federal Clean Water Act, may be obtained from the Regional Board's Web Page at or by calling Pat Gillum at http://www.waterboards.ca.gov/centralvalley/public_notices (916) 464-4709.

The **Agenda** for this meeting begins on the next page.

TIME LIMITATIONS

In order to move the Board meeting along in a timely manner, and assure time for adequate consideration of items later in the Agenda, the Chair may enforce maximum time limitations on each item. The goal is to complete all presentations, cross-examination, Board deliberation and voting within the allotted time. Allotted times are listed on the agenda following each item. Please consider the allotted time when preparing your presentations. Items with specific times listed will not be heard before that time but may be heard later.

THURSDAY – 20 OCTOBER 2005 – 8:30 a.m.

1. Introductions, approval of the September Minutes and pledge of allegiance.
2. Meeting Rules and Procedures
3. Executive Officer's Report (http://www.waterboards.ca.gov/centralvalley/monthly_board_report)
4. Board Member Communications - Regional Board Members and the State Board Liaison Member 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.
5. Public Forum - *Any member of the public may address the Board on any matter within the Board's jurisdiction and not scheduled for consideration at this meeting (5 minute time limit per subject) 8:30 a.m.*

OTHER BUSINESS

6. Regional Board Priorities – *Information Item* [Ken Landau (916) 464-4839]

IRRIGATED LANDS

7. [Conditional Waivers of Waste Discharge Requirements for Discharges From Irrigated Lands Within the Central Valley Region](#) [Wendy Cohen (916) 464-5817] [**Time Limit 120 minutes**]
 - a. [Workshop for Renewal of Conditional Waivers](#)
 - b. [Information Report on Issues related to Coalition Group Membership Lists](#)
 - c. [Tributary Rule – Consideration of Resolution Adding Information Sheet to Resolution No. R5-2003-0105](#)

BASIN PLANNING

8. [Amendments to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins for the Control of Diazinon and Chlorpyrifos Runoff into the Lower San Joaquin River](#) – *Consideration of Adoption of Proposed Amendment and Filing of a Draft Environmental Document* [Diane Beaulaurier (916) 464-4637] [**Time Limit 120 minutes**]

NPDES PERMITS

THIS ITEM WILL START NO EARLIER THAN 1:00 P.M.

9. [Bear Valley Water District](#), Alpine County – *Consideration of New NPDES Permit and Time Schedule Order* [Anand Mamidi (916) 464-4853] [**Time Limit 90 minutes**]
10. [City of Roseville, Master Reclamation Permit](#), Placer County - *Consideration of Amendment of Reclamation Permit to Implement Conditional Settlement of Lawsuit* [Kenneth Landau (916) 464-4839] [**Time Limit 30 minutes**]
18. [Preston And Lois Avery](#), Contra Costa County – *Consideration of Resolution approving Cleanup And Abatement Order No. R5-2005-0711* [George Day (916) 464-4606] [**Time Limit 60 minutes**] **MOVED FROM FRIDAY'S AGENDA**

FRIDAY – 21 OCTOBER 2005 – 8:30 a.m.

11. Introductions and pledge of allegiance.
12. Meeting Rules and Procedures

13. Board Meeting Calendar for 2006 [Janice Tanaka (916) 464-4839]
14. Public Forum - *Any member of the public may address the Board on any matter within the Board's jurisdiction and not scheduled for consideration at this meeting (5 minute time limit per subject) 8:30 a.m.*
15. The Board will be asked to approve items 22 through 29 with no discussion if no one is here to testify about them; see pages 3 and 4 for a description/listing of items.

ENFORCEMENT

16. [Hilmar Cheese Company, Inc.](#), Merced County - *Consideration of either a Settlement Agreement or the Re-scheduling of a Hearing on the merits of the proposed Administrative Civil Liability Complaint* [Catherine George (858) 467-2958].
[Time Limit 60 minutes]
17. [Dixon Commercial Properties, Monfort, Inc., Con Agra Foods, Inc. and Greynom, Inc.](#), Solano County – *Consideration of a Cleanup and Abatement Order* [Robert Reeves (916) 464-4651] [Time Limit 60 minutes]
18. [Preston And Lois Avery](#), Contra Costa County – *Consideration of Resolution approving Cleanup And Abatement Order No. R5-2005-0711* [George Day (916) 464-4606] **MOVED TO THURSDAY, 20 OCTOBER, AFTER ITEM 10**
19. [City of Tracy, Wastewater Treatment Plant](#), San Joaquin County - *Consideration of Administrative Civil Liability Supplemental Environmental Project* [James Marshall (916) 464-4772] [Time Limit 30 minutes]
20. [Lincoln Center Environmental Remediation Trust, Groundwater Treatment System](#), San Joaquin County – *Consideration of NPDES Permit Renewal and Time Schedule Order* [Jon Ericson (916) 464-4660] [Time Limit 90 minutes]

BASIN PLANNING

21. [Amendment to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins for the Control of Mercury in Cache Creek, Bear Creek, Sulphur Creek, and Harley Gulch](#) – *Consideration of Adoption of Proposed Amendment and Filing of a Draft Environmental Document* [Janis Cooke (916) 464-4672] [Time Limit 120 minutes]

UNCONTESTED ITEMS CALENDAR

Uncontested items are expected to be routine and noncontroversial; recommendations will be acted on without discussion. If any interested party, Board, or staff member requests discussion, the item may be removed from the Uncontested Items Calendar and taken up in the regular agenda order, or in an order determined by the Board Chair – 8:30 a.m.

ENFORCEMENT

22. [Visalia Medical Clinic, Inc.](#), Tulare County – *Consideration of NPDES Permit and Time Schedule Order* [Matt Scroggins (559) 445-6042]
23. [Kraft Foods Inc., Visalia Plant](#), Tulare County – *Consideration of NPDES Permit and Time Schedule Order* [Matt Scroggins (559) 445-6042]
24. [State of California Department of Corrections, Deuel Vocational Institution, Wastewater Quality Control Facility](#), San Joaquin County – *Consideration of Resolution Amending NPDES Permit and Adoption of New Cease and Desist Order* [Barry Hilton (916) 464-4762]
25. [Oakwood Lake Water district and Beck Properties, Oakwood Lake Subdivision Mining Reclamation Project](#), San Joaquin County – *Consideration of NPDES Permit Renewal and Time Schedule Order* [Jon Ericson (916) 464-4660]

NPDES PERMITS

26. [Uncontested NPDES Permits](#)
 - a. United States Department of the Air Force, Former McClellan Air Force Base, Ground Water Extraction and Treatment System (GWTS), Sacramento County (revision)
 - b. United States Department of the Interior, National Park Service, Yosemite National Park, Wawona Wastewater Treatment Facility (WWTF), Mariposa County (renewal)

- c. Southern California Edison Company, Big Creek Powerhouse No. 1 Domestic Wastewater Treatment Plant, Fresno County (renewal)

WASTE DISCHARGE REQUIREMENTS

27. [Uncontested Change of Name and/or Ownership](#)

- a. Cisco Gas and Food, AKS International, Inc., Placer County, Order No. 87-211
- b. RBT Properties, LLC, Monson Facility, Fresno County, Order No. 96-239
- c. CC Water Acquisition Company, L.L.C., Danone Natural Spring Water Bottling Facility, Siskiyou County, Order No. 5-01-233
- d. Corman Communities, Inc, Cool Village Wastewater Treatment Facility, El Dorado County, Order No. R5-2003-0023

28. [Uncontested Rescissions](#)

- a. Franco-Western Oil Company, Norris-Drilexco-Hand Lease, Dagany Lease, Pyramid Hills Oil Field, Kings County, Order No. 58-282
- b. Standard Oil Company of California, 7Y Lease, Section 17 Lease, Davis Smith Lease, Pyramid Hills Oil Field, Kings County, Resolution No. 58-286
- c. Former Windwood Dairy (William Murphy), Sacramento County, Order No. 87-207.
- d. Midway Sunset Cogeneration Company, Western Midway Sunset Power Project, Kern County, Order No. 5-01-224

29. [Uncontested Waste Discharge Requirements](#)

- a. [Jerry G. Brassfield, Brassfield Estate Winery](#), Lake County (revision)
- b. [Clayton Regency, LLC, Clayton Regency Mobile Home Park Wastewater Treatment Facility](#), Contra Costa County (revision)
- c. [City of Colfax, Colfax Landfill, Class III Landfill, Closure, Post-Closure Maintenance and Corrective Action](#), Placer County (revision)
- d. [County of Kern, for Closure, China Grade Sanitary Landfill](#), Kern County (revision)
- e. [Howard E. Caywood, Inc., Section 19 & 24 Leases, Midway-Sunset Oil Field](#), Kern County (new)
- f. [Sutter Gold Mining Company, U.S. Energy Corp. Property Owners, Lincoln Mine Project, Construction of Waste Piles and Expanded Mining Operations](#), Amador County (new)

30. The Regional Board may meet in closed session on Thursday or Friday to consider personnel matters [Authority: Government Code Section 11126(a)]; to deliberate on a decision to be reached based upon evidence introduced in a hearing [Authority: Government Code Section 11126(c)(3)]; or to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation [Authority: Government Code Section 11126(e)]. Litigation items that may be discussed are:

- a. CVRWQCB, et al. v. Aerojet-General Corp., et al, Sacramento Co. Sup. Ct. No. 286073, consolidated with Nos. 288302 and 291981; CVRWQCB, et al. v. Aerojet-General Corp., et al., USDC (EDCal) No. CIV-S-86-0064-EJG (consolidated with U.S. v. Aerojet-General Corp., et al., USDC (EDCal) No. CIV-S-86-0063-EJG. (Aerojet Cleanup)
- b. Sacramento Regional Co. Sanitation Dist. v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 98CS01702.
- c. State of Calif., CVRWQCB, et al. v. Iron Mountain Mines, Inc., et al., USDC (EDCal) No. CIV-S-91-1167-DFL-PAN and U.S. v. Iron Mountain Mines, Inc., et al., USDC (EDCal) No. S-91-0768 DFL/JFM. (IMM Cleanup)
- d. State of Calif. ex rel CIWMB, et al. v. Edward J. Filbin, et al. (Westley Tire Fire).
- e. San Francisco Baykeeper, Inc., et al. v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 99CS02722. (Toxic Hot Spots)
- f. Coalition for Alternatives to Kiefer Landfill v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 01CS00728. (Landfill WDRs)
- g. CVRWQCB v. A Greener Globe Corp., et al., Placer Co. Sup. Ct. No. SCV11383. (Landfill WDRs)
- h. CVRWQCB v. Sonora Mining Corp., et al., Tuolumne Co. Sup. Ct. No. CV 486 (Jamestown Mine).
- i. Original Sixteen to One Mine, Inc. v. CVRWQCB, Sierra Co. Sup. Ct. No. 5511. (NPDES permit)
- j. State of Calif., City of Lodi v. M&P Investments, et al., USDC (EDCal) No. CIV S-00-2441 FCD. (Lodi PCE plumes)
- k. City of Merced, et al., v. R.A. Fields, CVRWQCB, U.S. Court of Appeals (Ninth Cir.) D.C. No. CV-F 92-5627 (REC/DLB) EDCal; City of Merced, et al., v. R.A. Fields, et al., USDC (EDCal) No. CV-F 92-5627 REC/DLB. (Merced PCE plumes)
- l. National Park Service, El Portal WWTF, Administrative Civil Liability Order No. 5-01-031. (NPDES discharge)
- m. Deltakeeper, et al v. CVRWQCB, Sacramento Co. Sup. Ct. No. 03CS00032 (Ag Waiver CEQA lawsuit).
- n. City of Stockton v. SWRCB et al., San Joaquin Co. Sup. Ct. No. CVO20665 (NPDES permit).
- o. City of Vacaville v. SWRCB et al., Solano Co. Sup. Ct. No. FCSO20945 (NPDES permit).
- p. County of Sacramento v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct. No. 03CS01521

- q. California Farm Bureau v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct., 04CS00264 (2005 Ag Waiver lawsuit)
- r. Deltakeeper et al v. CVRWQCB and SWRCB, Sacramento Co. Sup. Ct., 04CS00235 (2005 Ag Waiver lawsuit)
- s. City of Vacaville v. SWRCB and CVRWQCB and California Association of Sanitation Agencies v. SWRCB and CVRWQCB, Contra Costa Co. Sup. Ct., Case No. CIV MSN03-0956.(NPDES permit)
- t. Petition of City of Manteca, Review of NPDES permit and Cease and Desist Order (Order Nos. R5-2005-0028 and R5-2005-0029) (NPDES permit, filed April 19, 2005).
- u. Petition of City of Galt, SWRCB/OCC File A-1627 (NPDES permit)
- v. Deltakeeper et al v. SWRCB and CVRWQCB, Sac. Co. Sup. Ct (2005 Timber Waiver Lawsuit).
- w. Ameripride Services, Inc. v. CVRWQCB, et al., Sacramento Co. Sup. Ct. No.04CS00426 (PCE plume)
- x. City of Lodi petition regarding Lodi Central Area PCE sites SWRCB/OCC File A-1639(c), (Review of Cleanup and Abatement Order R5-2004-0043)
- y. Lodi News Sentinel v. RWQCB San Joaquin Superior Court Case No. CV25145
- z. MANA v. State Water Resources Control Board and Regional Water Quality Control Board, Sac. County Superior Court No. 04CS00871
- aa. City of Woodland v. SWRCB and CVRWQCB, Yolo County. Sup. Ct.. Case No. PT04-759 (NPDES Permit R5-2003-0031 and CDO R5-2003-0032, and SWRCB Order WQO 2005-0010
- bb. DeltaKeeper, et al. v. SWRCB and CVRWQCB, Sacramento Co. Sup Ct. Case No. 04CS01228 (Roseville Reclamation Permit)
- cc. City of Yuba City v. SWRCB and RWQCB (NPDES Permit)