

AGENDA

Public Meeting
Central Valley Regional
Water Quality Control Board



Wednesday, April 15, 2015–9:00 a.m.
MANAGED WETLANDS WORKSHOP & TOUR
Irrigated Lands Regulatory Program
San Luis National Wildlife Refuge Complex
Headquarters and Visitor Center
7376 S. Wolfsen Road
Los Banos, CA 93635

REGULAR BOARD MEETING (FRESNO)
Thursday, April 16, 2015 – 9:00 a.m.
Friday, April 17, 2015 –9:00 a.m.
Central Valley Water Board
1685 E. Street
Fresno, CA 93706

The Central Valley Board strives to conduct accessible, orderly, and fair meetings. The Board abides by the following rules when conducting its meetings:

- No person is required to register their name or provide other information to the Board in order to attend a Board meeting. Completing an attendance card is voluntary, unless you wish to testify before the Board.
- Anyone speaking to the Board will be requested to complete an attendance card.
- Anyone testifying in permit and enforcement actions will be required to complete an attendance card and affirm that any testimony that they provide is the truth by taking an oath.
- Items on this Agenda are numbered for identification purposes only; the Board may consider these items out of their listed order.
- Any item scheduled for the first day of a multi-day Board meeting may be delayed or continued to the next day, and items may also be moved from the second day to the first day. The Board may remove items from this Agenda without prior notice.
- If the Board lacks a quorum, the Board may conduct a hearing as a Panel Hearing. However, the Board will not take final action on such an item until a quorum of the Board is present.

Copies of the items to be considered by the Central Valley Water Board are posted on the Board's website at:
http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/

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

Questions regarding individual items should be directed to the Board staff person whose name and phone number are indicated with the agenda item. If no staff person is listed, or for general questions, please contact Ms. Kiran Lanfranchi-Rizzardi at: (916) 464-4839 or klanfranchi@waterboards.ca.gov

The Board meeting will be conducted at a facility that is accessible to people with disabilities. Individuals requiring special accommodations are asked to contact Ms. Lanfranchi-Rizzardi 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.

A list of applications for Water Quality Certifications, which the Board issues pursuant to Section 401 of the Clean Water Act, can be found at: http://www.waterboards.ca.gov/centralvalley/public_notices/ or can be obtained by calling the Board at: (916) 464-3291.

ELECTRONIC PRESENTATIONS

PowerPoint and other electronic presentations are frequently presented at the Board Meetings. Please e-mail presentations to the Board's Webmaster at webmaster5@waterboards.ca.gov at least 24 hours in advance, or bring your files either on a USB Flash Drive or CD-ROM and give them to Board Staff prior to the start of the meeting.

WEDNESDAY, APRIL 15, 2015 – 9:00 A.M.
Managed Wetlands Workshop & Tour (Los Banos, CA)
Irrigated Lands Regulatory Program
San Luis National Wildlife Refuge Complex
Headquarters and Visitor Center
7376 S. Wolfsen Road
Los Banos, CA 93635

9:00 a.m. to 12:00 p.m.

1. Introductions
2. Field Tour to view Managed Wetlands

To Begin No Earlier than 1:00 p.m.

3. Pledge of Allegiance, Meeting Rules and Procedures
4. *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, or pending before the Board*
5. Managed Wetlands Workshop – Irrigated Lands Regulatory Program, *Informational Item Only*
[Susan Fregien, (916) 464-4813]

THURSDAY, APRIL 16, 2015 – 9:00 A.M.
Regular Board Meeting
Central Valley Regional Water Quality Control Board (Fresno Office)
1685 E. Street, Fresno, CA 93706

1. Introductions, Pledge of Allegiance, and approval of minutes of the 5/6 February 2015 Board meeting
2. Meeting Rules and Procedures
3. Board Member Communications – 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
4. *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, or pending before the Board*
5. Executive Officer's Report (http://www.waterboards.ca.gov/centralvalley/board_info/exec_officer_reports/)

OTHER BUSINESS

6. [Lean 6-Sigma Project Update – Informational Item Only](#) [Scott Hatton (559) 444-2502]

WASTE DISCHARGE REQUIREMENTS

7. [Root Creek Water District, Riverstone Wastewater Treatment Facility, Madera County – Consideration of New Waste Discharge Requirements](#) [Katie Carpenter (559) 445-5551]

OTHER BUSINESS

8. [Update on the Sustainable Groundwater Management Act of 2014 – Informational Item only](#)
[Adam Laputz, (916) 464-4726]

ENFORCEMENT

9. [Recology, Inc. DBA Recology Yuba Sutter, Recology Yuba Sutter Landfill, Yuba County – Consideration of Administrative Civil Liability Order](#) [Todd Del Frate (916) 464-4737]

BASIN PLANNING

10. [Triennial Review of the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins – Consideration of a Resolution to Adopt the Triennial Review Work Plan](#) [Betty Yee (916) 464-4643]
11. [Triennial Review of the Water Quality Control Plan for the Tulare Lake Basin – Consideration of a Resolution to Adopt the Triennial Review Work Plan](#) [Bethany Soto (559) 445-6077]
12. [Amendment to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins to Remove the Municipal and Domestic Supply \(MUN\) Beneficial Use in Twelve Constructed and/or Modified Water Bodies in the Sacramento River Basin – Consideration of Adoption](#) [Anne Littlejohn (916) 464-4840]
13. [Amendments to the Water Quality Control Plans for the Sacramento River and San Joaquin River Basins and the Tulare Lake Basin to Establish a Region-wide Process for Evaluating the Municipal and Domestic Supply \(MUN\) Beneficial Use in Agriculturally Dominated Surface Water Bodies – Public Workshop](#)
[Anne Littlejohn (916) 464-4840]

OTHER BUSINESS

14. [Status of Developing the Central Valley Salt and Nitrate Management Plan \(CV-SALTS\): Implementation Alternatives – Informational Item](#) [Jeanne Chilcott (916) 464-4788]

FRIDAY, APRIL 17, 2015 – 9:00 A.M.
Regular Board Meeting
Central Valley Regional Water Quality Control Board (Fresno Office)
1685 E. Street, Fresno, CA 93706

15. Introductions, Pledge of Allegiance.
16. Meeting Rules and Procedures.
17. Board Member Communications – 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.
18. 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, or pending before the Board (3 minute time limit per subject)*
19. Executive Officer's Report (http://www.waterboards.ca.gov/centralvalley/board_info/exec_officer_reports/)
20. The Board will be asked to approve items 37 through 44 with no discussion if no one is here to testify about them.

NPDES PERMITS

21. [Cities of Citrus Heights, Elk Grove, Folsom Galt, Rancho Cordova, and Sacramento, and County of Sacramento, Storm Water Discharges from Municipal Separate Storm Sewer System, Sacramento County – Consideration of NPDES Permit Renewal \(NPDES CAS082597\)](#) [Genevieve Sparks (916) 464-4745]
22. [City of Stockton and San Joaquin County, Storm Water Discharges from Municipal Separate Storm Sewer System, San Joaquin County – Consideration of NPDES Permit Renewal \(NPDES CAS083470\)](#) [Genevieve Sparks (916) 464-4745]
23. [City of Modesto, Storm Water Discharge from Municipal Separate Storm Sewer System, Stanislaus County – Consideration of NPDES Permit Renewal \(NPDES CAS083526\)](#) [Genevieve Sparks (916) 464-4745]
24. [City of Manteca and Dutra Farms Inc., Wastewater Quality Control Facility, San Joaquin County – Consideration of NPDES Permit Renewal \(NPDES Permit CA0081558\)](#) [Dania Jimmerson (916) 464-4742]
25. [City of Turlock, Water Quality Control Facility, Stanislaus County – Consideration of NPDES Permit Renewal \(NPDES Permit CA0078948\)](#) [Tyson Pelkofer (916) 464-4853]
26. [Nevada County Sanitation District No. 1, Lake of the Pines Wastewater Treatment Plant, Nevada County – Consideration of NPDES Permit Renewal \(NPDES CA0081612\)](#) [Josh Palmer (916) 464-4674]
27. [Nevada County Sanitation District No. 1, Lake Wildwood Wastewater Treatment Plant, Nevada County – Consideration of NPDES Permit Renewal \(NPDES CA0077828\)](#) [Josh Palmer (916) 464-4674]
28. [Bell-Carter Olive Company, Inc., and City of Corning, Bell-Carter Industrial Wastewater Treatment Plant, Tehama County – Consideration of NPDES Permit Renewal \(NPDES Permit CA0083721\)](#) [Jeremy Pagan (530) 224-4850]

NPDES PERMITS/ENFORCEMENT

29. [Nevada County Sanitation District No. 1, Cascade Shores Wastewater Treatment Plant, Nevada County – Consideration of NPDES Permit Renewal and Time Schedule Order \(NPDES CA0083241\)](#) [Brian Taylor (916) 464-4662]
30. [Placer County Department of Facility Services, Placer County Sewer Maintenance District 1, Wastewater Treatment Plant, Placer County – Consideration of Order Amending NPDES Permit and Time Schedule Order \(NPDES Permit CA0079316\)](#) [Elizabeth Thayer (916) 464-4671]
31. [Original Sixteen to One Mine, Inc., Sierra County – Consideration of Time Schedule Order \(NPDES Permit CA0081809\)](#) [Elizabeth Thayer (916) 464-4671]

NPDES PERMITS/RESCISSIONS

32. [Placer County Department of Facility Services, Placer County Sewer Maintenance District 3, Wastewater Treatment Plant, Placer County – Consideration of NPDES Permit Rescission \(NPDES Permit CA0079367\)](#)
[Elizabeth Thayer (916) 464-4671]

ENFORCEMENT

33. [Carlos and Bernadette Estacio, San Isidro Jersey Dairy, Stanislaus County – Consideration of Administrative Civil Liability](#) [Charlene Herbst (916) 464-4724]
34. [Heritage Ranch LLC of Madera County – Consideration of Administrative Civil Liability](#)
[Brett Stevens, (916) 464-4642]
35. [Sarbjit & Satwant Athwal of Madera County – Consideration of Administrative Civil Liability](#)
[Lisa Wilson, (916) 464-4844]

WASTE DISCHARGE REQUIREMENTS

36. [E. & J. Gallo Winery, Fresno Winery, Fresno County – Consideration of Revised Waste Discharge Requirements \(Order 94-103 \)](#) [Jeffrey Pyle (559) 445-5145]

UNCONTESTED CALENDAR

(Cal. Code Regs., tit. 23, § 647.2, subd. (f).)

Uncontested items are those items that are not being contested at the Board Meeting and will be acted on without discussion. If any person or Board Member requests discussion, the item may be removed from the Uncontested Calendar and taken up in the regular agenda in an order determined by the Board Chair.

OTHER BUSINESS

37. [Central Valley Region Emergency, Abandoned and Recalcitrant 2015/16 Annual Site Priority List – Consideration of Resolution Adopting the Priority List.](#)

ENFORCEMENT

38. [Mariposa Public Utility District, Mariposa Wastewater Treatment Facility, Mariposa County – Consideration of Amendment to Time Schedule Order R5-2014-0043](#)
39. [Sterling Caviar LLC, Elverta Facility, San Joaquin County – Consideration of Cease and Desist Order \(NPDES Permit CA0085197\)](#)
40. **NPDES PERMITS AND TIME SCHEDULE ORDERS**
- a. [City of Brentwood, Wastewater Treatment Plant, Contra Costa County, \(NPDES Permit CA0082660\) \(Amendment\)](#)
 - b. [City of Manteca and Dutra Farms Inc., Wastewater Quality Control Facility, San Joaquin County, \(NPDES Permit CA0081558\) \(Amendment\)](#)
 - c. [City of Sacramento Combined Wastewater Collection and Treatment System, Sacramento County –\(NPDES Permit CA0079111\) \(Renewal\)](#)
 - d. [Fresno Metropolitan Flood Control District, City of Fresno, City of Clovis, County of Fresno, and California State University Fresno; Storm Water Discharges From Municipal Separate Storm Sewer System; Fresno County – Consideration of Resolution Approving the Storm Water Quality Management Program Required by Order R5-2013-0080 \(NPDES CA0083500\) \(New\)](#)
 - e. [City of Vacaville, Easterly Wastewater Treatment Plant, Solano County, \(NPDES Permit CA0077691\) \(Amendment\)](#)
 - f. [Cutler-Orosi Joint Powers Wastewater Authority, Wastewater Treatment Facility, Tulare County, Order R5-2013-0047 \(NPDES CA0081485\) \(Amendment\) and Time Schedule Order R5-2013-0048 \(Amendment\)](#)
 - g. [Paradise Irrigation District, Paradise Water Treatment Plant, Butte County, Time Schedule Order R5-2010-0058 \(Amendment\)](#)

41. **WASTE DISCHARGE REQUIREMENTS**

- a. [City of Sacramento Department of Utilities and Sylvia Dellar Survivor's Trust; Dellar \(Unclassified\) Landfill, Sacramento County, \(New\)](#)
- b. [County of Madera, Fairmead Municipal Solid Waste Landfill, Class III Landfill, Construction, Operation, and Corrective Action, Madera County, Order R5-2004-0161 \(Revision\)](#)
- c. [Delhi County Water District, Wastewater Treatment Facility, Merced County, Order 97-013 \(Revision\)](#)
- d. [Growers within the Eastern San Joaquin River Watershed that are Members of the Third-party Group, Order R5-2012-0116-R2 \(Revision\)](#)
- e. [Growers in the San Joaquin County and Delta Watershed that are Members of the Third-party Group, Order R5-2014-0029 \(Revision\)](#)
- f. [Growers within the Western San Joaquin River Watershed that are Members of the Third-party Group, Order R5-2014-0002 \(Revision\)](#)
- g. [Grimmway Enterprises, Inc., Shafter Carrot Packing Plant, and North Kern Water Storage District Kern County, \(New\)](#)
- h. [San Joaquin County Department of Public Works \(County\) and Foothill Sanitary Landfill, Inc.; Foothill Class III Landfill, San Joaquin County, Order R5-2003-0020 \(Revision\)](#)

42. **CEASE AND DESIST ORDERS RESCISSIONS**

- a. [Nancy C. Cleavinger, Trustee of the Nancy C. Cleavinger Revocable Trust, Jackson Road Landfill, Sacramento County, Order R5-2010-0119](#)
- b. [City of Winters, City of Winters Wastewater Treatment Plant, Yolo County, Order R5-2007-0002](#)

43. **WDR/NPDES RESCISSIONS**

- a. [Joe Neles, Johnson & Neles Dairy, Tehama County, Order R5-2002-0166](#)
- b. [General Electric Company and Wellmade Products Company, Groundwater Cleanup System, Merced County, Order R5-2009-0061\(NPDES CA0081833\)](#)
- c. [Placer County Department of Facility Services, Service Area 28, Zone 24 Applegate Wastewater Treatment Facility, Placer County, Order 5-01-165.](#)

44. **CHANGE OF NAME/OWNERSHIP**

- a. [Brookside Mobile Home Park, Shasta County, Order 97-10-DWQ-R5041](#)
- b. [Diamond Pet Food Processors of Ripon LLC and Ripon Cogeneration LLC, Diamond Pet Food Ripon Facility, San Joaquin County, Order R5-2012-0105](#)
- c. [Olam West Coast, Inc. 1175 S. 19th Avenue, Lemoore, CA 93245, Order R5-2012-0120](#)
- d. [Patterson Vegetable Company LLC, Patterson Vegetable Company, Stanislaus County, Order 94-262](#)
- e. [Pilkington North America, Inc., Pilkington Glass Furnace Facility, San Joaquin County, Order 5-01-114](#)
- f. [Sound Stud, Shasta County, Order R5-2003-0139](#)
- g. [Ventura Coastal, LLC, Visalia Citrus Processing Plant, Tulare County, Order 97-079](#)

CLOSED SESSION

The Board may meet in closed session to consider personnel matters (Gov. Code, § 11126 subd. (a), to deliberate on a decision to be reached based upon evidence introduced in a hearing (Gov. Code §, 11126, subd. (c)(3).), or to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation (Gov. Code, § 11126, subd. (e)). Current litigation involving the Board:

Litigation filed against the Central Valley Water Board and/or the State Water Board:

- a. Dixon Park Cleanup and Abatement Order Issued in 2005 – ConAgra Foods and Monfort, Inc. v. Central Valley Water Board (Solano County Sup. Ct., Case No. FCS027420)
- b. Manteca NPDES Permit Issued in 2009 – City of Manteca v. Central Valley Water Board et al. (Sacramento County Sup. Ct., Case No. 34-2011-80000831)
- c. Sacramento Regional Wastewater Treatment Plant NPDES Permit Issued in 2010 – California Sportfishing Protection Alliance v. Central Valley Water Board et al. (Sacramento County Sup. Ct., Case No. 34-2013-80001358)
- d. Irrigated Lands Coalition Waiver and Program EIR Issued in 2011 – San Joaquin County Resource Conservation District California Farm Bureau Federation et al. v. Central Valley Water Board; California Sportfishing Protection Alliance et al. v. Central Valley Water Board (Sacramento County Sup. Ct., Case No. 34-2012-80001186) (Consolidated Case No. RG 12632180)
- e. Dairy General Waste Discharge Requirements Reissued in 2013 – Association de Gente Unida por el Agua et al. v. Central Valley Water Board (Ca. Ct. of Appeal. 3rd DCA, Case No. C066410; Sacramento County Sup. Ct., Case No. 34-2008-00003604)
- f. Administrative Civil Liability Order Issued to Henry Tosta Dairy in 2013 – Henry J. Tosta, et al. v. Central Valley Water Board, et al. (San Joaquin County Sup. Ct., Case No. 39-2014-00318863-CU-WM-STK)
- g. Administrative Civil Liability Order Issued for Stormwater Violations at Rocklin Crossings in 2013 – Donahue Schriber Asset Management Corporation et al. v. Central Valley Water Board et al. (Placer County Sup. Ct., Case No. SVC0035529)
- h. Walker Mine Cleanup and Abatement Order Issued in 2014 – Atlantic Richfield Company v. Central Valley Water Board (Sacramento County Sup. Ct., Case No. 34-2014-80001875)
- i. Administrative Civil Liability Order Issued for Mandatory Minimum Penalties to Malaga County Water District in 2014 – Malaga County Water District v. Central Valley Water Board et al. (Fresno County Sup. Ct., Case No. 14-CECG-03576)
- j. Malaga County Water District NPDES Permit and Cease and Desist Order Issued in 2014 – Malaga County Water District v. Central Valley Water Board et al. (Fresno County Sup. Ct., Case No. 14-CECG-03919)

Litigation filed by the Central Valley Water Board against other parties:

- a. Aerojet Cleanup – Central Valley Water Board et al. v. Aerojet-General Corp. et al. (Sacramento County Sup. Ct., Case No. 286073, consolidated with Case Nos. 288302 and 291981); Central Valley Water Board et al. v. Aerojet-General Corp. et al. (EDCal, Case No. CIV-S-86-0064-EJG) consolidated with U.S. v. Aerojet-General Corp. et al., (EDCal, Case No. CIV-S-86-0063-EJG)
- b. Bonzi Landfill – Central Valley Water Board v. Ma-Ru Holding Company et al. (Stanislaus County Sup. Ct., Case No. 643740)
- c. Original Sixteen-to-One Mine Mandatory Minimum Penalties – Central Valley Water Board et al. v. Original Sixteen-to-One Mine, Inc. et al. (Sierra County. Sup.Ct., Case No. 7019)
- d. Injunctive Relief for Tosta Dairy – Central Valley Water Board v. Henry J. Tosta et al. (San Joaquin County Sup. Ct., Case No. 39-2014-00318144-CU-MC-STK)

Petitions for Review of Central Valley Water Board Actions filed with State Water Board:

- a. Nevada County Sanitation District No. 1, Lake of the Pines WWTP, WDRs Order R5-2009-0031 [NPDES Permit No. CA0081612] (State Water Board File No. A-2019)
- b. James G. Sweeney and Amelia M. Sweeney, Administrative Civil Liability Order R5-2011-0068 (State Water Board File No. A-2190)
- c. James. G. Sweeney and Amelia M. Sweeney, Groundwater Monitoring Directive (State Water Board File No. A-2213)
- d. James G. Sweeney and Amelia M. Sweeney, Administrative Civil Liability Order R5-2012-0070 (State Water Board File No. A-2225)
- e. Eastern San Joaquin Irrigated Lands General Waste Discharge Requirements, Order R5-2012-0116 – Petitions filed by California Sportfishing Alliance et al.; San Joaquin County Resource Conservation District et al.; and Asociacion de Gente Unida por el Agua (AGUA) et al. (State Water Board File Nos. A-2239(a) through (c))
- f. Irrigated Lands General Waste Discharge Requirements for Individual Growers, Order R5-2013-0100 – Petition filed by Kern River Watershed Coalition Authority and Paramount Farming Company, LLC (State Water Board File No. A-2269)
- g. Tulare Lake Basin Area Irrigated Lands General Waste Discharge Requirements, Order R5-2013-0120 – Petitions filed by Southern San Joaquin Valley Water Quality Coalition et al., Michael and Yvonne LaSalle, and Asociacion de Gente Unida por el Agua (AGUA) et al. (State Water Board File Nos. A-2278(a) through (c))
- h. West San Joaquin River Watershed Irrigated Lands General Waste Discharge Requirements, Order R5-2014-0002 – Petition filed by California Sportfishing Alliance et al. (State Water Board File number is unavailable)

- i. San Joaquin County and Delta Area Irrigated Lands General Waste Discharge Requirements, Order R5-2014-0029 – Petition filed by California Sportfishing Alliance et al. (State Water Board File number is unavailable)
- j. Sacramento River Watershed Irrigated Lands General Waste Discharge Requirements, Order R5-2014-0030 – Petition filed by California Sportfishing Alliance et al. (State Water Board File number is unavailable)
- k. Discovery Bay Wastewater Treatment Plant, WDRs Order R5-2008-0179 [NPDES Permit No. CA007859] – Petitions filed by San Luis & Delta-Mendota Water Authority et al. and California Sportfishing Protection Alliance (State Water Board File Nos. A-1982 and A-1982(a))
- l. Vacaville Easterly WWTP WDRs Order R5-2008-0055 and TSO R5-2008-0056 [NPDES Permit No. CA0077691] – Petition filed by the City of Vacaville (State Water Board File No. A-1932)
- m. City of Live Oak, NPDES Permit R5-2011-0034 and TSO R5-2009-0012-01 [NPDES Permit No. CA0079022] (State Water Board File Nos. A-2172(a) and 2172(b))
- n. City of Auburn Wastewater Treatment Plant, WDRs Order R5-2011-003 (Amending WDRs Order R5-2010-0090) [NPDES Permit No. CA0077712] – Petition filed by California Sportfishing Protection Alliance
- o. City of Stockton, WDRs Order R5-2014-0070 [NPDES No. CA0079138] and Time Schedule Order R5-2014-0071 (State Water Board File No. A-2315)
- p. City of Tracy, WDRs Order R5-2012-0115 [NPDES Permit No. CA0079154] (State Water Board File No. A-2238.)
- q. Malaga County Water District, WDRs Order R5-2014-0145 and Cease and Desist Order R5-2014-0146 (State Water Board File number is unavailable)
- r. Tosta Dairy, Administrative Civil Liability Order R5-2013-0095 – Petition filed by Henry J. Tosta, Henry J. Tosta Jr. Family Limited Partnership, and Henry J. Tosta Trust (State Water Board File No. A-2268).
- s. Walker Mine, Cleanup and Abatement Order R5-2014-0039 – Petition and Request for Stay filed by Atlantic Richfield Company (State Water Board File number is unavailable)

MEETING PROCEDURES

The Central Valley Water Board circulates item-specific Notices and/or Hearing Procedures along with drafts of its Orders and Amendments. If there is a conflict between an item-specific Notice or Hearing Procedure and the Meeting Procedures in this Agenda, the item-specific Notice or Hearing Procedure will control. Please contact Board staff if you do not know whether there is a Notice or Hearing Procedure for a specific item.

The statutes and regulations that govern the Central Valley Water Board's meetings can be found at: http://www.waterboards.ca.gov/laws_regulations/

All persons may speak at a Central Valley Water Board meeting, and are expected to orally summarize their written submittals. Oral presentations will be limited in time by the Board Chair, and a timer may be used. Where speakers can be grouped by affiliation or interest, such groups are expected to select a spokesperson and to not be repetitive. The Board will accommodate spokespersons by granting additional time if other group members will not also be speaking.

Written materials that are received after deadlines set by item-specific Notices and/or Hearing Procedures will not generally be admitted. Any person requesting to submit late materials must demonstrate good cause, and the Chair must find that the admission of the late materials would not prejudice the Central Valley Water Board or any designated party. The Chair may modify this rule to avoid severe hardship.

PROCEDURE FOR HEARINGS IN ADJUDICATIVE MATTERS

(Including the issuance of Waste Discharge Requirements, NPDES Permits, Conditional Waivers, and certain Enforcement Orders, including Cleanup and Abatement and Administrative Civil Liability Orders)

The regulations for adjudicative proceedings are found in California Code of Regulations, title 23, sections 648 et seq. An adjudicative proceeding is a hearing to receive evidence for the determination of facts pursuant to which the Board formulates and issues a decision.

Evidence: Adjudicative hearings are not conducted according to the technical rules of evidence; the Board will accept any evidence that is reasonably relevant. It is the policy of the Board to discourage the introduction of surprise testimony and exhibits. Hearsay evidence may be used to supplement or explain other evidence.

Designated Parties: Designated Parties are persons named in a proposed order, anyone who requests designated party status and is so designated by the Board, and, for prosecutorial matters, the Board's Prosecution Team. Designated Parties have the right to call and examine witnesses, receive witness lists from other Designated Parties, introduce exhibits, cross-examine opposing witnesses, rebut evidence, make or oppose evidentiary objections, and make opening and/or closing statements.

Interested Persons: All persons who wish to participate in the hearing but who are not Designated Parties are Interested Persons. Interested Persons may present non-evidentiary policy statements or comments, either orally or in writing, but will not be subject to cross-examination. Interested Parties may be asked to respond to clarifying questions from the Board, staff, or others.

Order of Proceeding: for adjudicative hearings, the proceeding will be generally be conducted in the following order, unless modified by the Board Chair or specified differently in an item-specific Notice or Hearing Procedure:

- Testimony and cross-examination of Board staff, then testimony and cross-examination of the Designated Parties named in the Order or Permit, followed by testimony and cross-examination of other Designated Parties
- Statements of Interested Persons
- Closing statement by Designated Parties other than those named in the Order or Permit, then closing statement by Designated Parties named in the Order or Permit, followed by closing statement by Board staff
- Recommendation by the Board's Executive Officer (as appropriate)
- Close of the Hearing, followed by deliberation and voting by the Board

Closing statements are not to be used to introduce new evidence or testimony. Persons wishing to introduce exhibits (i.e., maps, charts, photographs) must leave them with the Board.

PROCEDURE FOR RULEMAKING AND INFORMATIONAL PROCEEDINGS

(Including Basin Planning, Rulemaking, Setting of Policy, and Workshops)

The regulations for rulemaking and informational proceedings are found in California Code of Regulations, title 23, sections 649 et seq. Rulemaking proceedings include hearings designed for the adoption, amendment, or repeal of any rule, regulation, or standard of general application. Informational proceedings include any hearings designed to gather and assess facts, opinions, and other information relevant to any matters within the jurisdiction of the Boards and whose primary purposes are to assist the Boards in the formulation of policy or guidelines for future Board action, to inform the public of Board policies, reports, orders, plans, or findings, and to obtain public comment and opinion with respect to such policies, reports, orders, plans, or findings, or to adopt such policies, reports, orders plans, or findings.

For rulemaking and informational proceedings, the Board does not distinguish between Designated Parties and Interested Persons; the Board will accept any evidence that is reasonably relevant, provided that it is submitted in accordance with any item-specific Notice or Hearing Procedure.

Order of Proceeding: for rulemaking and informational proceedings, the proceeding will be generally be conducted in the following order, unless modified by the Board Chair or specified differently in an item-specific Notice or Hearing Procedure:

- Opening statement by the Board summarizing the subject matter and purpose of the proceeding
- Presentation by Board staff
- Presentations by all other persons
- Recommendation by the Board's Executive Officer (as appropriate)
- Close of the Hearing, followed by deliberation and voting by the Board (as appropriate)

PETITION PROCEDURE

Any person aggrieved by an action of the Central Valley Water Board may petition the State Water Board to review the action in accordance with Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of the issuance of the Order, except that if the thirtieth day following the issuance of the Order falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions may be found at:

http://www.waterboards.ca.gov/public_notices/petitions/water_quality

or will be provided upon request.

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION**

The primary duty of the Central Valley Water Board is to protect the quality of the waters within the Central Valley Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all agricultural, domestic, and industrial waste discharges. Specific responsibilities and procedures of the Boards and the State Water Resources Control Board are contained in the Porter-Cologne Water Quality Control Act.

BOARD MEMBERS	CITY OF RESIDENCE	TERM EXPIRES
Jon Costantino	Grass Valley	9/30/2015
Carmen L. Ramirez*	Atwater	9/30/2017
Karl E. Longley	Fresno	9/30/2017
Robert Schneider	Davis	9/30/2018
Denise Kadara	Allensworth	9/30/2018

*Public member in accordance with Water Code section 13201(c)

Pamela C. Creedon, **Executive Officer**
Kiran Lanfranchi-Rizzardi, **Administrative Assistant**
Patrick Pulupa, **Attorney III**
Nathan Jacobsen, **Attorney III**
Andrew Deeringer, **Attorney I**

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Linda Bracamonte

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Brett Braidman
Brian Newman
David King
Duncan Austin
Jeanne Chilcott
Nichole Morgan
Robert Busby
Sue McConnell
Wendy Wwyls

Seniors:

Anne Olson	Joe Mello
Brett Stevens	Marie McCrink
Charlene Herbst	Marty Hartzell
Cori Condon	Patrick Morris
Daniel McClure	Steve Rosenbaum
Elizabeth Lee	Steven Meeks
Gerald Djuth	Susan Fregien
Howard Hold	
Jim Marshall	

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Doug Patteson

Seniors:

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Shelton Gray	David Sholes
Warren Gross	Matt Scroggins
Dale Harvey	Russell Walls
Daniel Carlson	

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Clint Snyder

Supervisor:

Bryan Smith

Seniors:

Angela Wilson
George Day
George Low