



STATE WATER BOARD

BOARD MEETING

Tuesday, September 21, 2010 – 9:00 a.m.

Coastal Hearing Room – Second Floor

Joe Serna Jr./Cal/EPA Building

1001 I Street, Sacramento

DECLARATION OF A QUORUM

Charles R. Hoppin, Chairman; Frances Spivy-Weber, Vice Chair; Arthur G. Baggett, Jr., Member; Tam M. Doduc, Member; Walter G. Pettit, Member

BOARD MEETING

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

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 August 3 & 4 and September 7, 2010 Board Meeting minutes.
2. Board Member Report.

UNCONTESTED ITEM* (Item 3)

- *3. Consideration of a proposed Resolution to allocate \$535,000 from the Cleanup and Abatement Account to complete the California Environmental Quality Act review for the [San Diego Bay Shipyard Sediment Site Cleanup and Abatement Order](#).

DIVISION OF WATER QUALITY

4. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the Los Angeles Region to prohibit on-site wastewater disposal systems in the [Mailbu Civic Center Area](#). (*Written comments were due on July 12, 2010 by 12 noon.*)
 - [Change Sheet #1](#)
5. Consideration of a proposed Order granting petition for underground storage tank case closure. pursuant to Health and Safety Code Section 25296.40. (*Written comments were due on August 20, 2010 by 12 noon.*)
 - [American Auto Wreckers](#); Mr. Freeberg and Mr. Feroz (Petitioner)
3744 Depot Road, Hayward.

6. Consideration of a proposed Order granting petition for underground storage tank case closure. pursuant to Health and Safety Code Section 25296.40. (*Written comments are due on September 10, 2010 by 12 noon.*)
 - [Former Desert Petroleum \(Gasco\) Station # 758](#); Mr. Marvin Shulman (Petitioner)
505 30th Street, Sacramento.

INFORMATIONAL ITEMS

7. Report on [Areas of Special Biological Significance \(ASBS\) monitoring](#) and the status of the ASBS Natural Water Quality Committee of Scientists.
8. Update on the Division of Water Quality's "[Pre-Production Plastic Pellet](#)" program.
9. Review and update of the General Waste Discharge Requirements for [Sanitary Sewer Systems](#) (Water Quality Order No. 2006-0003-DWQ).
10. Executive Director's Report.

CLOSED SESSION
Closed Sessions are not open to the Public

DIVISION OF WATER RIGHTS

(These are authorized under Government Code section 11126, subdivision (c)(3).)

- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Woods Irrigation Company. A draft cease and desist order, issued to Woods Irrigation Company on December 28, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Yong Pak and Sun Young. A proposed cease and desist order, issued to Yong Pak and Sun Young on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Mark and Valla Dunkel. A proposed cease and desist order, issued to Mark and Valla Dunkel on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to Rudy Mussi, Toni Mussi and Lori C. Mussi Investment LP (Mussi et al.). A proposed cease and desist order, issued to Mussi et al. on December 14, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.
- The Board will meet in closed session to deliberate on a proposed order pertaining to a petition for reconsideration of Order WR 2010-0026-EXEC: Order Approving Settlement Agreement - In the Matter of the Diversion and Use of Water by Gallo Vineyards, Inc.

OFFICE OF CHIEF COUNSEL

The Board will meet in closed session to discuss the status of and receive legal advice concerning *Monterey Peninsula Water Management District v. State Water Resources Control Board, et al.*, Santa Clara County Superior Court Case No. 110CV163328 and *California-American Water Company v. State Water Resources Control Board*, Monterey Superior Court Case No. M102097. (This closed session is authorized under Government Code section 11126, subdivision (e).)

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m., September 14, 2010, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m., September 16, 2010, 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, "**9/21/2010 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.