

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
OCTOBER 4, 2011**

Copies of the resolutions and water quality/water rights orders can be obtained by calling (916) 341-5600 or downloading from our website at http://www.waterboards.ca.gov/board_decisions/adopted_orders/.

CALL TO ORDER

Chairman Hoppin called the meeting to order on October 4, 2011 at 9:05 a.m. in the Coastal Hearing Room at the California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Sacramento, California.

BOARD MEMBERS PRESENT

Chairman Charlie Hoppin, Vice Chair Frances Spivy-Weber; Member Tam M. Doduc

STAFF PRESENT

Tom Howard, Executive Director	Jonathan Bishop, Chief Deputy Director
Caren Trgovcich, Chief Deputy Director	Jeanine Townsend, Clerk to the Board
Michael Lauffer, Chief Counsel	Kevin Graves, Division of Water Quality
Phil Wyels, Office of Chief Counsel	Nirmal Sandhar, Division of Water Quality
Stacy Gillespie, Office of Chief Counsel	Rik Rasmussen, Division of Water Quality
Frances McChesney, Office of Chief Counsel	Vicky Whitney, Division of Water Quality
James Herink, Office of Chief Counsel	Nick Martorano, Division of Water Quality
Tim Regan, Office of Chief Counsel	Paul Hann, Division of Water Quality
George Kostyrko, Office of Public Affairs	Bill Orme, Division of Water Quality
Liz Haven, Division of Financial Assistance	Kevin Graves, Division of Water Quality
John Russell, Division of Financial Assistance	Shahla Farahnak, Division of Water Quality
Reed Sato, Office of Enforcement	Jenny Newman, Los Angeles Regional Water Board

ANNOUNCEMENT

- *Evacuation information in case the fire alarm goes off during the meeting.*
- *The Board meeting is being webcasted and recorded.*

BOARD MEETING

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

PRESENTATION OF GOLD SUPERIOR AND SUSTAINED SUPERIOR ACCOMPLISHMENT AWARDS

- ❖ *Vicky Whitney, Deputy Director of the Division of Water Quality presented the Gold Superior Accomplishment Award to: Jeffrey Shu*
- ❖ *Vicky Whitney, Deputy Director of the Division of Water Quality presented the Gold Superior Accomplishment Award to the Once Through Cooling Team: Bruce Fujimoto, Dominic Gregorio, Joanna Jensen, Marleigh Wood*
- ❖ *Vicky Whitney, Deputy Director of the Division of Water Quality presented the Sustained Superior Accomplishment Award to: Mariela de la Paz-Carpio-Obeso*

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.

None

BOARD BUSINESS

1. The Board will consider adoption of the August 16 and September 19-20, 2011 Board Meeting minutes.

No Action Taken – Deferred to a future Board Meeting

2. Board Member Report.
 - ❖ *Member Doduc attended the North Coast Regional Water Board Meeting and the Russian River Watershed Association made a presentation. They had sponsored a video/film contest with high schools in the area and they had showed these videos that were produced by these students on topics concerning stormwater and water conservation. They were well done and very educational entertaining as well as inspiring. Member Doduc requested that they come to Sacramento to make the presentation to the State Board.*

CENTRAL COAST REGIONAL WATER BOARD

- ~~3. Consideration of a proposed Resolution to approve amendments to the [Water Quality Control Plan for the Central Coast Basin \(Basin Plan\)](#) to update and revise onsite wastewater system criteria and the region wide implementation program (conditional waiver) as set forth in Resolution No. R3-2011-0004 adopted on May 5, 2011 (clarifying revisions and incorporating the 2008 and 2009 amendments). *(Written comments were due on August 25, 2011 by 12 noon.)*~~

PULLED

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 incorporate a total maximum daily load for indicator bacteria in the [Santa Clara River Estuary](#) and reaches 3, 5, 6 and 7. *(Written comments were due on July 28, 2011 by 12 noon.)*
(Staff Presentation)

Motion: Member Doduc moved to adopt the proposed Resolution with revised language read into the record.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2011-0048](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

Commenters

Howard Gest, County of Los Angeles

OFFICE OF CHIEF COUNSEL

5. Consideration of a proposed Order regarding a Petition of Backcountry Against Dumps, the Protect Our Communities Foundation, East County Community Action Coalition, and Donna Tisdale (Reconsideration of Clean Water Act section 401 Water Quality Certification Order for San Diego Gas and Electric Company Sunrise Powerlink Project [File No. SB09015IN] and U.S. Army Corps of Engineers [File No. 2007-00704-SAS]) ([SWRCB/OCC File A-2152](#)). (Written comments were due on September 20, 2011 by 12 noon.)

- [Change Sheet #1](#)

Motion: Member Doduc moved to adopt the proposed Order with changes in Change Sheet #1.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Water Quality Order 2011-0018](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

Commenters

Paul Singarella, San Diego Gas & Electric

Stephen Volker, The Protect Our Communities Foundation

INFORMATIONAL ITEMS

6. Six Month Status Report on Actions to Improve Administration of the [Underground Storage Tank \(UST\) Cleanup Fund and UST Cleanup Programs](#).

No Action Taken

- ❖ *John Russell ([presentation](#)) with the Division of Financial Assistance, Reed Sato, with Office of Enforcement and Kevin Graves with Division of Water Quality made the ([presentation](#)) to the Board.*

7. [Implementation of AB 2222](#) regarding communities reliant on contaminated groundwater, contaminants, and potential solutions and funding sources.

No Action Taken

|

- ❖ *John Borkovich with Division of Water Quality make the [presentation](#) to the Board along with Kim Wilhelm and Marc Commandatore with the Department of Public Health.*

ADJOURNMENT

The Board adjourned at 11:46 a.m.

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 Petitions for Reconsideration of State Water Board Order WR 2011-0005 regarding a Cease and Desist Order issued to Woods Irrigation Company for diversion from Middle River in San Joaquin County.
- The Board will meet in closed session to deliberate on a decision to be reached pertaining to the matter of the threat of an unauthorized diversion of water pursuant to a claim of pre-1914 appropriative rights by Thomas Hill, Steven Gomes, and Millview County Water District. A proposed cease and desist order, issued to Thomas Hill, Steven Gomes, and Millview County Water District on April 10, 2009, is the subject of an evidentiary hearing before hearing officers of the Board.

The Board did not meet in Closed Session on these Items.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m. on September 29, 2011, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m. on September 29, 2011, 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, "**10/4/2011 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) 341-5880.