

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
APRIL 19, 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 April 19, 2011 at 9:02 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
Phil Wyels, Office of Chief Counsel	Vicky Whitney, Division of Water Quality
Steven Blum, Office of Chief Counsel	Liz Haven, Division of Water Quality
Andy Sawyer, Office of Chief Counsel	Bruce Fujimoto, Division of Water Quality
Anne Hartridge, Office of Chief Counsel	Rik Rasmussen, Division of Water Quality
Kim Niemeyer, Office of Chief Counsel	Nick Martorano, Division of Water Quality
Jennifer Fordyce, Office of Chief Counsel	Kevin Graves, Division of Water Quality
Shahla Farahnak, Division of Financial Assistance	John Borkovich, Division of Water Quality
Jim Maughan, Division of Financial Assistance	Lisa Babcock, Division of Water Quality
Gail Cismowski, Division of Water Rights	Harold Singer, Lahontan Regional Water Board
Les Grober, Division of Water Rights	Robert Larsen, Lahontan Regional Water Board
Barbara Evoy, Division of Water Rights	Jenny Newman, Los Angeles Regional Water Board
Jim Kassel, Division of Water Rights	George Kostyrko, Office of Public Affairs
Jennifer Watts, Division of Water Rights	

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

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 April 5, 2011 Board Meeting minutes.

Motion: Vice Chair Spivy-Weber moved to adopt the minutes from the April 5, 2011 Board Meeting.

Seconded by: Member Doduc

MOTION CARRIED: ([April 5, 2011](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

2. Board Member Report.

None

UNCONTESTED ITEMS* (Items 3-5)

- *3. Consideration of a proposed Resolution authorizing a Preliminary Funding Commitment from the Clean Water State Revolving Fund (CWSRF) to the [City of Redding](#) for the Clear Creek Wastewater Treatment Plant Expansion and Upgrade Project (Project) CWSRF Project Nos. C-06-4971-230, C-06-4971-240, and C-06-4971-260.

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2011-0018](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

- *4. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the Central Coast Region to: (1) add the Corralitos Creek Watershed (including its subwatershed, Salsipuedes Creek Watershed, hereafter referred to as the [Corralitos/Salsipuedes Creek Watershed](#)) as a named area subject to the Domestic Animal Waste Discharge Prohibition and the Human Fecal Material Discharge Prohibition and (2) establish the Total Maximum Daily Loads for fecal coliform in Corralitos and Salsipuedes Creeks. (*Written comments were due on March 10, 2011 by 12 noon.*)

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2011-0019](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

- *5. Consideration of a proposed Resolution authorizing continued funding for regulatory oversight of cleanup activities at [Department of Navy facilities](#).

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2011-0020](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

DIVISION OF WATER QUALITY

6. Consideration of a proposed Resolution approving amendments to the Water Quality Control Plan for the Los Angeles Region to revise the Total Maximum Daily Loads for [metals in the Los Angeles River and tributaries](#). (Written comments were due on March 10, 2011 by 12 noon.) ([Staff Presentation](#))

Motion: Vice Chair Spivy-Weber moved to adopt the proposed Resolution.

Seconded by: Member Doduc

MOTION CARRIED: ([Resolution 2011-0021](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

Commenters

Daniel Rynn, City of Burbank and on behalf of City of Los Angeles

Robyn Stuber, U.S. EPA

7. Consideration of a proposed Resolution approving of an amendment to the Water Quality Control Plan for the Lahontan Region to establish: (1) an action plan for the [Lake Tahoe](#) Total Maximum Daily Loads addressing phosphorus, nitrogen, and fine sediment particle impairments in Lake Tahoe; and (2) an implementation plan for the Lake Tahoe basin and related changes to the Basin Plan. (Written comments were due on March 18, 2011 by 12 noon.) ([Staff Presentation](#))

Motion: Member Doduc moved to adopt the proposed Resolution.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Resolution 2011-0022](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

Commenters

Jovita Pajarillo, U.S. EPA

Paul Nielsen, Tahoe Regional Planning Agency

DIVISION OF WATER RIGHTS

8. Consideration of a proposed draft Order regarding [Merced Irrigation District's](#) request to stay Investigation Order WR 2011-0003-EXEC. (Written comments are due on April 13, 2011 by 12 noon.) ([Staff Presentation](#))

Motion: Member Doduc moved to adopt the proposed Order.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([Water Quality Order 2011-0007](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

Commenters

Ann Manji, Department of Fish & Game
Arthur Godwin, Merced Irrigation District
Chris Shutes, California Sportfishing Protection Alliance
Ken Petruzzelli, Modesto Irrigation District
Ronald Stork, Friends of the River

Items 9 & 10 were taken up after Uncontested with no Commenters

WATER QUALITY (FOR NORTH COAST REGIONAL WATER QUALITY CONTROL BOARD)

- 9. Public Hearing and Consideration of proposed Waste Discharge Requirements Order No. WQ 2011-XXXX-DWQ for [McKinleyville Community Services District](#), NPDES Permit No. CA0024490, WDID No. 1B28084OHUM. *(Written comments were due to the North Coast Regional Water Board on December 16, 2010 by 5:00 p.m.)*

Motion: Member Doduc moved to adopt the proposed Order.

Seconded by: Chairman Hoppin

MOTION CARRIED: ([Water Quality Order 2011-0008-DWQ](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

- 10. Consideration of a proposed Administrative Civil Liability Order No. WQ 2011-XXXX for [Sonoma County Water Agency and Russian River County Sanitation District](#), NPDES Permit No. CA0024058, WDID No. 1B82045OSON. *(Written comments were due to the North Coast Regional Water Board on January 7, 2011.)*

Motion: Member Doduc moved to adopt the proposed Order.

Seconded by: Chairman Hoppin

MOTION CARRIED: ([Water Quality Order 2011-0009](#))

Aye: Chairman Hoppin
Vice Chair Spivy-Weber
Member Doduc

Nay: None

Abstain: None

Absent: None

INFORMATIONAL ITEMS

- 11. Lawrence Livermore National Laboratory Presentation: [Findings from Implementation of State Water Board's Groundwater Ambient Monitoring and Assessment Special Studies Project.](#) *(Staff/LLNL Presentation)*

No Action Taken

➤ *Presenting this item to the Board was John Borkovich with the Division of Water Quality and Dr. Bradley Wesser with Lawrence Livermore National Laboratory.*

- 12. [Effectiveness Assessment Document for Phase I Municipal Separate Storm Sewer Systems.](#) *(Staff Presentation)*

No Action Taken

➤ *Presenting this item to the Board was Bruce Fujimoto with the Division of Water Quality.*

- 13. [Executive Director's Report.](#)

No Action Taken

ADJOURNED

The Board Meeting adjourned at 12:25 p.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 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 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 met in Closed Session on only the Woods Irrigation Company item.

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m. on April 14, 2011, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m. on April 14, 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, "**4/19/2011 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) 341-5881.