



Winston H. Hickox  
Secretary for  
Environmental  
Protection

# California Regional Water Quality Control Board

## North Coast Region

William A. Hoy, Chairman



Gray Davis  
Governor

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Internet Address: <http://www.swrcb.ca.gov/rwqcb1/>  
5550 Skylane Boulevard, Suite A, Santa Rosa, California 95403  
Phone 1-877-721-9203 (toll free) or (707) 576-2220 FAX (707) 523-0135

January 9, 2001

## **REVISED** **AGENDA**

### **REGIONAL WATER BOARD MEETING**

**8:30 a.m., Friday, January 26, 2001**

**Regional Water Quality Control Board**

**Hearing Room**

**5550 Skylane Boulevard**

**Santa Rosa, California**

**For questions regarding this agenda, please call Jean Lockett at (707) 576-2307 or FAX at (707) 523-0135. This notice and associated staff reports can be accessed electronically through our internet address: <http://www.swrcb.ca.gov/region1/> (note: agenda items should be available electronically on January 19, 2001)**

**Please note that time limitations on presentations may be imposed. The Regional Water Board requests that oral testimony be summarized. Submittal of written comments is encouraged to ensure that all comments will be included in the record before the Board.\***

Estimated times of consideration – Items are numbered for convenience only and will not necessarily be considered in this order. Interested persons are encouraged to be present in advance of the listed time.

### **8:30 a.m.\*\***

- i. Roll Call
- ii. Minutes of Past Meetings
- iii. Board Member Ex Parte Communication Disclosure - Board Members will identify any discussions they may have had requiring disclosure pursuant to Government Code Section 11430.50
- iv. Introduction of New Employees
- v. Election of Officers
- vi. **Public Forum** - Time will be reserved for the general public to address the Board on any subject relating to the Board's responsibilities. The Chair will determine the number of persons who wish to speak. The Chair requests that each person addressing the Board limit their presentation to three minutes. More lengthy items may be calendared for a future meeting.

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*California Environmental Protection Agency*



Recycled Paper

**WASTE DISCHARGE REQUIREMENTS FOR DISCUSSION**

1. **General National Pollutant Discharge Elimination System Permit, Waste Discharge Requirements for Discharges of Extracted and Highly-Treated Groundwater to Surface Water Related to Cleanup of Groundwater Polluted with Petroleum Products and Volatile Organic Compounds in the North Coast Region**, All Counties, Renewal of Waste Discharge Requirements, NPDES No. CAG911001  
*Damien O'Bid*
2. **College of the Redwoods, Wastewater Treatment Facility, Humboldt County, Modification of Waste Discharge Requirements (NPDES Permit No. CA0006700) for pH Effluent Limitation**, WDID No. 1B80121OHUM  
*Emily Dean*

**OTHER BUSINESS**

3. Update on Progress in Investigation, Cleanup, and Abatement Activities at the West College Avenue/Clover Drive Tetrachloroethylene (PCE) Site  
*Susan Warner*
4. Update on Progress in Investigation, Cleanup and Abatement Activities at the McMinn Avenue Superfund Site  
*Susan Warner*
5. Sonoma County Water Agency Airport Wastewater Treatment Facility Expansion Status  
*SCWA*
6. Sonoma County Permit Resource Management Department (PRMD), Report on Monte Rio Sewering Project  
*PRMD*
7. Update from City of Santa Rosa Regarding Wastewater Treatment Operations  
*City of Santa Rosa*
8. Legislative Summary (New Laws in Effect January 1, 2001, including SB 2165)  
*Phil Wyels  
and Yuri Won*
9. Update on Agricultural Chemical Use and Water Quality Relationships  
*William Winchester*
10. Executive Officer Administrative Civil Liabilities  
*Lee Michlin*
11. Violation and Enforcement Report  
*Craig Johnson*
12. State and Regional Water Board Communications  
*John Brown*
13. Budget Priorities/Timing  
*Craig Johnson  
and Lee Michlin*
14. Discussion of Agenda Flow Process and Deadlines  
*Lee Michlin*



## EXECUTIVE OFFICER'S REPORT

- |   |                    |
|---|--------------------|
| 15. Monthly Report to the Board                     | <i>Written</i>     |
| 16. Leaking Underground Storage Tanks/Sewage Spills | <i>Written</i>     |
| 17. Proposition 65 Notifications                    | <i>Written</i>     |
| 18. Dark Canyon Creek Project Update                | <i>Written</i>     |
| 19. Other Items of Interest                         | <i>Lee Michlin</i> |

## COMMENTS FROM SIGNATORY AGENCIES TO THE HABITAT CONSERVATION PLAN

20. Discussion Concerning Description of Pacific Lumber's Habitat Conservation Plan and Related Documents by Signatory Agencies (Issues of Water Quality Protection, Including Fisheries, will not be Discussed.)
- Craig Johnson  
and Steven Blum*

## DISCUSSION OF SCHEDULE FOR FEBRUARY HEARING(S)

21. Schedule for the noticed February Hearing(s) on Pacific Lumber Company's and Scotia Pacific Lumber Company's Timber Harvest and Related Activities in the North Fork Elk River, Stitz Creek, Bear Creek, Jordan Creek, and Freshwater Creek Watersheds
- Craig Johnson  
and Steven Blum*

## CLOSED SESSIONS

22. Closed Session. On January 26, 2001, the Regional Water Board will be meeting in closed session to discuss significant exposure to litigation. [Authority: Government Code Section 11126(e)(2)(B)(i).]
23. Closed Session. On January 26, 2001, the Regional Water Board will be meeting in closed session to discuss whether to initiate litigation. [Authority: Government Code Section 11126(e)(2)(C)(i).]
24. Closed Session. On January 26, 2001, the Regional Water Board will be meeting in closed session to discuss an employee evaluation. [Authority: Government Code Section 11126(a)(1).]
25. Closed Session. On January 26, 2001, the Regional Water Board will be meeting in closed session to confer with its legal counsel regarding *Russian River County Sanitation District and Sonoma County Water Agency v. State Water Resources Control Board and Regional Water Quality Control Board, North Coast Region*, Marin Superior Court, Case No. CV994924. [Authority: Government Code Section 11126(e)(2)(A).]



- In order to be fully considered at the meeting, all written comments must be received by 5:00 p.m. on January 12, 2001. Mailing address is 5550 Skylane Boulevard, Suite A, Santa Rosa, CA 95403; FAX (707) 523-0135.

\*\* Items are numbered for convenience only and will not necessarily be considered in this order. Interested persons are encouraged to be present in advance of the listed time.

Anyone requiring reasonable accommodation to participate in the meeting should contact Jean Lockett, Secretary, at (707) 576-2307, at least five 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.

**Unless otherwise specified in the public notice for a specific item, the Board wishes to limit oral presentations from all parties (dischargers, staff, government agencies, the public, etc.) to 0.5 hour maximum per party, but may limit testimony to 3 minutes per party, depending on time constraints. Interested persons should submit to the Regional Water Board office at 5550 Skylane Boulevard, Suite A, Santa Rosa, California, 95403, twelve written copies of all comments, technical reports, and other material concerning this issue by 5:00 p.m. on January 12, 2001. This written material will be provided to the Regional Water Board Members along with the full agenda materials. In addition, persons submitting written comments and other materials should be present at the Regional Water Board Meeting and available for questions. The Board's general practice is to not accept new written materials on the day of the hearing. Comments at the above scheduled meeting should be limited to a summary of the previously submitted written materials, provided however, that upon a proper showing that information is available which was not available at the time the written materials were submitted, the Board may allow further submission of oral or written comments. If this showing is not made, the Board may refuse to accept written materials.**

Written comments should be submitted to ensure they will be included in the record before the Board. Oral testimony should be limited to brief summaries of written testimony. Please note time limitations will be imposed on presentations and limited to five minutes unless otherwise determined by the Board Chair.

A copy of the procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code Section 11500 et seq. The procedures may be obtained by accessing our web site at [http://www.swrcb.ca.gov/water\\_laws/index.html](http://www.swrcb.ca.gov/water_laws/index.html).

The Regional Water Board processes requests for Water Quality Certification, pursuant to Section 401 of the Clean Water Act, to ensure that proposed federally-permitted activities will comply with the Regional Water Board's water quality standards. A listing of requests which are pending Regional Water Board staff action may be obtained by calling the office of the North Coast Regional Water Board at (707) 576-2220. The list may be obtained by accessing our web site at <http://www.swrcb.ca.gov/rwqcb1>.

The Regional Water Board provides routine public notices on proposed corrective actions and closure decisions related to cleanup on contaminated sites. These routine notices are published on our web site at <http://www.swrcb.ca.gov/rwqcb1> and a copy is maintained at our office for public review.

A quorum of the members of the Regional Water Board may recess for lunch; however, no business will be discussed.

Material presented to the Board, as part of testimony that is to be made part of the record must be left with the Board. This includes photographs, slides, charts, diagrams, written testimony, etc. All Board files pertaining to the items on this agenda are hereby made a part of the record submitted to the Regional Water Board by staff for its consideration prior to action on the related items.



All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit being considered by the Regional Water Board must submit a statement to the Board disclosing any contribution of \$250 or more to any Regional Water Board Member. This requirement applies to contributions of \$250 or more made by the active supporter or opponent or his/her agent for use in federal, state or local elections within the last 12 months.

Also, all permit applicants and/or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES Permit pending before the Regional Water Board are prohibited from making a contribution of \$250 or more to any Board Member for three months following a Regional Water Board decision on the permit application.

Any person affected adversely by a decision of the Regional Water Board may petition the State Water Resources Control Board (State Water Board), to review the decision. The State Water Board must receive the petition within 30 days of the Regional Water Board's meeting at which the action was taken. Copies of the laws and regulations applicable to filing a petition will be provided upon request.

The next Regional Water Board meeting will begin on February 15, 2001, in Eureka. Other dates have been scheduled in Eureka for February 16, 22, 23. If needed, an additional date of March 1 has been scheduled in Santa Rosa.



California Regional Water Quality Control Board  
North Coast Region

**Board Members**

William A. Hoy, Chair, Weed  
Bev Wasson, Vice-Chair, Rio Nido  
Daniel F. Crowley, Santa Rosa  
Jason D. Liles, Healdsburg  
William R. Massey, Forestville  
Dina Moore, Kneeland

**Staff**

Lee A. Michlin, Executive Officer  
Craig R. Johnson, Assistant Executive Officer, Ombudsman  
Lynda Doherty, Associate Governmental Program Analyst  
Jean Lockett, Secretary  
Philip G. Wyels, Legal Counsel  
Yuri Won, Legal Counsel

**Watershed Protection Division**

Robert L. Tancreto, Supervising Water Resource Control Engineer  
John Short, Senior Water Resource Control Engineer (Russian River)  
Thomas B. Dunbar, Senior Water Resource Control Engineer (Klamath, Trinity, Eel, Humboldt)  
William Winchester, Environmental Specialist IV (Non-Point Source)

**Timber Harvest Division**

Frank C. Reichmuth, Supervising Water Resource Control Engineer  
Christine Wright-Shacklett, Senior Engineering Geologist (North Coast)  
Nathan P. Quarles, Senior Water Resource Control Engineer (Humboldt, Eel)  
Fred Blatt, Environmental Specialist IV (Klamath, Trinity)  
Diana Henriouille-Henry, Senior Water Resource Control Engineer (Headwaters Unit)

**Cleanup and Investigation Division**

Susan A. Warner, Supervising Water Resource Control Engineer  
Mark Barston, Senior Water Resource Control Engineer (Santa Rosa)  
Tuck Vath, Senior Engineering Geologist (Northern Watershed)  
Luis Rivera, Senior Water Resource Control Engineer (Central Watershed)  
Kathleen Daly, Regional Administrative Officer (Administration)

**Watershed Management Division**

Ranjit Gill, Supervising Environmental Program Manager I  
Robert Klamt, Senior Land & Water Use Analyst (Watershed Assessment Unit)  
David Evans, Senior Water Resource Control Engineer (Planning Unit)  
David Leland, Senior Water Resource Control Engineer (TMDL Unit)



### Bill of Rights for Environmental Permit Applicants

**The California Environmental Protection Agency (Cal/EPA) endorses the following precepts that form the basis of a permit applicant's "Bill of Rights":**

1. Permit applicants have the right to assistance in understanding regulatory and permit requirements. All Cal/EPA programs maintain an Ombudsman to work directly with applicants. Permit Assistance Centers located throughout California have permit specialists from all State, regional, and local agencies to identify permit requirements and assist in permit processing.
2. Permit applicants have the right to know the projected fees for review of applications, how any costs will be determined and billed, and procedures for resolving any disputes over fee billings.
3. Permit applicants have the right of access to complete and clearly written guidance documents that explain the regulatory requirements. Agencies must publish a list of all information required in a permit application and of criteria used to determine whether the submitted information is adequate.
4. Permit applicants have the right of timely completeness determinations for their applications. In general, agencies notify the applicant within 30 days of any deficiencies or determine that the application is complete. California Environmental Quality Act (CEQA) and public hearing requests may require additional information.
5. Permit applicants have the right to know exactly how their applications are deficient and what further information is needed to make their applications complete. Pursuant to California Government Code Section 65944, after an application is accepted as complete, an agency may not request any new or additional information that was not specified in the original application.
6. Permit applicants have the right of a timely decision on their permit application. The agencies are required to establish time limits for permit reviews.
7. Permit applicants have the right to appeal permit review time limits by statute or administratively that have been violated without good cause. For state environmental agencies, appeals are made directly to the Cal/EPA Secretary or to a specific board. For local environmental agencies, appeals are generally made to the local governing board or, under certain circumstances, to Cal/EPA. Through this appeal, applicants may obtain a set date for a decision on their permit and in some cases a refund of all application fees (ask boards and departments for details).
8. Permit applicants have the right to work with a single lead agency where multiple environmental approvals are needed. For multiple permits, all agency actions can be consolidated under lead agency. For site remediation, all applicable laws can be administered through a single lead agency.
9. Permit applicants have the right to know who will be reviewing their application and the time required to complete the full review process.

For further information you may contact the North Coast Regional Water Quality Control Board at (707) 576-2220.

