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## Santa Ana Regional Water Quality Control Board

# AGENDA ANNOUNCEMENT

### REGIONAL BOARD MEETING

Friday, March 12, 2021 at 9:00 a.m.

Video and Teleconference Meeting Only

No Physical Meeting Location

(Authorized by and in furtherance of  
Executive Orders [N-29-20](#) and [N-33-20](#))

Live video webcast: [LIVE VIDEO](#)

### NOTICE:

**Video and Teleconference Meeting During COVID-19 Emergency:** As a result of the COVID-19 emergency and the Governor's Executive Orders to protect public health by limiting public gatherings and requiring social distancing, this meeting will occur solely via remote presence.

If you want to watch or listen to the meeting but do not want to comment, you can access the webcast of the meeting at <https://cal-span.org/>

If you want to comment on an item during the meeting, you will need to submit a virtual speaker card by following the instructions included below. A computer is not required to participate in the meeting; the public will also have the option to dial into the meeting by phone. Additional information regarding remote meeting participation is available on the Santa Ana Water Board's website:

[https://www.waterboards.ca.gov/santaana/board\\_info/remote\\_meeting/index.html](https://www.waterboards.ca.gov/santaana/board_info/remote_meeting/index.html)

### Special Virtual Speaker Card Instructions

Persons speaking at Santa Ana Water Board meetings are accustomed to filling out a speaker card. To allow for a more orderly process of identifying speakers in advance, the Santa Ana Water Board will use virtual speaker cards. The virtual speaker card will allow the Board Clerk to locate commenters within the Zoom meeting waiting list and unmute them so they can address the Board at the appropriate time.

To request to speak on an item at this meeting, you must submit a virtual speaker card no later than 5:00 p.m. on Wednesday, March 10, 2021. To register visit:

[https://us02web.zoom.us/webinar/register/WN\\_eJy57clmQnenhRC4WnNd4g](https://us02web.zoom.us/webinar/register/WN_eJy57clmQnenhRC4WnNd4g)

If you do not submit the registration form by the deadline, please do so as soon as you can. You cannot participate in the Zoom meeting until you receive an email with the password. Please note, that commenters will generally be taken in the order of the

receipt of the virtual speaker cards. Further, note that the Board Chair has the discretion to specify the order of commenters.

After you submit the online registration form, you will receive an email with the Zoom weblink and phone numbers to participate in the meeting. If you do not receive a confirmation email with the Zoom information after filling out the online registration form, please email [jeannie.aguilar@waterboards.ca.gov](mailto:jeannie.aguilar@waterboards.ca.gov) or call 951-782-3285.

### **Order of Agenda**

Agenda Items are numbered for identification purposes only and may not necessarily be considered in this order.

### **Item 1. Introductions**

**Item 2. Public Forum** - Any person may address the Regional Board on any matter within the Regional Board's jurisdiction, provided that the matter does not appear elsewhere on the agenda, has not been scheduled to appear on a future agenda, and is not otherwise pending before the Board.

### **Item 3. Recognition of Past Chair William Ruh**

{Hope A. Smythe 951-782-4493 [hope.smythe@waterboards.ca.gov](mailto:hope.smythe@waterboards.ca.gov)}

**Item 4. State Water Resources Control Board Liaison Report** - This item is for information only. No public testimony will be allowed, and the Regional Board will take no formal action.

**Item 5. Regional Board Meeting Minutes of February 5, 2021** - The Board will consider approval of the Minutes of the regular Board meeting of February 5, 2021 (action item).

{Jeannie Aguilar 951-782-3285 [jeannie.aguilar@waterboards.ca.gov](mailto:jeannie.aguilar@waterboards.ca.gov)}

**Item 6. Consideration of the Consent Calendar** - Items below, marked with an asterisk, are expected to be routine and non-controversial. The Board will be asked to consider these items at one time without discussion. If any interested party, Board Member or staff requests that an item be removed from the consent calendar, it will be taken up in the order shown.

**Item \*7. Waste Discharge Requirements for SPT-AREP III Tuscany Associates, LLC Tuscany Valley/Crest Residential Development Project City of Lake Elsinore, Riverside County** - Authorizing discharge of 0.17 acre of fill to waters of the State. The waters proposed for fill are unnamed ephemeral tributaries to Canyon Lake (Railroad Canyon Reservoir). The discharge of fill is associated with the proposed Tuscany Valley/Crest Residential Development, which would construct two residential tracts, totaling 336 single-family residences - 131 on Tract 25475 and 205 on Tract 33725. The U.S. Army Corps of Engineers declined to take jurisdiction over the onsite waters on December 11, 2020. **Order Number R8-2021-0008**

{David Woelfel 951-782-7960 [david.woelfel@waterboards.ca.gov](mailto:david.woelfel@waterboards.ca.gov)}

**Item \*8. Waste Discharge Requirements and Master Recycling Permit for Orange County Water District's Advanced Water Purification Facility, Orange County** -

Authorizes the Orange County Water District (OCWD) to distribute full advanced treated recycled water produced at their Advanced Water Purification Facility for non-potable recycled water reuse, for various uses, including the use of OCWD's Mira Loma Spreading Basin as an unrestricted recreational impoundment for the operation of the proposed Anaheim Adventure Aquapark. **Order No. R8-2021-0003**  
{Julio Lara 951-782-4901 [julio.lara@waterboards.ca.gov](mailto:julio.lara@waterboards.ca.gov)}

**Item \*9. Consideration of Acceptance and Approval of the 2018 Groundwater Management Zones Ambient Water Quality Determinations** - Pursuant to the Salt

Management Plan specified in the Basin Plan, total dissolved solids (TDS) and nitrate-nitrogen ambient water quality concentrations are to be determined every 3 years for each groundwater management zone within the Region. The Basin Monitoring Program Task Force consultants have completed their update of the ambient water quality for the 20-year period from 1999 to 2018, as well as an interpretative analysis of the results. The data and findings from the update were presented at the December 5, 2020 Regional Board meeting as an informational item. The Regional Board will consider adopting a Resolution to accept the updated ambient water quality determinations and assimilative capacity findings. **Order Number R8-2021-0020**  
{Cindy Li 951-782-4906 [cindy.li@waterboards.ca.gov](mailto:cindy.li@waterboards.ca.gov)}

**Item 10. Update on the Total Maximum Daily Loads (TMDLs) for Bacterial Indicators for the Middle Santa Ana River Watershed** – Overview and background of

the Bacterial Indicator TMDLs for the Middle Santa Ana River Watershed presented by Santa Ana Water Board staff, followed by an update on implementation activities from representatives of the Middle Santa Ana River Task Force (Information item).  
{Barbara Barry 951-248-0375 [barbara.barry@waterboards.ca.gov](mailto:barbara.barry@waterboards.ca.gov)}

**Item 11. Underground Storage Tanks Corrective Action Plans** - Board staff will provide a list of sites where Corrective Action plans have been submitted within the Region as required by the California Underground Storage Tank Regulations, Title 23, Article 11, Section 2728 (information item).

{Kenneth R. Williams 951-782-4496 [ken.williams@waterboards.ca.gov](mailto:ken.williams@waterboards.ca.gov)}

**Item 12. Underground Storage Tanks Site Closure Report** – Board staff will provide a list of site closures that have occurred within the Region as required by the California Underground Storage Tank Regulations, Title 23, Article 11, Section 2728(d) (information item).

{Kenneth R. Williams 951-782-4496 [ken.williams@waterboards.ca.gov](mailto:ken.williams@waterboards.ca.gov)}

**Item 13. Executive Officer's Report**

{Hope A. Smythe 951-782-4493 [hope.smythe@waterboards.ca.gov](mailto:hope.smythe@waterboards.ca.gov)}

**Item 14. Regional Board Member and Executive Officer Communications** - The Regional Board Members and the Executive Officer 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.

**Closed Session** - At any time during the regular session, the Regional Board may adjourn to a closed session to:

- a. Consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence (Government Code Section 11126(c)(3));
- b. consider the appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against a public employee, (Government Code Section 11126(a)(1));
- c. discuss significant exposure to litigation (Government Code Section 11126(e) (2)(B)(i));
- d. discuss whether to initiate litigation (Government Code Section 11126(e)(2) (C)(i)); and
- e. discuss pending litigation in the following matters (Government Code, §11126, subdivision (e)):
  - (1) Goodrich Corporation vs. California State Water Resources Control Board et al. (Los Angeles Superior Court Case Number BS 110389, [consolidated with BS110390 and BS110391])
  - (2) In re Petitions of Kwikset Locks, Inc. (SWRCB/OCC File Numbers A-1732, 1732(a), 1732(b), 1732(c), and 1732(d))
  - (3) In re Own Motion Review of Rialto-Area Perchlorate Contamination (SWRCB/OCC File Number A-1824).
  - (4) *United El Segundo, Inc. & Rapid Gas, Inc. vs. Santa Ana Regional Water Quality Control Board*, Riverside County Superior Court, Case Number RIC 1722363 [Challenging Cleanup and Abatement Order Number R8-2016-0048].
  - (5) *Orange County Water District vs. Sabic Innovative Plastics US, LLC* et al., Orange County Superior Court, Case No. 30-2008-00078246-CU-TT-CXC [cross-complaints against Regional Board seeking declaratory relief].
  - (6) *Edwards Lifesciences LLC et al. vs. Regional Water Quality Control Board, Santa Ana Region*, Orange County Superior Court, Case No. 30-2019-01083704-CU-WM-CXC [challenging investigative order issued under Water code section 13267 on August 30, 2018].

**Adjournment** to the regular Board Meeting of May 7, 2021 at 9:00 am. This will be a video and teleconference meeting. Due to the COVID-19 emergency and the Governor's Executive Order N-33-20, Board Meetings have been presented as video and teleconference meetings with no physical meeting location, and solely via remote presence. Please follow our website for further updates:

[https://www.waterboards.ca.gov/santaana/board\\_info/agendas/2021\\_agendas.html](https://www.waterboards.ca.gov/santaana/board_info/agendas/2021_agendas.html)

**NOTICES:**

Any person who has a disability and requires reasonable accommodation to participate in this Santa Ana Water Board meeting should contact Jeannie Aguilar at 951-782-3285 or at [jeannie.aguilar@waterboards.ca.gov](mailto:jeannie.aguilar@waterboards.ca.gov), no later than seven business days prior to the meeting.

If you need interpreter services, contact Jeannie Aguilar at least seven business days prior to the date of the Board meeting at [jeannie.aguilar@waterboards.ca.gov](mailto:jeannie.aguilar@waterboards.ca.gov).

Any person interested in obtaining information and/or providing input regarding pending applications for Water Quality Standards Certification under Section 401 of the Federal Clean Water Act, may contact Jason Bill at 951-782-3295.  
[jason.bill@waterboards.ca.gov](mailto:jason.bill@waterboards.ca.gov)

Changes and postponements that may occur to this agenda will be placed on our website and automatically forwarded to those who subscribe to our electronic mailing list. Anyone wishing to subscribe to our electronic agenda mailing list, may do so as follows: go to [Santa Ana Water Board Website](#), select “Subscribe” from the homepage. Those who are not subscribers should visit our website prior to the board meeting date to view any changes to the agenda. Supporting documents for agenda items are now posted on our website at least 7 days prior to the scheduled meeting. To view or download the documentation, go to [Santa Ana Water Board Website](#) and select “Regional Board” then “Agendas” from the homepage.