

---

Santa Ana Regional Water Quality Control Board

# AGENDA ANNOUNCEMENT

## REGIONAL BOARD MEETING

Friday, October 25, 2024 at 9:00 a.m.

Inland Empire Utilities Agency  
6075 Kimball Ave. (Building A)  
Chino, CA 91708

And via Video and Teleconference (Gov. Code, § 11123.2)

[Live Video Webcast](#)

### NOTICE

This meeting will occur with both a physical meeting location and an option to participate by Zoom. A majority of the Board members will be physically present at the noticed meeting location. One or more Board members may participate remotely.

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 virtual 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)

### VIDEO AND TELECONFERENCE OPTIONS

For those who **only wish to watch** the meeting, the webcast remains available at <https://cal-span.org/> and should be used **UNLESS** you intend to comment.

For those who wish to comment on an agenda item by Zoom, please complete the Zoom virtual speaker card available here:

[https://us02web.zoom.us/webinar/register/WN\\_etVvV9clTWuCjQDTNaM3fg](https://us02web.zoom.us/webinar/register/WN_etVvV9clTWuCjQDTNaM3fg)

You must submit a virtual speaker card **no later than 5:00 p.m. on Wednesday, October 23, 2024**. If you do not submit a virtual speaker card by the deadline, please do so as soon as you can. Virtual speaker cards received after the deadline from remote participants will be accommodated where possible, but virtual participation in the meeting cannot be guaranteed.

Members of the public cannot participate in the Zoom meeting until receiving an email with the password. After you submit the online registration form, you will receive an email with the Zoom web link 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 [jessica.baenre@waterboards.ca.gov](mailto:jessica.baenre@waterboards.ca.gov) or call 951-782-3285. If you need assistance during the Board meeting, please email [r8support@waterboards.ca.gov](mailto:r8support@waterboards.ca.gov).

### **IN-PERSON OPTION**

For those who wish to comment on an agenda item in-person at the **physical meeting location**, it is **highly recommended** that you complete a speaker card in advance. Please complete the Forms virtual speaker card available here: <https://forms.office.com/g/AiRPznm3Tw>.

You may also fill out a virtual speaker card using the QR Code available at the physical meeting location. At the meeting location, you will see a printed QR Code. To use the QR Code, open your phone's camera, point the camera at the QR code, and your phone will display a link to forms.office.com. Click on the link, and you will be directed to the virtual speaker card website, where you can sign up to speak on an agenda item.

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.

## **ORDER OF AGENDA**

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

### **Item 1. Introductions and Declaration of Quorum**

#### **Item 2. Public Forum**

Any person may address the Santa Ana Water Board on any matter within the 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. State Water Resources Control Board Liaison Report**

The State Water Board will provide an update on State Water Board activities. {Jayne Joy, 951-782-3284, [jayne.joy@waterboards.ca.gov](mailto:jayne.joy@waterboards.ca.gov)}

#### **Item 4. Racial Equity**

The Santa Ana Water Board staff will provide an update on the Racial Equity activities. {Jayne Joy, 951-782-3284, [jayne.joy@waterboards.ca.gov](mailto:jayne.joy@waterboards.ca.gov)}

#### **Item 5. Board Meeting Dates for 2025**

The Santa Ana Water Board will consider adoption of the calendar meeting dates for 2025. (Action item)  
{Jayne Joy, 951-782-3284, [jayne.joy@waterboards.ca.gov](mailto:jayne.joy@waterboards.ca.gov)}

**Item 6. Appointment of a Committee to Nominate Regional Board Officers for 2025**

(Action item)

{Jayne Joy, 951-782-3284, [jayne.joy@waterboards.ca.gov](mailto:jayne.joy@waterboards.ca.gov)}

**Item 7. Regional Board Meeting Minutes of September 13, 2024**

The Santa Ana Water Board will consider approval of the Minutes of the Regional Board meeting of September 13, 2024. (Action item)

{Jessica Baenre, 951-782-3285, [jessica.baenre@waterboards.ca.gov](mailto:jessica.baenre@waterboards.ca.gov)}

**Item 8. 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 person, Board Member, or staff requests that an item be removed from the consent calendar, it will be taken up in the order shown.

**Item \*9. Waste Discharge Requirements for County of San Bernardino, Colton Sanitary Landfill, City of Colton, San Bernardino County**

The Santa Ana Water Board will consider the adoption of waste discharge requirements for Colton Sanitary Landfill, which is a closed, non-hazardous, class III municipal solid waste landfill in the City of Colton. The Tentative Order revises the Landfill's existing waste discharge requirements to incorporate current federal and state laws and regulations applicable to post-closure maintenance, and to reflect current onsite conditions. The Tentative Order also prescribes discharge, monitoring, and reporting requirements for post-closure maintenance, and requirements for continued corrective action program implementation.

**Order Number R8-2024-0036**

**Waste Discharge Requirements  
Monitoring & Reporting Program  
Response to Comments**

{Cindy Li, 951-782-4906, [cindy.li@waterboards.ca.gov](mailto:cindy.li@waterboards.ca.gov)}

**Item \*10. Waste Discharge Requirements for Dauchy Project TTM 38074, Riverside County**

The Santa Ana Water Board will consider the adoption of waste discharge requirements authorizing the discharge of fill material to waters of the state for the Dauchy Project TTM 38074 in Riverside County. The Project includes a gated subdivision consisting of 53 dwelling units on 24.73 acres, on-street improvements such as sidewalks, curb, and gutter, and 3.43 acres of private recreational areas, natural open space, and common areas. The discharger will offset impacts to waters of the state through the implementation of one of two options: a permittee-responsible mitigation project or purchasing credits from the Riverpark Mitigation Bank.

**Order Number R8-2024-0058**

{Celina Rong, 951-782-4493, [celina.rong@waterboards.ca.gov](mailto:celina.rong@waterboards.ca.gov)}

**Item \*11. Waste Discharge Requirements for Tract 24067, Riverside County**

The Santa Ana Water Board will consider the adoption of waste discharge requirements authorizing the discharge of fill material to waters of the state for the Tract 24067 residential development project (Project) in the City of Hemet. The Project consists of the construction of 82 single-family residential units, which would result in the permanent physical loss of 0.445 acre of waters of the state. The discharger will offset the permanent impacts to waters of the state through the implementation of one of two options: a permittee-responsible mitigation project or purchasing credits from a mitigation bank.

**Order Number R8-2024-0059**

{Claudia Tenorio, 951-782-4963, [claudia.tenorio@waterboards.ca.gov](mailto:claudia.tenorio@waterboards.ca.gov)}

**Item \*12. Waste Discharge Requirements for San Bernardino County Department of Public Works, Maple Lane Drainage Maintenance Project, Big Bear Lake, San Bernardino County**

The Santa Ana Water Board will consider the adoption of waste discharge requirements authorizing the discharge of fill material to waters of the state for the routine maintenance of the Maple Lane Drainage to maintain capacity, reduce erosion potential, and protect nearby roadways. No mitigation is necessary since impacts to waters of the state are temporary.

**Order Number R8-2024-0064**

{Kyle Fructuoso, 951-320-2028, [kyle.fructuoso@waterboards.ca.gov](mailto:kyle.fructuoso@waterboards.ca.gov)}

**Item 13. Triennial Review of the Water Quality Control Plan for the Santa Ana River Basin**

The Santa Ana Water Board will consider adopting a resolution, which if adopted, would approve the triennial review of the Water Quality Control Plan for the Santa Ana River Basin and proposed three-year workplan. (Action item)

**Resolution Number R8-2024-0054**

**Response to Comments**

{Claudia Tenorio, 951-782-4963, [claudia.tenorio@waterboards.ca.gov](mailto:claudia.tenorio@waterboards.ca.gov)}

**Item 14. Mandatory Minimum Penalty Complaint, Wicked Creations, Orange County**

The Santa Ana Water Board will consider whether to affirm, reject, or modify the mandatory minimum penalty as proposed in **Complaint No. R8-2024-0038 Order No. 2014-0057-DWQ**. (Action item)

**Final Hearing Procedure**

{Michelle R. Beckwith, 951-782-4433, [michelle.beckwith@waterboards.ca.gov](mailto:michelle.beckwith@waterboards.ca.gov)}

**Item 15. Executive Officer's Report**

{Jayne Joy, 951-782-3284, [jayne.joy@waterboards.ca.gov](mailto:jayne.joy@waterboards.ca.gov)}

### **Item 16. Board Member and Executive Officer Communications**

Santa Ana Water 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 Santa Ana Water 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 (Gov. Code, § 11126, subd. (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 (Gov. Code, § 11126, subd. (a)(1));
- c. discuss significant exposure to litigation (Gov. Code, § 11126, subd. (e)(2)(B)(i));
- d. discuss whether to initiate litigation (Gov. Code, § 11126, subd. (e)(2)(C)(i)); and
- e. discuss pending litigation in the following matters (Gov. Code, § 11126, subd. (e)(2)(A)):
  - (1) *In re: Santa Ana Region MS4 Permit – Orange County et al.*, Commission on State Mandates Test Claim No. 09-TC-03 [Regarding a test claim filed by Orange County, Orange County Flood Control District, and several cities within Orange County alleging that portions of Order No. R8-2009-0030 created unfunded state mandates].
  - (2) *In re: Santa Ana Region MS4 Permit – Riverside County et al.*, Commission on State Mandates Test Claim No. 10-TC-07 [Regarding a test claim filed by Riverside County, Riverside County Flood Control and Water Conservation District, and several cities within Riverside County alleging that portions of Order No. R8-2010-0033 created unfunded state mandates].
  - (3) *In re: Santa Ana Region MS4 Permit – San Bernardino County et al.*, Commission on State Mandates Test Claim No. 10-TC-10 [Regarding a test claim filed by San Bernardino County, San Bernardino County Flood Control District, and several cities within San Bernardino County alleging that portions of Order No. R8-2010-0036 created unfunded state mandates].
  - (4) *In re: Water Code Section 13383(a) MS4 Trash Orders*, Commission on State Mandates Test Claim Nos. 17-TC-07 to 17-TC-28 [Regarding 22 different test claims filed by various MS4 permittees within the Santa Ana Region alleging that portions of the Water Code section 13383(a) MS4 Trash Orders issued to each created unfunded state mandates].

{Lori Okun, 916-323-1667, [lori.okun@waterboards.ca.gov](mailto:lori.okun@waterboards.ca.gov)}

### **Adjournment**

To the regular Board meeting tentatively scheduled for January 31, 2025. Please follow our website for further updates:

[https://www.waterboards.ca.gov/santaana/board\\_info/board\\_meeting\\_schedule.html](https://www.waterboards.ca.gov/santaana/board_info/board_meeting_schedule.html)

### **LANGUAGE SERVICES**

This meeting will be offered in English. To request translation of written documents, interpretation services in another language, or sign language services, please use one of the following options at least ten (10) business days before the meeting:

- Submit a [Language Services Request](#) online
- Call the Office of Public Participation at 916-341-5254
- Email the Office of Public Participation at [opp-languageservices@waterboards.ca.gov](mailto:opp-languageservices@waterboards.ca.gov)

### **ACCESSIBILITY**

Users of a Telecommunications Device for the Deaf (TDD) may contact the California Relay Service at 800-735-2929 or the teletype (TTY) voice line at 800-735-2922.

Any person who requires reasonable accommodation to participate in this meeting should contact Jessica Baenre at [jessica.baenre@waterboards.ca.gov](mailto:jessica.baenre@waterboards.ca.gov) or at 951-782-3285, no later than seven business days prior to the meeting.

### **NOTICES**

Any person interested in obtaining information and/or providing input regarding pending applications for Water Quality Certification under section 401 of the federal Clean Water Act, may contact us by email at [RB8-401application@waterboards.ca.gov](mailto:RB8-401application@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 10 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.

Any person aggrieved by an action of the Santa Ana Water Board may petition the State Water Board to review the action in accordance with Water Code section 13320 and California Code of Regulations, title 23, section 2050 et seq. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of the action, except that if the thirtieth day falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions will be provided upon request.