

Minutes of Meeting

9:00 A.M., Thursday, May 2, 2013

Wharfinger Building

#1 Marina Way

Eureka, CA 95501

Audio recordings of board meetings are available at: www.waterboards.ca.gov/northcoast; go to the Board Info tab and click on Meetings.

i. Pledge of Allegiance

Board Member Geoffrey Hales led the Pledge of Allegiance.

ii. Roll Call and Introductions

Board Members present: David Noren, William Massey, Geoffrey Hales, Heidi Harris, John Corbett and Irene Tynes.

Regional Water Board staff present: Matt St. John, David Leland, Samantha Olson, David Rice, Patti Corsie, Donna Poe, Fred Blatt, Adona White, Gina Morrison, Maggie Robinson, James Burke, Stormer Feiler, Diana Henriouille, Alydda Mangelsdorf, Mona Dougherty, Mark Neely.

iii. Board Member Ex Parte Communication Disclosure

- William Massey had ongoing discussions with State and local Officials regarding funding for septics and sewer systems in West Sonoma County.
- David Noren, Matt St. John, Fred Blatt and Jonathan Warmerdam attended a tour of the Garcia River regarding the TMDL status.

iv. State Board Liaison's, Board Chair's and Executive Officer Reports

Steven Moore updated the Board on:

- State Board Chair Felicia Marcus and Steven Moore spent 4 days touring the Lower Klamath area with Clayton Creager, Staff Environmental Scientist, North Coast Regional Water Quality Control Board. They met with the National Marine Fisheries Services, Yurok, Hoopa, Resighini, Karuk and Quartz/Scott Valley Tribes.
- Discussed the State Board budget hearing.
- The development of consistent Statewide Policies and General Permits throughout California to assist the 9 Regional Boards.
 - Statewide Wetlands Policy
 - Statewide Low Impact Development (LID) and Urban run-off
 - Statewide Trash Policy

- State Board approved funding for ten 319h projects Statewide; the North Coast Regional Board has four projects for fiscal year 2013:
 - Laguna De Santa Rosa historical ecology
 - Garcia River TMDL implementation
 - Shasta Valley RCD implementation
 - CalTrout project on the Shasta River dam.
- Proposed State Assembly Bill 145 (AB145) transferring the State Drinking Water Program to the State Water Board from the State Department of Health.
- The Bay Delta Conservation plan proposal that affects the Trinity River water flow.

v. **Public Forum**

Comments were taken from:

- Mike Flockhart, City of Fortuna
- Scott Greacen, Executive Director, Friends of the Eel River
- Jack Crider, CEO Eureka Harbor District

1. **Approval of Meeting Minutes:** March 14, 2013

Motion: John Corbett moved to adopt the March 14, 2013 Minutes, William Massey seconded the motion, motion passed unanimously.

2. Consideration of Resolution No. R1-2013-0026, In Appreciation of the North Coast Dairy Community and Interested Parties for their Contributions to the North Coast Dairy Program in the Protection of Water Quality. Mark Neely, Senior Engineering Geologist, Non-Point Source and 401 Unit gave a brief overview of the North Coast Dairy Program and Board Member Corbett read highlights of the Resolution to the Board.

Comments were taken from:

- Melissa Lema, Western United Dairymen
- Blake Alexandre, Local Dairyman

Motion: John Corbett moved to adopt, William Massey seconded the motion, motion passed unanimously.

3. This Item has been removed from the Agenda and will be heard at a future Board Meeting

Uncontested Items

4. **Public Hearing** Order No. R1-2013-0008, to consider adoption of proposed Waste Discharge Requirements for **California Redwood Company, Korbel Sawmill** NPDES No. CA0005932 WDID No. 1B800200HUM Humboldt County.

5. **Public Hearing** to adopt Amendment Order No. R1-2013-0011, amending Waste Discharge Requirements Order No. R1-2002-0037 and Monitoring and Reporting Program Order No. R1-2002-0037 by removing permit requirements related to the sawmill and stormwater for the **California Redwood Company, Korbel Woodwaste Disposal Site** Waste Discharge Requirements, WDID No. 1B751470HUM Humboldt County.
6. **Public Hearing** on Order No. R1-2013-0006 to consider adoption of proposed Waste Discharge Requirements for **Humboldt State University Telonicher Marine Lab**, WDID No. 1B12187NHUM, NPDES No. CA0025151.

Motion: William Massey moved to adopt Item 4,5 and 6, Geoffrey Hales seconded the motion, motion passed unanimously.

Uncontested Items with Roll Call Vote

7. **Public Hearing** on Order No. R1-2013-0009, to consider requiring the **California Redwood Company, Korbel Sawmill** to cease and desist from discharging or threatening to discharge effluent in violation of Waste Discharge Requirements, Order No. R1-2013-0008, NPDES No. CA0005932 WDID No. 1B800200HUM Humboldt County.

Motion: William Massey called for a roll-call vote, Geoffrey Hales seconded.
Noren aye
Massey aye
Harris aye
Corbett aye
Hales aye
Motion passed unanimously.

Action Items

8. **Public Hearing** on Order No. R1-2013-0014, to consider adoption of Waste Discharge Requirements for the Closure of the **Humboldt Waste Management Authority, Cummings Road Class III Solid Waste Disposal Site**, WDID No. 1B791330HUM, Humboldt County. Gina Morrison, Water Resource Control Engineer, Solid Waste Unit gave a brief site overview, site history, summary of the corrective work accomplished to date, and the provisions of the proposed Order to achieve closure. Clayton Coles, PG, CEG, Principal Engineering Geologist, Lawrence & Associates on behalf of Humboldt Waste Management Authority also gave a brief overview, history with conclusions regarding Groundwater Degradation, and the next steps for closure of the landfill in 2015.

Motion: William Massey moved to adopt, Geoffrey Hales seconded the motion, motion passed unanimously.

Due to a speaker unable to comment on Items 4, 5 and 7, the votes for these items were nullified with a roll-call vote.

Motion: William Massey called for a roll-call vote, Irene Tynes seconded.
Noren aye
Massey aye
Harris aye
Corbett aye
Hales aye
Motion passed unanimously.

Comments were taken from:

- Andrew Orahoske, Environmental Protection Information Center (EPIC)

Mona Dougherty, Senior Water Resource Control Engineer, Core Regulatory Unit, gave overview of the permits and the requirements for California Redwood Company, Korbel Sawmill. David Rice, Staff Legal Counsel, advised the Board that these items were properly noticed so Items 4 and 5 on the Consent Calendar was again up for adoption.

Motion: William Massey moved to adopt, Geoffrey Hales seconded the motion, motion passed unanimously.

Item 7 on the Uncontested Items was again up for adoption with a roll-call vote.

Motion: William Massey called for a roll-call vote, Geoffrey Hales seconded the motion.
Noren aye
Massey aye
Harris aye
Corbett aye
Hales aye
Motion passed unanimously.

9. **Public Hearing** to consider adoption of Order No. R1-2013-0004, Waiver of Waste Discharge Requirements and General Water Quality Certification for **County Road Management and Activities Conducted Under the Five Counties Salmonid Conservation Program in the Counties of Del Norte, Humboldt, Mendocino, Siskiyou, and Trinity Counties in the North Coast Region.** Maggie Robinson, Engineering Geologist, Lead for Southern Timber Unit gave a recap of the 5C Waiver and the revisions to the draft 5C Waiver and the next steps after adoption of the Order and certification of the Mitigated Negative Declaration.

Comments were taken from:

- Mark Lancaster, 5 Counties
- Andrew Bundschuh, Humboldt Co. Public Works
- Janice Smith, Trinity County Dept. of Transportation
- Craig Benson, Redwood Community Action Agency

Motion: William Massey moved to adopt the Order with proposed changes, the Mitigated Negative Declaration and the Errata sheet, Geoffrey Hales seconded the motion, motion passed unanimously.

10. **Public Hearing** to consider adoption of Order No. R1-2013-0005, General Waste Discharge Requirements for Discharges for **Timber Operations on Non-Industrial Timber Management Plans (NTMPs) in the North Coast Region**. James Burke, Engineering Geologist, Southern Timber Unit gave a presentation on the background, public comments, response to comments and the proposed revisions to the Order.

Comments were taken from:

- Johanna Rodoni, The Buckeye
- Jason Poburko, California Licensed Foresters Association
- Mitch Hunt, Registered Professional Forrester
- Andrew Orahoske, (EPIC)
- Devon Jones, Mendocino Co. Farm Bureau
- Matt Greene, California. Licensed Foresters Association
- Claire McAdams, Forest Landowners of California
- James Robbins, CalFire

Motion: William Massey moved to adopt, John Corbett seconded the motion, motion passed unanimously.

Workshops

No workshops at this time

Information Items

11. Update on Upper Elk River Sediment TMDL. Alydda Mangelsdorf, Senior Environmental Scientist, Planning Unit introduced the project team, the status of Upper Elk River Sediment TMDL, the external scientific peer review process, update on the Elk River Recovery Assessment funding request and the next steps. Adona White, Water Resource Control Engineer, Planning Unit gave a presentation on the technical elements of the TMDL, the TMDL Implementation strategy and the peer reviewer comments.

Comments were taken from:

- Ralph Kraus, Citizen of North Fork Eel
- Mike Miles, Humboldt Redwood Company (HRC)
- Gary Rynearson, Green Diamond Resource Company
- Craig Benson, Redwood Community Action Agency
- Marianne Desobrinno, Citizen of Elk River
- Andrew Orahoske, (EPIC)
- Jesse Noelle, Salmon Forever
- Jerry Martien, Citizen of Elk River
- Mark Lovelace, Citizen of Elk River
- Kristi Wrigley, Citizen of Elk River

12. Environmental Impacts of Marijuana Cultivation in the North Coast. Stormer Feiler, Environmental Scientist, Enforcement Unit introduced the following panelist/speakers: Jeanette Pederson, Resource Management Chief, CalFire, Scott Bauer, Staff Environmental Scientist, California Department of Fish and Wildlife, Brad Job, Civil Engineer, Bureau of Land Management and Tim Broadman, Special Agent, National Oceanic and Atmospheric Administration, National Marine Fisheries Service. Stormer Feiler gave a presentation on the overview of the environmental impacts of erosion and sedimentation, Jeanette Pederson gave a presentation on forestland conversion and habitat fragmentation, Scott Bauer gave a presentation on consumptive water use and decreases in stream flow, Brad Job gave a presentation on fertilizers, pesticides and diesel/gas uses associated with marijuana cultivation.

Comments were taken from:

- Craig Benson, Redwood Community Action Agency
- Tom Grover, Eel River Recovery Project
- Patrick Higgins, Eel River Recovery Project
- Vivian Helliwell, Eel River Recovery Project
- Julia Carrera, Small Farmers Association
- Devon Jones, Mendocino Co. Farm Bureau
- Kelly Lincoln, Public

13. Executive Officer's Report. Matt St. John noted that the Scott and Shasta River TMDL Waiver fact sheets are now available on the Regional Water Board's website, and discussed developing an annual award program to acknowledge water quality protection stewardship in the North Coast area and developing a workplan priority projects list for fiscal year 2013/14 to be heard at the August 22, 2013 Board meeting.

14. Board Member Requests for Future Agenda Items.

No items requested.

15. Other Items of Interest

No items were discussed.

16. Closed Session

There were no reports from closed session.

17. **Arrangements for Next Meeting and Adjournment**

8:30 a.m., Thursday, June 13, 2013

David C. Joseph Meeting Room

5550 Skylane Blvd., Suite A

Santa Rosa, CA

Meeting adjourned at 19:30 pm.

Chairperson_____

Date_____