

Los Angeles Regional Water Quality Control Board

Minutes of the 412th Regular Meeting

April 13, 1998

**U.S. Court of Appeals Building, 125 S. Grand Ave.
Pasadena**

INTRODUCTION

1. The meeting was called to order by Chairman Slezak at 9:05 a.m.

Board Members Present

Jack Coe, Charlotte Craven, Michael Keston, Charles Milam, Hamid Nahai, Beth Rogers, John Slezak

Board Members Absent

None

Staff Present

Dennis Dickerson, Catherine Tyrrell, Jorge Leon, Robyn Shipley, Dennis Dasker, James Kuykendall, Debbie Smith, Winnie Jesena, Wendy Phillips, James Ross, Mark Smythe, Keith Elliott, Jon Bishop, Rosario Aston, Carlos Santos, Shirley Birosik

Others Present

Supervisor John Flynn, County of Ventura
Jane Bray, Consultant
Mark Gold, Heal the Bay
Terri Grant, LA County Department of
Public Works
Menerva Daund, LA County Department of
Public Works
Joyce Clark, Metropolitan Water District
Tari Cody, LVMWD
Jacqueline Lambrichts, Friends of LA River
Daniel Romano, 1800 Rosecrans Partners
A.C. Lazzaretto, City of Santa Fe Springs
John Dovey, City of Los Angeles
Frank Bajintint, City of Los Angeles
Bill Straub, City of Los Angeles
Carmen NG, City of Diamond Bar

Roy Ally, CA Department Fish & Game
Steve Fleishli, Heal the Bay
Noa Jones, Friends of LA River
Lisa Bond, Richards, Watson & Gershon
Todd Le, Port of Los Angeles
Lisa Anderson, UCLA
David Beckman, NRDC
Larry Smith, Port of Los Angeles
Barna Szabo, HNP
Jacque Gamble, LVMWD
Jacque Forrest, Heal the Bay
Vicki Conway, LA County Sanitation District
James Villasenar, City of Burbank
Hazel Scotto, League Women Voters
Jeff Harris, self
Julian Blomley, BIEC

Rich Masters, ESA
Robert Newman, City of Calabasas

Jim Colbaugh, LVMWD
John Mundy, LVMWD
Dr. Randal Orton, LVMWD
Scott Harris, LVMWD
Arlene Post, LVMWD
Glen Wilcox, Oak Park Municipal Advisory Council
George Long, LVMWD
Terry Tamminen, Santa Monica BAYKeeper
Jeff Duclas, Surfrider Foundation
Bob Purvey, Surfrider Foundation
Janet MacPherson, MacPherson Property
Lowell Preston, County of Ventura
Joseph Deakin, Triunfo Sanitation District
Lynne Plambeck, SCOPE
Ben Reznik, Jeffer, Mangels, Butler, et al.
Janice Reznik, Jeffer, Mangels, Butler, et al.
Marilyn Levine, Attorney General's Office
Dean Morales, City of Thousand Oaks
Robert Westdyke, Camarillo Sanitary District
Mark Subbotin, Newhall Land Co.
Charles Redden, City of Covina

Carolyn Casavan, WCE
John Lormon, PCH&S
David Hubbard, PCH&S
Mike Sedell, City of Simi Valley
Laura Herron, City of Simi Valley
John Behjan, City of Simi Valley
Charles Timms, Brailes & Timms
Alex Helperin, NRDC
Jim Stahl, LA County Sanitation District
Stacey Crouch, Port of Long Beach
David Haradon, City of Manhattan Beach
Joan Buehring, Community Assoc. of Saratoga Hills
Sharon Green, LA County Sanitation District
David Leu, Clayton Environmental
John Lossmon, Procopio, Cory, et al.
David Hubbard, Procopio, Cory, et al.
Desi Alvarez, LA Cty. Municipal Stormwater Permittees
Glen Peterson, LVMWD

Pledge of Allegiance.

1. Roll Call.

A roll call was taken with all members present.

2. Order of Agenda.

Dennis Dickerson recommended item 8.2 (BKK Sanitary Landfill -Cogeneration Plant Wastewater Reuse) be continued until a future meeting due to public comments received.

3. Approval of Regular Meeting Minutes of January 26, 1998.

A motion was made to adopt the minutes with the following amendment: Move the last 3 paragraphs of page 3 under item 14 (Report of Cost Benefit Task Committee).

MOTION: By Ms. Craven, seconded by Mr. Milam, and approved on a voice vote.

4. Uncontested Items Calendar.

It was recommended that item 7.14 [Ventura County Regional Sanitation District & Camrosa County Water District (Camrosa WWTP)] be added to the consent calendar.

NPDES PERMITS

Rescission

- 6.2 Jet Propulsion Laboratories, CA0063444
- 6.3 Warner Brothers Studios Facilities, CA00663495
- 6.4 Mobil Oil Corporation (Service Station #11-H7A), CA0062812

Revision

- 7.1 County Sanitation Districts of Los Angeles County (CSDLAC) -(Whittier Narrows) Water Reclamation Plant (WRP), CA0053716
- 7.2 County Sanitation Districts of Los Angeles County (Pomona WRP), CA0053619
- 7.3 County Sanitation Districts of Los Angeles County (San Jose Creek WRP), CA0053911
- 7.4 County Sanitation Districts of Los Angeles County (Saugus WRP), CA0054313
- 7.5 County Sanitation Districts of Los Angeles County (Valencia WRP), CA0054216
- 7.6 City of Los Angeles (Glendale WRP), CA0053953
- 7.7 City of Los Angeles (DC Tillman WRP), CA0056227
- 7.8 City of Burbank (Burbank WRP), CA0055531
- 7.9 City of Simi Valley (Simi Valley Water Quality Control Facility), CA0055221
- 7.10 Ventura County Water Works, District No. 1 (Moorpark Wastewater Treatment Plant (WWTP), CA0063274
- 7.11 City of Thousand Oaks (Hill Canyon WWTP), CA0056294
- 7.12 City of Thousand Oaks (Olsen Road WRP), CA0056359
- 7.13 Camarillo Sanitary District (Camarillo WRP), CA0053597
- 7.14 Ventura County Regional Sanitation District & Camrosa County Water District (Camrosa WWTP)

NON-NPDES PERMITS

New

- 8.1 Los Angeles Harbor Department (Berths 51-55 Maintenance Dredging Project),
97-119

ENFORCEMENT

9. Cease and Desist Order Requiring the County of Ventura and Ventura Regional Sanitation District to Cease and Desist Discharges under Board Order No. 96-040 (NPDES CA0059005) from Nyland Acres Wastewater Treatment Plant.

It was recommended that uncontested items 6.2 - 6.4, 7.1 - 7.14, 8.1 and 9 be adopted.

MOTION: By Mr. Keston, seconded by Mr. Milam, and approved on a voice vote. Ms. Craven abstained from voting on items 7.13, 7.14, and 9.

PUBLIC FORUM

5. Public Forum.

Noa Jones, Friends of the Los Angeles River, gave a presentation to the Board inviting them to the Los Angeles River Cleanup Day on Saturday, May 9th from 9:00 am to noon.

Daniel Ramono, 1800 Rosecrans Partners, introduced himself and informed the Board of an upcoming Prospective Purchaser Agreement (PPA) that will be considered at the May 18 regular board meeting.

6.1 Las Virgenes Municipal Water District (Tapia Water Reclamation Facility), unincorporated area of Los Angeles County, CA0056014

The Chairman opened the public hearing and the Executive Assistant read the opening statement. Dennis Dickerson gave introductory comments. Jorge Leon presented the legal issues surrounding this matter. Dennis Dasker gave a presentation to the Board recommending they adopt the permit. The following persons testified before the Board:

1. Jim Colbaugh, Las Virgenes Municipal Water District (LVMWD)
2. Scott Harris, LVMWD
3. Jacque Gamble, LVMWD
4. Randal Orton, LVMWD
5. Arlene Post, LVMWD
6. Norman Buehring, LVMWD
7. Mark Gold, Heal the Bay
8. Terry Tamminen, Santa Monica BAYKeeper

- 9. Jeff Harris, self
- 10. David Beckman, NRDC
- 11. Steve Fleishli, Heal the Bay
- 12. Bob Purvey, Surfrider Foundation
- 13. Jeff Duclas, Surfrider Foundation
- 14. Janet MacPherson, self
- 15. Roy Ally, CA Department Fish & Game

Jim Colbaugh, LVMWD presented the dischargers final remarks. Dennis Dickerson presented his final comments. Dennis Dasker answered questions of the Board. The public hearing was closed. After discussion of the Board, there was a motion to adopt the tentative amendments provided Sections A.2 and A.3 are deleted.

MOTION *By Mr. Keston, seconded by Mr. Milam, and called for a roll call vote.*

Coe	Y		Milam	Y		Slezak	Y
Craven		Y		Nahai		Y	
Keston	Y		Rogers			Y	

Other Business

- 11. Briefing and Consideration of a Resolution on a Proposed Sewer Project for El Rio.

Staff member Wendy Phillips introduced Ventura County Supervisor John Flynn. Mr. Flynn expressed his support of the sewer project.

Wendy Phillips briefed the Board on the need for sewers in El Rio to help solve water quality problems on the Oxnard Plain. She recommended the Board adopt a resolution formally requesting that the State Board reconsider an application from the County of Ventura for financial assistance, and to encumber funds for this project.

Lowell Preston, County of Ventura also expressed his support of the sewer project.

MOTION: *By Mr. Milam, seconded by Ms. Craven, and **approved on a voice vote.***

The Board recessed at 1:30 pm for a closed lunch session to discuss pending litigation, City of Long Beach vs. LARWQCB. The Board reconvened at 2:15 pm.

- 10. Golden West Refining Company, Santa Fe Springs.

10.1 Consideration of a Resolution Approving the Remedial Work Plan and Adequate Financial Assurance for the Golden West Refining Company and Authorizing the Executive Officer to Execute Amendment No. 1 to the Prospective Purchaser Agreement for the Golden West Refining

Company and the Golden Springs
Tank Farm Zones B, B₁, B₂, C, and C₁).

Development Company, LLC (West

10.2 Revised Waste Discharge Requirements for Golden West Refining Company (West
Tank Farm Zones B, B₁, B₂, C, and C₁).

The Chairman opened the public hearing and the Executive Assistant read the opening statement. Jorge Leon presented the Board with an overview on the issues relating to this matter.

Terry Tamminen, Santa Monica BAYKeeper, expressed his concerns that a Stormwater Prevention Plan has not been established for this site, and asked that the discharger prepare a very detailed plan and submit it to the Board.

The public hearing was closed. After discussion of the Board, a motion was made to adopt the resolution authorizing the Executive Officer to execute the amendment and adopt the revised tentative waste discharge requirements.

MOTION: By Mr. Keston, seconded by Ms. Craven, and approved on a voice vote.

12. Consideration of Revisions to the Regions' List of Impaired Surface Waters (303d List).

Dennis Dickerson gave his introductory remarks. Staff member Mark Smythe gave a presentation to the Board recommending they adopt a resolution revising the 303(d) list and designation of priorities for developing Total Maximum Daily Loads (TMDLs). A schedule for TMDLs was also presented for informational purposes. Staff member Shirley Birosik gave a presentation to the Board summarizing the TMDL lists ranking criteria.

The following persons addressed the Board to share their concerns and/or support::

1. David Beckman, NRDC
2. Mark Gold, Heal the Bay
3. Randal Orton, LVMWD
4. Lynn Plambeck, SCOPE
5. Mark Subbotin, Newhall Land Co.
6. Jim Stahl, LA County Sanitation Districts
7. Bill Straub, City of Los Angeles
8. Mike Sedell, City of Simi Valley
9. Robert Westdyke, Camarillo Sanitary District
10. Dean Morales, City of Thousand Oaks
11. Lowell Preston, County of Ventura
12. Jon Losmon, Procopio, Cory, Hargraves, et al.

13. Benjamin Reznik, Jeffer, Mangels, Butler & Marmano

Staff members Dennis Dickerson, Debbie Smith, Wendy Phillips, Shirley Birosik, and Mark Smythe answered the questions asked by the Board and responded to the public comments received during discussion of this item. Following discussion by the Board, the following motion was made by Mr. Keston, and seconded by Mr. Milam:

Approve all staff recommendations except delete the chloride impairment for the Santa Clara River and the chloride, total dissolved solids, sulfate, and boron impairments for Arroyo Posas, and Arroyo Simi.

Coe	N		Milam	Y		Slezak	Y
Craven		N		Nahai	N		
Keston	Y		Rogers		AB		

This motion failed. 3 yays, 3 nos, 1 abstain A new motion was made as follows:

Approve all staff recommendations, except remove the "point sources" identification for pesticide impairments in the Calleguas Creek watershed; retain fish barrier impairments from the 1996 Water Quality Assessment; and, direct staff to forward the list to State Board for adoption.

Coe	Y		Milam	Y		Slezak	Y
Craven		Y		Nahai	Y		
Keston	N		Rogers		AB		

MOTION: *By Mr. Keston, seconded by Mr. Milam, and approved on a roll call vote. (5 yays, 1 no, 1 abstain)*

13. Consideration of Best Management Practices (BMPs) for Storm Water Management Programs in Los Angeles County.

The Chairman opened the public hearing and the Executive Assistant read the opening statement. Dennis Dickerson briefed the Board on the storm water management issues and recommended they adopt the proposed lists of formal BMPs for specific programs that have been developed under the Los Angeles County Municipal Stormwater permit. Dennis Dasker responded to questions raised by the Board.

The following persons addressed the Board expressing their support of the BMPs:

1. Desi Alvarez, LA County Permittees Executive Advisory Committee
2. Jacque Forrest, Heal the Bay
3. Alex Helperin, NRDC
4. Jacqueline Lambrichts, Friends of the Los Angeles River

The public hearing was closed. After discussion of the Board, a motion was made to adopt the proposed lists of formal BMPs.

MOTION: By Ms. Craven, seconded by Ms. Rogers, and approved on a voice vote.

Mr. Keston left the meeting prior to these items.

Information Items

14. Board Member Communications.

Ms. Craven commented on the length of the meeting due to having too many controversial items being heard on the same day. She asked staff to plan future meetings that would eliminate this problem.

15. Report of Cost Benefit Task Committee.

Committee member Rogers gave a progress report.

16. Final Report of Task Committee on Conducting More Effective Board Meetings.

Ms. Craven gave a final report indicating that all tasks assigned to the committee were completed, and the finalized Principals Document was distributed. There was a motion to dissolve the task committee.

MOTION: By Ms. Craven, seconded by Mr. Milam and approved on a voice vote.

17. Executive Officer's Report.

Dennis Dickerson presented the Executive Officer's Report. He reminded the Board of the upcoming Open House on April 23rd.

18. Closed Session.

There was a closed lunch session.

19. Adjournment at 6:00 p.m. to the Regular Board meeting of May 18, 1998 at 9:00 a.m., City of Alhambra, Council Chambers, 111 S. First Street, Alhambra.

MOTION: By Ms. Craven, seconded by Mr. Milam and approved on a voice vote.