

**State of California
California Regional Water Quality Control Board
Santa Ana Region**

**Minutes of March 22, 2013 Board Meeting
City of Loma Linda
25541 Barton Road
Loma Linda, CA 92354**

1. Chair Beswick called the meeting to order at 9:00 A.M.

Board Members Present

Board Members Absent

Carole H. Beswick, Chair
William Ruh
Fred Ameri
Linda I. Ackerman
Tom Rivera
Susan L. Longville

Staff Members Present

Kurt V. Berchtold, Executive Officer
David Rice, Regional Board Counsel
Michael J. Adackapara, Supervising Water Resource Control Engineer
Stephen Mayville, Chief of Enforcement and Dairy Units
Hope Smythe, Chief of Basin Planning - Inland
Mark Smythe, Chief of Stormwater - Coastal
Edward G. Kashak, Engineering Geologist
Xinyu (Cindy) Li, Chief of Land Disposal
Felipa Carrillo, Executive Assistant
Kevin Heinemann, Staff Information Systems Analyst

Public in Attendance

Panda Workman, Riverside Co WMD
Marsha Westropp, OCWD
Nanette Scott, Scott Bros Dairy Farms
Mark Norton, SAWPA
Tara Vavere, Inland Empire Waterkeeper
Edward Reiner, AbTech Industries
Rebecca Franklin, San Bernardino MWD
Roger Turner, Roger Turner & Assoc.
Edward Filadelfia, City of Riverside

Don Lee, Tetra Tech
Bruce Scott, Scott Brothers Dairy-WRCAC
Pat Boldt, WRCAC
Colin Kelly, Inland Empire Waterkeeper
Jim Griffin, Western United Dairyman
Jack Nelson, Yucaipa Valley WD
Jason Uhley, Riv Co Flood Control & WCD
Rob Vandenheuvel, Milk Producers Council

2. Public Forum

None

3. State Water Resources Control Board (SWRCB) Liaison Report

Felicia Marcus, State Board Liaison, provided a brief update of what is going on at the State Board that affects this region. She briefly talked about the changes in the ex parte rules that the legislature made last year that became effective this year, the Caltrans permit, the construction general permit and the industrial general permit.

Ms. Marcus also spoke about the reports that the State Board released to the legislature, including the report on the State of Drinking Water and Nitrates in Groundwater, which focuses on the Tulare Basin in the Central Valley and the Salinas Valley. She said the State Board also made recommendations ranging from monitoring and reporting requirements to finding funding to help those disadvantaged communities that need safe drinking water.

Ms. Marcus said we need to continue working together with our colleagues and the Department of Public Health to address these issues at the State Water Board and regional water board levels.

Ms. Marcus said there was a hearing on the Phase 1 Supplemental Environmental Document proposal on the lower San Joaquin River and the South Delta Salinity objectives.

Mr. Berchtold will email Board Members the links to the reports that Ms. Marcus described. Mr. Berchtold announced the appointment of Ms. Marcus as Chair, due to Charles Hoppin's retirement from the State Board.

A resolution was passed in appreciation for former board members Rich Freschi and Mark Murai for their time served with the Santa Ana Regional Water Quality Control Board. Although they could not be present, Mr. Berchtold indicated that they had conveyed to him that they were pleased to have been recognized and had enjoyed their service on the Board.

4. Approval of the Minutes of December 14, 2012

Mr. Berchtold noted that a revised version of the minutes had been distributed to Board members.

Motion: It was moved by Board Member Ruh, seconded by Board Member Ameri, and unanimously carried to approve the revised Minutes of the December 14, 2012 Board meeting as presented

5. Consent Calendar

Chair Beswick announced that Item *9 had an errata.

- *7. Rescissions – Order No. R8-2013-0004.
- *8. Amendment of Waste Discharge and Producer/User Reclamation Requirements for Inland Empire Utilities Agency, Regional Water Recycling Facilities - No. R8-2013-0005.
- *9. Revision of the Waste Discharge Requirements for Riverside County Waste Management District at the Highgrove Sanitary Landfill (HSL) - Order No. R8-2013-0002, with errata.
- *10. Renewal/Update of Waiver of Waste Discharge Requirements for Specific Types of Discharges – Resolution No. R8-2013-0015.

Motion: It was moved by Board Member Ruh, seconded by Board Member Ackerman, and unanimously carried to adopt Orders No. R8-2013-0004, R8-2013-0005, R8-2013-0002 with errata, and Resolution No. R8-2013-0015, as presented.

11. Public Workshop on Renewal of General Waste Discharge Requirements and National Pollutant Discharge Elimination System Permit (NPDES) for Confined Animal Feeding Operations (NPDES No. CAG018001) – R8-2013-0001

Mr. Edward Kashak, Dairy Section Lead, presented an overview of comments received for the proposed dairy permit. The comments and responses were provided to the Board along with a revised copy of the draft dairy permit. Mr. Kashak stated that the tentative permit would be presented for the Board's consideration for adoption at a future Board meeting. Mr. Kashak stated that the comments included a range of topics. The three major comments were related to anti-degradation, anti-backsliding, and implementation of Total Maximum Daily Loads. Mr. Kashak also cited recent court decisions that may have an impact on the draft dairy permit.

Mr. Kashak presented information on anti-degradation, its relation to high quality waters, the causes for degradation, and the policies/programs to prevent degradation. Mr. Kashak also described the control measures prescribed in the draft Order to prevent degradation of surface and groundwaters. Mr. Kashak stated that the revisions to the draft dairy permit adequately addresses anti-degradation issues.

Mr. Kashak stated that anti-backsliding prohibits less stringent effluent limitations in a reissued NPDES permit. Mr. Kashak stated that the effluent limits in the draft dairy permit are at least as stringent as the previous permit. The proposed permit also implements the TMDL requirements for the Middle Santa Ana River and the Lake Elsinore and Canyon Lake waterbodies.

Staff will continue to work with the dairy operators and environmental advocates in order to bring the proposed general NPDES permit back to the Board in June for consideration of adoption.

Speakers:

Colin Kelly, Inland Empire Waterkeeper
Roger Turner, Environmental Consultant
Bruce Scott, Scott Bros Dairy Farms

12. Emerging Constituents Monitoring Program - Resolution No. R8-2013-0019
This item was postponed from December 14, 2012

Mark Norton, who serves as the SAWPA administrator for the Emerging Constituents Task Force, provided introductory remarks on the formation of the Task Force and the studies that have been completed over the past three years. Mr. Norton introduced the Task Force consultant, Mr. Tim Moore, who would be providing an overview of the results of the third year's sampling.

Mr. Moore briefed the Board on the efforts of the Emerging Constituents Task Force, including a summary of the third year's monitoring program. He discussed the recent adoption of the amendments to the State Recycled Water Policy that incorporates Emerging Constituents monitoring requirements. Mr. Moore indicated that the Task Force will conduct an additional year of monitoring of emerging constituents in order to collect data on the two emerging constituents that are specified in the Recycled Water Policy, but were not previously monitored by the Emerging Constituents Task Force.

Board staff recommended adoption of Resolution No. R8-2013-0019, acknowledging the completion of the 3-year monitoring program and accepting the 2012 Emerging Constituent Program Task Force EC Sampling Report as the final sampling report in accordance with Resolution No. R8-2009-0071. Board staff also recommended approval of the proposed 2013 sampling approach and future sampling schedule.

Motion: It was moved by Board Member Ackerman, seconded by Board Member Ruh and unanimously carried to approve Resolution No. R8-2013-0019 as presented.

13. Hazardous Waste Incident Report
Information item.
14. Underground Storage Tanks Corrective Action Plans
Information item.
15. Underground Storage Tanks Site closure Report
Information item.
18. Regional Board Member and Executive Officer Communications

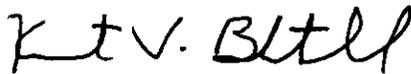
Mr. Berchtold extended an invitation to the Regional Board to attend the annual Staff Appreciation lunch being held on April 17, 2013.

19. Closed Session
There was no closed session.

20. Adjournment

The meeting was adjourned at 10:51 A.M. to the regular Board meeting of May 3, 2013 at 9:00 A.M., at Irvine Ranch Water District (Multi-Purpose Room), 15600 Sand Canyon Avenue, Irvine, CA 92618.

Respectfully submitted:



KURT V. BERCHTOLD
Executive Officer

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