
Santa Ana Regional Water Quality Control Board

AGENDA ANNOUNCEMENT

REGIONAL BOARD MEETING

Friday, October 15, 2021 at 9:00 a.m.

Video and Teleconference Meeting Only

No Physical Meeting Location

(Authorized by Government Code section 11133)

Live video webcast: [LIVE VIDEO](#)

NOTICE:

Video and Teleconference Meeting During COVID-19 Emergency: As a result of the COVID-19 emergency and as authorized by Government Code section 11133, 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

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, October 13, 2021. To register visit:

https://us02web.zoom.us/webinar/register/WN_JFme59U1RIq5AUFM6dbeng

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 or call 951-782-3285. If you need assistance during the Board meeting, please email r8support@waterboards.ca.gov.

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. State Water Resources Control Board Liaison Report – Board Member Dorene D'Adamo will provide an update on State Board activities. (Information item). {Dorene D'Adamo 916-641-5609}

Item 4. Proposed Board Meeting Dates for 2022 - The Regional Board will discuss the tentative calendar of meeting dates and locations for 2022. The calendar dates will be considered for adoption at the next Board meeting. {Jayne Joy 951-782-3284 jayne.joy@waterboards.ca.gov}

Item 5. 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 *6. Waste Discharge Requirements for Richland Communities, Inc., Golden Meadows Project, City of Menifee, Riverside County, Order Number R8-2021-0051

-The Regional Board will consider adoption of a permit authorizing the discharge of fill material to both federal and non-federal waters of the state for a single-family residential development and related infrastructure. **Order Number R8-2021-0051.** {Claudia Tenorio 951-782-4963 claudia.tenorio@waterboards.ca.gov}

Item *7. Waste Discharge Requirements for I-15 Logistics, LLC, I-15 Logistics Project, City of Fontana, San Bernardino County, Order Number R8-2021-0053 –

The Regional Board will consider adoption of a permit authorizing the discharge of fill material to waters of the state for a 1,165,720 square-foot logistics facility and associated infrastructure. **Order Number R8-2021-0053.**

{Kyle Fructuoso 951-320-2028 kyle.fructuoso@waterboards.ca.gov}

[Item *8. Waste Discharge Requirements for Gilman Springs Partners, LLC, Gilman Springs Mine Project, Riverside County, Order Number R8-2021-0054](#) –

The Regional Board will consider adoption of a permit authorizing the discharge of fill material to waters of the state for an expansion of the Gilman Springs Mine by an additional 54.5 acres within the 1,021.3-acre property. **Order Number R8-2021-0054.**

{Kyle Fructuoso 951-320-2028 kyle.fructuoso@waterboards.ca.gov}

[Item *9. Change of Ownership from Richland Communities, Inc. to Lennar Homes of California, Inc., Highland Park Tentative Tract Map \(TTM\) 31894 Residential Development Project, Riverside County, Order Number R8-2021-0055](#) –

The Regional Board will consider adoption of an amendment to Order Number R8-2017-0020, which authorizes the discharge of fill material for a residential development project. **Order Number R8-2021-0055.**

{Claudia Tenorio 951-782-4963 claudia.tenorio@waterboards.ca.gov}

[Item *10. Rescission of Various Orders, Order No. R8-2021-0050](#) – The Regional Board will consider rescission of the following orders as the discharge has ceased or the project has been completed or compliance with the enforcement order has been achieved:

- 1) Order R8-2005-0006, Waste Discharge Requirements for Nakase Brothers Wholesale Nursery, City of Lake Forest, Orange County.
- 2) Order R8-2018-0091, Waste Discharge Requirements for Elizabeth “Betty” Partida, Partida Fertilizer Composting Facility, City of Ontario, San Bernardino County.
- 3) Order R8-2016-0047, Waste Discharge Requirements for ARI Chaney LLC, Fairway Business Park, City of Lake Elsinore, Riverside County.
- 4) Order 98-112, Cleanup and Abatement Order issued to McWhirter Real Estate & Investment Company, Big Bear Texaco, City of Big Bear Lake, San Bernardino County.

Order No. R8-2021-0050.

{Julio Lara 951-782-4901 julio.lara@waterboards.ca.gov}

[Item 11. Cannabis Program Update](#) – Regional Board staff will provide an update on the regional implementation of the Cannabis Cultivation Program, which addresses water quality impacts from cannabis cultivation and associated activities. Staff implements and enforces the Cannabis Cultivation General Order within the Santa Ana, Los Angeles, and San Diego Regions. (Information item).

{Eric Lindberg 951-782-3219 eric.lindberg@waterboards.ca.gov}

[Item 12. Update on the Vapor Intrusion Assessment at the Former Ford Aeronutronics Facility in Newport Beach](#) - Regional Board staff will provide an

update on vapor intrusion assessment activities at the former Ford Aeronutronics facility where solvents, including trichloroethylene (TCE), were historically used and have resulted in a large soil vapor plume. Staff will provide background information about vapor intrusion, summarize the risk assessments completed to date, and present the results of the ongoing vapor intrusion assessment and the soil vapor extraction pilot tests, in addition to discussing potential remediation and mitigation strategies and providing a summary of public outreach conducted to date. (Information item).
{Jessica Law 951-782-4381 jessica.law@waterboards.ca.gov}

Item 13. Executive Officer’s Report

{Jayne Joy 951-782-3284 jayne.joy@waterboards.ca.gov}

Item 14. Regional Board Member and Executive Officer Communications -

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 (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) *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].
 - (2) *Cham-Cal Engineering Inc. and Western Avenue Associates, L.P. v. California Regional Water Quality Control Board-Santa Ana Region et al.* (Riverside County Superior Court, Case No. CVRI 2101353) [Challenging Administrative Civil Liability Order R8-2020-0046]
 - (3) *California Coastkeeper and Orange County Coastkeeper v. California Regional Water Quality Control Board, Santa Ana Region, Alameda County. Superior Ct., Case No. RG21113898* [Challenging issuance of Order R8-2021-0011 issued to Poseidon Resources (Surfside) L.L.C. for the Huntington Beach Desalination Facility].

(4) *Jonathan H. Cannon, as trustee of the Cannon Family Trust, et al. v. Santa Ana Regional Water Quality Control Board, Orange County, Superior Ct., Case No, 30-2021-011835513-CU-WM-CJC*
[Challenging Investigative Order No. R8-2020-0047].

Adjournment to the regular Board meeting of December 10, 2021 at 9:00 am. Please follow our website for further updates:

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, no later than seven business days prior to the meeting.

If you need interpreter services, contact Jeannie Aguilar at least ten business days prior to the date of the Board meeting at jeannie.aguilar@waterboards.ca.gov.

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.

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.