

San Francisco Bay Regional Water Quality Control Board

April 9, 2014 Board Meeting Draft Minutes for Board Consideration

ADOPTED May 14, 2014

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Item 1 - Roll Call and Introductions

Meeting called to order at approximately 9:00 am in the Elihu M. Harris Building, First Floor Auditorium.

Board Members Present

William Kissinger
Newsha Ajami
John Muller (left at 11:55)
Vice-Chair James McGrath
Chair Terry Young

Board Members Absent

Margaret Abe-Koga

Status

QUORUM

Item 2 - Public Forum

No parties requested to speak.

Item 3 - Minutes of the March 12, 2014 Board Meeting

Vice Chair McGrath recommended adoption of Item 3; Board Member Kissinger seconded the motion.

Ayes: Kissinger, Ajami, Muller, McGrath, Young

Nos: none

ITEM ADOPTED

Item 4 - Chairman's, Board Members', and Executive Officer's Report

Board Member Ajami noted that she recently met with SFEI staff to learn more about their programs. Board Member Muller reported that he would be making a presentation to the Bay Area Pest Control Advisors on urban issues and agriculture in San Mateo. Chair Young reported that she'd be attending the Chairs' meeting on April 11 and welcomed any issues/concerns to bring to the meeting. Vice-Chair McGrath requested a site visit to the Leona Heights Mine.

Executive Officer Bruce Wolfe gave an overview of his report for this month. He also informed the Board that the State Board recently adopted a new Industrial General

Stormwater Permit and discussed the types of industries covered under this permit and associated staff work. He also discussed funding options for recycled water projects. He informed the Board about a recent complaint regarding homeless encampments on Coyote Creek and followup discussions with the City of San Jose. Chair Young requested a report back to the Board regarding Coyote Creek and Region-wide water quality issues regarding homeless encampments.

Item 5 - Consideration of Uncontested Items

Item 5A – Pacific Ocean at Muir Beach – Delist for Indicator Bacteria from Impaired Water Bodies List – Adoption of Resolution Recommending Delisting

Item 5B – Cities of South San Francisco and San Bruno and North Bayside System Unit, South San Francisco/San Bruno Water Quality Control Plant and Their Respective Wastewater Collection Systems, South San Francisco, San Mateo County – Reissuance of NPDES Permit

Item 5C – Emergency, Abandoned, and Recalcitrant (EAR) Account Program for Leaking Underground Storage Tanks – Adoption of Resolution Nominating Sites to the State Water Resources Control Board's Annual Site List

Mr. Wolfe recommended continuation of Item 5A. Mr. Wolfe recommended adoption of items 5B and 5C.

Vice Chair McGrath moved for adoption of items 5B and 5C; Board Member Muller seconded the motion.

Ayes: Kissinger, Ajami, Muller, McGrath, Young

Nos: none

ITEMS ADOPTED

NPDES Permit

Item 6 – Nutrients from Municipal Wastewater Treatment Facilities Discharges to San Francisco Bay; Counties of Alameda, Contra Costa, Solano, Napa, Sonoma, Marin, San Francisco, San Mateo, and Santa Clara – Issuance of New NPDES Permit

Board Staff Robert Schlipf made the presentation. Board Member Kissinger asked about the Sacramento Regional Treatment Plant's permit and the tasks and timeframes included in the Revised Tentative Order for this permit. Mr. Wolfe described the evolution of the proposed permitting strategy. Board Member Kissinger asked for legal clarification on the reopening provision. Board Legal Counsel Won responded that the wording is consistent with federal regulations. Board Member Kissinger suggested a clarifying language change.

Board Member Ajami asked about other wastewater treatment plants in our Region and ongoing monitoring. Board Staff Naomi Feger responded. Board Member McGrath asked the speakers to address whether any interim steps are feasible. Chair Young noted

Baykeeper's comments on the insufficiency of funding. Ms. Feger described the process for determining research needs. Chair Young suggested language changes to the fact sheet in order to recognize the possibility of offsets. Mr. Wolfe agreed with the proposed language.

David Williams, Executive Director of Bay Area Clean Water Agencies, addressed the Board. He discussed the potential economic implications of treatment plant upgrades and emerging treatment technologies. He stressed that the permit is a collaborative approach. Ian Wren, representing Baykeeper, addressed the Board. He expressed concern about funding. Board Member McGrath acknowledged the role of Baykeeper in the process. Philip A. Williams, Legal Intern at Westlands Water District, spoke on behalf of the Water Contractors. He expressed concerns about inconsistencies between agencies. Board members responded with comments and clarifying questions. Chair Young noted that she looked forward to participation by the Water Contractors on the steering committee for the Nutrient Management Strategy.

Mr. Wolfe summarized comments and noted that staff would report back to the Board when significant milestones were achieved. Chair Young suggested a workshop sometime between December 2014 and July 2015.

Mr. Wolfe recommended adoption of the item as supplemented with language recommended by Board Member Kissinger and two changes to the Fact Sheet.

Board Member Muller moved for adoption of Item 6; Vice Chair McGrath seconded the motion.

Ayes: Kissinger, Ajami, Muller, McGrath, Young

Nos: none

ITEM ADOPTED

Waste Discharge Requirements

Item 7 – Santa Clara Valley Water District, Santa Clara County, Stream Maintenance Program – Reissuance of Waste Discharge Requirements and Water Quality Certification

Association of Bay Area Governments Staff Margarete Beth gave an overview of the permit. Chris Elias, Watershed Operations Manager for the Santa Clara Valley Water District, addressed the Board. He described how the permit and stream maintenance program provide efficiencies in working with other agencies and implementing their projects on an annual basis. He expressed support for the Revised Tentative Order. Mr. Elias responded to a previous Board Member question about sediment relocation, stating that none of the sediment was sold, but only reused in partnership with State and other agencies.

Mr. Wolfe recommended adoption of the Item.

Vice Chair McGrath moved for adoption of Item 7; Board Member Ajami seconded the motion.

Ayes: Kissinger, Ajami, Muller, McGrath, Young

Nos: none

ITEM ADOPTED

Other Business

Item 8 – The Fourth Revolution in Urban Water: Implications for California – Presentation by David Sedlak, Professor UC Berkeley and Deputy Director of ReNUWIt

David Sedlak, Professor at UC Berkeley and Deputy Director of ReNUWIt, addressed the Board and made a presentation.

This item was for informational purposes only and no action was taken.

Item 12 - Adjournment

Meeting adjourned at 12: 50 pm until the next Board Meeting – May 14, 2014