

## San Francisco Bay Regional Water Quality Control Board

### July 9, 2014 Board Meeting Draft Minutes for Board Consideration

ADOPTED August 13, 2014

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#### Item 1 - Roll Call and Introductions

Meeting called to order at 9:03 am in the Elihu M. Harris Building, First Floor Auditorium.

##### Board Members Present

William Kissinger  
Margaret Abe-Koga (arrived at 9:08)  
John Muller  
Vice-Chair James McGrath  
Chair Terry Young

##### Board Members Absent

Newsha Ajami

##### Status

QUORUM

Board Senior Geologist Brian Thompson introduced Environmental Scientist Ben Martin. Board Senior Engineer Claudia Villacorta introduced Engineering Student Assistant Debbie Phan.

State Board Member Tam Doduc updated the Board on water supply curtailments, draft emergency conservation regulations, and pending permits. She also discussed agenda topics for the Water Quality Coordinating Committee meeting in the fall.

#### Item 2 - Public Forum

No parties requested to speak.

#### Item 3 - Minutes of the June 11, 2014 Board Meeting

Executive Officer Bruce Wolfe recommended adoption of Item 3.

Vice Chair McGrath moved for adoption of Minutes; Board Member Abe-Koga seconded the motion.

Ayes: Kissinger, Abe-Koga, Muller, McGrath, Young

Nos: none

ITEM ADOPTED

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

Vice Chair McGrath reported on the Change of Command Ceremony for the Army Corps of

Engineers' colonel. Board Member Abe-Koga discussed the City of Santa Clara stadium development project and local permits and redevelopment issues in that area. Board Member Muller congratulated Board Senior Engineer Keith Lichten for his election to the management committee of the Urban Water Resources Research Council.

Chair Young reported on a number of meetings. She met with Craig Johns of California Resource Strategies to discuss a recent report related to selenium. She noted she would be meeting with staff later today to discuss the details. She met with State Board Chair Felicia Marcus and discussed nutrients and flow standards and the need for Region 2 stakeholders to participate. She noted that the public comment period for the draft Bay Delta Conservation Plan has been extended through July. She reported that the Board's trash subcommittee (Chair Young and Vice Chair McGrath) met with staff. She also discussed meetings she had with various parties to discuss green infrastructure, LID, and trash capture devices. She met with State Board Member Steve Moore and updated him on Region 2 activities. She met with State Board Member Doduc on the draft statewide potable water permit and the general approach for using offsets from a policy perspective. She reported that on the July 7 Chairs' call there was a brief discussion on trash and the evolving draft trash policy. Chair Young noted that she emphasized the need to evaluate the effectiveness of trash capture devices and, should a policy be adopted that applied statewide, that it not allow Region 2 permittees to "restart" their compliance clock. She also noted that she had distributed to Board members background information related to the anti-degradation policy she received as part of the Chairs' call. She also noted that Cindy Forbes, the State Board's new director of the State Board's Division of Drinking Water, offered during the Chairs' call to give a program overview to each of the Regional Water Boards on the Safe Drinking Water Program.

Mr. Wolfe gave an overview of this month's Executive Officer's Report. He noted the release of the Notice of Preparation for the Board's Vineyard Permitting Program and discussed the release of the draft statewide Potable Water Permit. He reported that the State's annual budget has been adopted and signed by the Governor and discussed what that meant for the Board for the new fiscal year. He invited interested Board members to attend the July 18 grand opening event for the Silicon Valley Advanced Water Purification Center and discussed a workshop planned for the August Board meeting regarding the San Francisquito Creek flood control project. Board Member McGrath reported on his tour of the Leona Heights Mine.

## **Item 5 - Consideration of Uncontested Items**

### **Item 5A –Cleanup Programs – Status Report including Case Closures**

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

### **Item 6 – The Wine Group, LLC, Concannon Winery, Livermore Valley, Alameda County – Issuance of Waste Discharge Requirements**

Board Senior Scientist Christine Boschen made the presentation. She gave an overview of the facility, its discharge, the proposed permit requirements, and the changes to the proposed permit in the supplemental. Kyle Schmidt, Director of Environmental Services for the Wine

Group, addressed the Board. He noted the importance of using annual averages to regulate the facility. He also requested additional time to achieve compliance with limits in the permit. Vice Chair McGrath asked for clarification on the request for a timeframe to achieve compliance.

Tim Schmelzer, Director of Regulatory Affairs for the Wine Institute, addressed the Board. He expressed concerned about that the wine industry is being unduly targeted as the source of the nitrates problem. Board members asked a number of questions about groundwater quality. Board staff indicated that permit conditions are being based on the estimated levels of groundwater pollution in the basin from all sources. Assistant Executive Officer Dyan Whyte informed the Board about efforts to develop a salt and nutrient management plan and the need for localized data. Mr. Schmidt noted that they would explore submitting a revised ROWD when they have additional data.

Mr. Wolfe recommended adoption of Item 6.

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

Ayes: Kissinger, Abe-Koga, Muller, McGrath, Young

Nos: none

ITEM ADOPTED

#### **Item 7 – Sanitary Sewer Improvement Program – Status Report**

Board Senior Engineer Claudia Villacorta made the presentation. She discussed trends in the number and volume of sewage spills, past enforcement actions, and the Board's strategy to prevent sewage spills in the Region. Chair Young noted support for auditing sewer management plans. She also noted that it would be useful to present information on sanitary sewer overflows by facility, as appropriate. She noted that she'd like to see a master game plan for getting all sewage collection agencies on track to address system deficiencies. Board Member Muller asked about sewer lateral ordinances.

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

#### **Item 8 – Refinery Oversight Program Update – Status Report**

Board Senior Geologist Keith Roberson made the presentation. He discussed refineries in the Region and the Water Board's oversight objectives, regulatory strategy, and future challenges. Board Member Kissinger asked about the refineries' response to sea level rise predictions.

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

#### **Item 13 - Adjournment**

Meeting adjourned at 12:04 pm until the next Board Meeting – August 13, 2014