



**STATE WATER RESOURCES CONTROL BOARD**  
**BOARD MEETING MINUTES**  
**TUESDAY, AUGUST 20, 2024**  
**COASTAL HEARING ROOM**

Copies of the resolutions and water quality/water rights orders can be obtained by calling (916) 341-5600 or downloading from our website at [http://www.waterboards.ca.gov/board\\_decisions/adopted\\_orders/](http://www.waterboards.ca.gov/board_decisions/adopted_orders/).

The video of the Board Meeting is available to view on our website at: [http://www.waterboards.ca.gov/board\\_info/video.shtml](http://www.waterboards.ca.gov/board_info/video.shtml)

**CALL TO ORDER**

Chair Joaquin Esquivel called the meeting to order on Tuesday, August 20, 2024 at 9:14 a.m. with both a physical meeting location and remote location.

**BOARD MEMBERS PRESENT**

Chair E. Joaquin Esquivel; Member Sean Maguire; Member Laurel Firestone (virtual); Member Nichole Morgan

**BOARD MEMBERS ABSENT**

Vice Chair Dorene D'Adamo

**EXECUTIVE STAFF PRESENT**

Eric Oppenheimer, Executive Director (virtual)  
Anne Hartridge, Assistant Chief Counsel  
Phil Wyels, Assistant Chief Counsel  
Jonathan Bishop, Chief Deputy Director  
Karen Mogus, Chief Deputy Director  
Courtney Tyler, Clerk to the Board  
Marji Arjil, Assistant Clerk to the Board  
Elizabeth Carrillo, AGPA  
Beba Maletic, AAI  
Susan Reyes, AGPA

**ANNOUNCEMENTS**

- Instructions were given in regard to participating in the Remote Meeting.
- The Board meeting is being webcasted and recorded.

# TUESDAY, AUGUST 20, 2024

## BOARD MEETING

*Public comments on agenda items will be limited to 5 minutes  
or otherwise at the discretion of the Board Chair*

### PUBLIC FORUM

*(Approximately 30 minutes at the beginning of Board Meeting and any remaining speakers at the call of the Chair)*

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Resources Control Board's jurisdiction provided the matter is not on the agenda or pending before the State Water Board or any California Regional Water Quality Control Board.

### **No Action Taken**

#### Commenters

*Mary Wood, General Public*

### BOARD BUSINESS

1. The Board will consider adoption of the August 6, 2024 Board Meeting minutes.

**Motion:** Board Member Maguire moved to adopt the August 6, 2024 Board Meeting minutes

**Seconded by:** Board Member Firestone

**MOTION CARRIED** ([August 20, 2024](#))

**Aye:** Chair Esquivel  
Member Maguire  
Member Firestone

**Nay:** None

**Absent:** Vice Chair D'Adamo

**Abstain:** Member Morgan

### UNCONTESTED ITEMS

2. Consideration of adoption of proposed amendments to Appendix D of the Water Quality Enforcement Policy.

*Staff Presenting: David Boyers, Yvonne West*

- [Agenda Item](#)
- [Draft Resolution](#)
- [Appendix D Proposed Revisions](#)
- Written comments were due by noon on June 17, 2024
- [Response to Comments](#)

**Motion:** Board Member Morgan moved to adopt the proposed Resolution

**Seconded by:** Board Member Maguire

**MOTION CARRIED** ([Resolution No. 2024-0027](#))

**Aye:** Chair Esquivel  
Member Maguire  
Member Firestone  
Member Morgan

**Nay:** None

**Absent:** Vice Chair D'Adamo

**Abstain:** None

### **INFORMATIONAL ITEM**

3. Progress update after three years of implementation of the Environmental Laboratory Accreditation Program regulations.

*Staff Presenting: Christine Sotelo, Jennifer McClaren, Emily Roberts*

- [Agenda Item](#)

### **No Action Taken**

#### **Commenters**

*Spencer Saks, California Association of Sanitation Agencies*

*Debbie Mackey, Central Valley Clean Water Association*

*Adam Wachtel, General Public*

### **DIVISION OF FINANCIAL ASSISTANCE**

4. Consideration of a proposed Resolution adopting the Fiscal Year 2024-25 Fund Expenditure Plan for the Safe and Affordable Drinking Water Fund.

*Staff Presenting: Jasmine Oaxaca, Joe Karkoski, Lauren Marshall*

- [Public Notice](#)
- [Agenda Item](#)
- [Draft Resolution](#)
- [2024-25 Fund Expenditure Plan](#)
- [Revised 2024-25 Fund Expenditure Plan](#)
- Written Comments were due by noon on July 24, 2024
- [Response to Comments](#)

**Motion:** Board Member Morgan moved to adopt the proposed Resolution

**Seconded by:** Board Member Maguire

**MOTION CARRIED** ([Resolution No. 2024-0028](#))

**Aye:** Chair Esquivel  
Member Maguire  
Member Firestone  
Member Morgan

**Nay:** None

**Absent:** Vice Chair D'Adamo

**Abstain:** None

### **Commenters**

*Angela Islas, Central California Environmental Justice Network*

*Erick Orellana, Community Water Center*

5. Consideration of a proposed Resolution to adopt the State Fiscal Year 2024-25 Drinking Water State Revolving Fund (DWSRF) Intended Use Plan (IUP) with Supplemental IUPs.

*Staff Presenting: Michael Downey, Joe Karkoski, Bridget Chase, Jean Fung, Lindsey Harms*

- [Public Notice](#)
- [Agenda Item](#)
- [Draft Resolution](#)
- [DWSRF IUP with Supplemental IUPs](#)
- Revised DWSRF IUP with Supplemental IUPs
  - [Revised DWSRF IUP](#)
  - [Revised Emerging Contaminants Supplemental IUP](#)
  - [Revised Lead Service Line Replacement Supplemental IUP](#)
- Written Comments were due by noon on July 24, 2024
- [Public Comment Letters](#)
- [Response to Comments](#)

**Motion:** Board Member Morgan moved to adopt the proposed Resolution

**Seconded by:** Board Member Maguire

**MOTION CARRIED** ([Resolution No. 2024-0029](#))

**Aye:** Chair Esquivel  
Member Maguire  
Member Firestone  
Member Morgan

**Nay:** None

**Absent:** Vice Chair D'Adamo

**Abstain:** None

### **Commenters**

*Bob Gore, The Gualco Group*

*Marc Serna, South Coast Water District*

*Jennifer Capitulo, California Water Association*

*Erick Orellana, Community Water Center*

*Nick Blair, Association of California Water Agencies*

## **BOARD HEARING**

### **DIVISION OF WATER QUALITY**

6. Board Hearing to accept comments on draft Utility Wildfire and Similar Operations and Maintenance Activities Clean Water Act Section 401 Water Quality Certification and Waste Discharge Requirements General Order and associated California Environmental Quality Act Environmental Impact Report.

*Staff Presenting: Jean Bandura, Paul Hann, Serena Liu, Shawn Agarwal, Phil Crader*

- [Public Notice](#)
- [Agenda Item](#)
- [Draft Utility Wildfire General Order and Environmental Impact Report](#)

Written comments are due by noon on August 30, 2024

### **No Action Taken**

### **Commenters**

*Cuyler Stapelmann, Pacific Gas and Electric*

*Tamara Spear, San Diego Gas and Electric*

*Rick Haywood, Southern California Edison*

*Emily Newell, PacifiCorp*

*Tim Andrews, Pacific Gas & Electric*

*Jen-Ann Lee, Braun Blaising and Wynne representing the California Municipal Utilities Association*

*Susie Berlin, Northern California Power Agency and Golden State Power Cooperative*

### **INFORMATIONAL ITEM**

7. Board Member Reports.

For full details on each Board Member report, please review the video at [Board Videos | California State Water Resources Control Board](#). It begins at 4:21:44 on the video for the August 20, 2024 Board Meeting.

### **ADJOURNMENT**

The Board adjourned at 3:50 p.m.

## **CLOSED SESSION**

Closed Sessions are not open to the Public

### **ADMINISTRATIVE HEARINGS OFFICE/ DIVISION OF WATER RIGHTS**

The Board may meet in closed session to deliberate on procedural or substantive decisions to be reached in the proceeding to consider the petition for partial assignment of state-filed Application 25517, accompanying water right Application 25517X01, and petitions for release from priority of state-filed Applications 25513, 25514, 25517 (unassigned portion), 22235, 23780, and 23781 in favor of water right Application 25517X01 filed by the Sites Project Authority. (This closed session is authorized under Government Code section 11126, subdivision (c)(3).)

**The Board met in Closed Session on the above item.**

The Board may meet in closed session to deliberate on procedural or substantive decisions to be reached in the proceeding to consider the water right change petition filed by the California Department of Water Resources to add two new points of diversion and rediversion to water right permits 16478, 16479, 16481, and 16482 (Applications 5630, 14443, 14445A, and 17512, respectively) for the State Water Project associated with the Delta Conveyance Project. (This closed session is authorized under Government Code section 11126, subdivision (c)(3).)

**The Board met in Closed Session on the above item.**

### **OFFICE OF CHIEF COUNSEL**

The Board will meet in closed session to discuss the status of and receive legal advice concerning a complaint filed against the Board pursuant to Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000(d) *et seq.*, and the United States Environmental Protection Agency's nondiscrimination regulation, at 40 C.F.R. Part 7, pertaining to the Board's water quality standards setting in the San Francisco Bay/Sacramento-San Joaquin Delta watershed (EPA File No. 01RNO-23-R9). (This closed session is authorized under Government Code section 11126, subdivision (e).)

**The Board did not meet in Closed Session on the above item.**

## **IMPORTANT INFORMATION!!**

Unless otherwise specified, submittal of written comments **must be received by 12:00 p.m. (Noon) on August 15, 2024 and will not be accepted after that time.**

Submittal of electronic PowerPoint presentations **must be received by 12:00 p.m. (Noon) on August 15, 2024 and will not be accepted after that time.**

Submittals are to be sent via e-mail to the Clerk to the Board at [commentletters@waterboards.ca.gov](mailto:commentletters@waterboards.ca.gov). Please indicate in the subject line, **08/20/2024 BOARD MEETING – ITEM # (fill in bolded subject from appropriate item).**

If you have questions about the agenda, or if you do not have internet access and need a telephone number to participate in the meeting, please contact the Clerk to the Board at (916) 341-5600 prior to the date of the meeting.

If you would like to request a copy of public comments submitted on an agenda item, please send a request to [commentletters@waterboards.ca.gov](mailto:commentletters@waterboards.ca.gov), identifying the Board meeting date, and agenda item by name and number.

Agenda and items will be available electronically at:  
[http://www.waterboards.ca.gov/board\\_info/calendar/index.shtml](http://www.waterboards.ca.gov/board_info/calendar/index.shtml)

\*Items on the uncontested items calendar may be removed at the request of any Board Member or person. If an item is removed from the uncontested items calendar, it will only be voted on at this meeting if the Board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons.

Video broadcast of meetings will be available at: <https://video.calepa.ca.gov/>.  
An alternate live-stream broadcast will also be available at:  
<https://www.youtube.com/user/BoardWebSupport/>

## **LANGUAGE SERVICES**

For oral interpretation, written translation, or sign language services, please call (916) 341-5254 or e-mail: [opp-languageservices@waterboards.ca.gov](mailto:opp-languageservices@waterboards.ca.gov) (at least 7 calendar days before the date of the Board meeting).

## **ACCESSIBILITY AND REASONABLE ACCOMMODATIONS**

The State Water Board is committed to making its meetings accessible consistent with the federal Americans with Disabilities Act of 1990 (42 U.S.C. § 12101 et seq.) and swiftly resolving requests for reasonable modifications or accommodations. Telecommunications device for the deaf (TDD) users may contact the California Relay

Service at: (800) 735-2929 or voice line at (800) 735-2922. In addition, persons requiring reasonable modification or accommodation for disabilities should promptly (preferably at least 7 days before the meeting) contact the Clerk at [board.clerk@waterboards.ca.gov](mailto:board.clerk@waterboards.ca.gov) to initiate a request for reasonable modification or accommodation.