

# California Regional Water Quality Control Board

## Central Coast Region

Internet Address: <http://www.swrcb.ca.gov/rwqcb3>  
895 Aerovista Place, Suite 101, San Luis Obispo, California 93401-7906  
Phone (805) 549-3147 • FAX (805) 543-0397

**NOTICE OF PUBLIC MEETING**  
**CENTRAL COAST REGIONAL WATER QUALITY CONTROL BOARD MEETING**  
**Friday, September 10, 2004**  
**895 Aerovista Place, Suite 101 San Luis Obispo, CA 93420**  
**[See Page 9 for location map]**

[Staff will review and transmit all written material to the Board Members received by Wednesday of the week prior to the Board meeting, 5:00 p.m., or by any earlier due date required in a hearing notice for a specific agenda item. Please see the Conduct of Meeting section on Page 8, and below, for the Regional Board's procedures for accepting late submittals.]

[The board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within three minutes. Please notify staff three weeks prior to meetings of a request for presentations planned for longer than three minutes, for scheduling purposes. The Chair will decide if the request should be granted, and staff will let the speakers know if the Chair granted the request.

### **Friday, September 10, 2004, 8:30 a.m.**

1. Roll Call [Diane Glanville 805/542-4629]..... Board Members Present
2. Introductions [Roger Briggs 805/549-3140] ..... Guests and Staff Present
3. Approval of July 8-9, 2004 Meeting Minutes..... Board Motion
4. [Water Quality Awards](#)..... Recognition
5. Report by State Water Resources Control Board Liaison [Gary Carlton 916/341-5603] ..... Status Report
6. Public Forum.....Board Direction  
*(Any person may address the Board on any matter within its jurisdiction that is not on the agenda. Please walk to the rostrum and after receiving recognition from the Chair, give your name and address, and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief. The Chair generally limits the time allotted to each speaker to **three** minutes).*
7. Uncontested Items Calendar..... Board Motion  
*(Agenda Item numbers 15, 16, 17, 18, 21, and 22 with a single asterisk (\*) are expected to be routine and non-controversial. Recommended action on these items will be taken at the beginning of the meeting without discussion. If any Interested Party, Board Member, or the Executive Officer requests that an item be removed from the calendar, it will be taken up in order).*

**Your comments on agenda items should be submitted according to the deadlines we send with draft agenda items to our interested parties lists. The Regional Board can then review your comments with our staff analysis and response. If you wish to be added to our list for a specific item, please contact the staff person listed with each item in this agenda notice.**

**Central Coast Regional Board Meeting Agenda**

**September 10, 2004**

**Low Threat and General Discharge Cases**

- 8. [Low Threat and General Discharge Cases](#).....Information/Discussion/Board Approval

**Low Threat General NPDES Permit:**

Dewatering of Excavation at First Street and San Miguel Street, Avila Beach [Matt Thompson, 805/549-3159]

**General Waste Discharge Requirements for Wineries:**

- Small Winery Waivers [Matt Thompson 805/549-3159]
- Eberle Winery, Paso Robles, San Luis Obispo County [Tom Kukol 805/549-3689]
- Denner Estate Winery, Paso Robles, San Luis Obispo County [Tom Kukol 805/549-3689]
- Norman Vineyards, San Miguel, San Luis Obispo County [Tom Kukol 805/549-3689]
- Justin Vineyards, Paso Robles, San Luis Obispo County [Tom Kukol 805/549-3689]
- Peachy Canyon Winery, Paso Robles, San Luis Obispo County [Tom Kukol 805/549-3689]
- Tablas Creek Vineyard, Paso Robles, San Luis Obispo County [Tom Kukol 805/549-3689]

**Waivers of Waste Discharge Requirements:**

- Andrew Murray Vineyards, Los Olivos, Santa Barbara County [Matt Thompson 805/549-3159]
- Rancho Sisquoc Winery, Santa Barbara County [Matt Thompson 805/549-3159]
- Santa Barbara County Maintenance Yard, 4415 Cathedral Oaks Road, Santa Barbara, Santa Barbara County [John Mijares 805/549-3696]
- Robert Cole, 2900 Grand Avenue, Los Olivos, Santa Barbara County [John Mijares 805/549-3696]
- GraniteRock Highway 101 Grinding Project, Santa Clara County [Matt Keeling 805/549-3685]

**Staff Closed Cases:**

- Dominican Hospital, 610 Fredrick Street, Santa Cruz, Santa Cruz County [Tom Sayles 805/542-4640]
- Former Eurotech Auto Garage, 210 Cedar Street, Santa Cruz, Santa Cruz County [Tom Sayles 805/542-4640]
- Beacon Service Station No. 3728, 11775 Merritt Street, Castroville, Monterey County [Burton Chadwick 805/542-4786]

**Recommended Case Closures:**

- New County Government Center, 1051 Monterey Street, San Luis Obispo, San Luis Obispo County [Corey Walsh 805/542-4781]
- Former S & S Auto Electric, 1960 Santa Barbara Street, San Luis Obispo, San Luis Obispo County [Corey Walsh 805/542-4781]
- San Luis Obispo County Maintenance Yard, 6805 Sycamore Road, Atascadero, San Luis Obispo County [Corey Walsh 805/542-4781]
- Avis Rent-A-Car (Panosian Property), 5680 Hollister Ave, Goleta, Santa Barbara County [John Mijares 805/549-3696]
- Former Western Farm Service Facility, 405 W. Beach St, Watsonville, Santa Cruz County [John Mijares 805/549-3696]
- Former EL Dorado Shell Service Station, 1835 State Street, Santa Barbara, Santa Barbara County [John Mijares 805/548-3696]
- Former Ahlport Petroleum, 975 North Sanborn Road, Salinas, Monterey County, [John Goni 805/542-4628]

**Cleanup Cases (Note: Board may give direction to staff)**

- 9. [Underground Tank Program & MTBE Cases](#).....Status Reports
  - Chevron Products Company, 2194 Main Street, Cambria, San Luis Obispo County [John Mijares 805/549-3696]
  - California Water Service Company Supply Wells, Pajaro Street and Bridge Street, Salinas, Monterey County [John Goni 805/542-4628]
  - Camp Evers Combined Site (Four Gasoline Service Stations) Mount Hermon Road at Scotts Valley Drive, Scotts Valley, Santa Cruz County [Wei Liu 805/542-4648]
  - Quick Stop Market No. 78, 5505 Soquel Drive, Soquel, Santa Cruz County [Tom Sayles 805/542-4640]

**Central Coast Regional Board Meeting Agenda**

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Los Osos Valley Garage, Former Bear Valley Chevron Service Station, 1099 Los Osos Valley Road, Los Osos, San Luis Obispo County [Corey Walsh 805/542-4781]  
 Regionwide MTBE Listing and High Priority Sites List [Burton Chadwick 805/542-4786]

- 10. [Perchlorate Cases \(9:00 or later\)](#)..... Status Reports  
 Whittaker Corporation, San Benito County [David Athey 805/542-4644]  
 McCormick Selph, San Benito County [David Athey 805/542-4644]  
 United Defense Test Facility, San Benito County [David Athey 805/542-4644]  
 Olin Corporation, Santa Clara County [David Athey 805/542-4644]
- 11. [Corrective Action Plan Approval](#).....Status Report  
 Shell-Branded Service Station, 687 Lighthouse Avenue, Pacific Grove, Monterey County  
 [Wei Liu 805/542-4648]
- 12. [Avila Pier Petroleum Contamination](#) .....Information/Discussion/Board Approval  
 Avila Beach, San Luis Obispo County [Diane Kukol 805/542-4637]

**Enforcement**

- 13. [Enforcement Report](#) [Gerhardt Hubner 805/542-4647]..... Status Report
- 14. [California Men’s Colony Wastewater Treatment Plant](#) (WWTP), San Luis Obispo Co.....Order No. 2004-0103  
*(Consideration of Mandatory Minimum Penalties)* [Matt Thompson 805/549-3159]  
**Note: Discharger waived hearing; no hearing to be held.**
- \*15. [City of San Luis Obispo Water Reclamation Facility](#), San Luis Obispo County.....Order No. 2004-0126  
*(Consideration of Mandatory Minimum Penalties)* [Matt Thompson 805/549-3159]
- \*16. [City of Lompoc WWTP](#), Santa Barbara County..... Order No. 2004-0072  
*(Consideration of Mandatory Minimum Penalties)* [Mike Higgins 805/542-4649]

**Permits**

- \*17. [Avila Beach Community Services District WWTP](#), San Luis Obispo County..... Order No. 2004-0068  
*(Reissuance of NPDES Permit No. CA0047830)* [Matt Thompson 805/549-3159]
- \*18. [City of Pismo Beach WWTP](#), San Luis Obispo County ..... Order No.2004-0051  
*(Reissuance of NPDES Permit No. CA0048151)* [Sorrel Marks 805/549-3695]
- 19. [South San Luis Obispo Sanitation District WWTP](#), San Luis Obispo County ..... Order No.2004-0050  
*(Reissuance of NPDES Permit No. CA0048003)* [Sorrel Marks 805/549-3695]
- 20. [South County Regional Wastewater Authority WWTP](#), Santa Clara County **(10:15 or later)**Order No.2004-0099  
*(Issuance of NPDES Permit No. CA0049964)* [Matthew Keeling 805/549-3685]

**Waste Discharge Requirements**

- \*21. [Camp Roberts WWTP](#), San Luis Obispo County ..... Order No. 2004-0106  
*(Revise Waste Discharge Requirements)* [Tom Kukol 805/549-3689]
- \*22. [Local Wastewater Collection Agencies Tributary to South San Luis County](#)  
 Sanitation District Wastewater Facility, San Luis Obispo County ..... Order No. R3-2004-0062  
*(New Waste Discharge Requirements)* [Sorrel Marks 805/549-3695]

**Central Coast Regional Board Meeting Agenda**

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- 23. [Castro Valley Ranch Timber Harvest](#), THP No. 1-04-127 SCL **(11:00 or later)**.....Resolution No.R3-2004-0078  
Santa Clara County (*Waiver of Waste Discharge Requirements*) [Bill Arkfeld 805/542-4627]
- 24. [Filice Timber Harvest](#), THP No.1-04-115 SCR, Santa Cruz County **(11:00 or later)**..Resolution No. R3-2004-0128  
(*Waiver of Waste Discharge Requirements*) [Bill Arkfeld 805/542-4627]

**Watershed Management**

- 25. [Guadalupe Settlement Fund](#): Funding for the Cooperative Monitoring Program for  
Irrigated Agriculture and Farm Water Quality Courses **(11:30 or later)**..... Board Approval  
[Julia Dyer 805/594-6144 and Alison Jones 805/542-4646]

**Administrative Items**

- 26. Reports by Regional Board Members .....Status Report
- 27. Staff Recognition (Adoption of Resolution Recognizing Michael LeBrun;  
Adoption of Resolution Recognizing Los Osos Wastewater Project Team ..... Board Approval
- 28. [Executive Officer’s Report](#) [Roger Briggs 805/549-3140] ..... Information/Discussion

Regulations Summary

Water Quality Certifications

*(A chart is provided in the agenda listing the applications received from June 1, 2004 through July 31, 2004. A listing of pending applications for Water Quality Certifications pursuant to Section 401 of the Clean Water Act may be obtained by calling Sandy Cheek at 805-542-4633).*

**Watershed Reports**

Status Reports (Informational Updates; NOTE: Board may give policy direction):

Los Osos Wastewater Project Status Report [Sorrel Marks 805/549-3695]

Land Trust Low-Threat Non-Industrial Timber Management Plan Inspection [Bill Arkfeld 805/5424627]

Estrada II Non-Industrial Timber Management Plan Inspection [Bill Arkfeld 805/5424627]

Foxx Non-Industrial Timber Management Plan Inspection [Bill Arkfeld 805/542-4627]

**Regionwide Reports**

Total Maximum Daily Load Program [Lisa Horowitz McCann 805/549-3132]

Regional Monitoring and Basin Planning [Karen Worcester 805/549-3333]

**Cleanup Reports**

Underground Tanks Summary Report dated July 29, 2004 [Burton Chadwick 805/542-4786]

**Administrative Reports**

Presentations and Training [Roger Briggs 805/549-3140]

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**Closed Session**

Discussion of Cases in Litigation [Staff Counsel Lori Okun] ..... Closed Session  
*(The Board will meet in closed session to discuss pending litigation in the cases of South County Regional Waste Water Authority v. Regional Water Quality Control Board; Voices of the Wetlands, et al, v. Regional Water Quality Control Board; Birkey et al. v. Olin Corporation et al. (Santa Clara County Superior Ct. No. 104CV012714); Goleta Sanitary District v. Regional Water Quality Control Board and State Water Resources Control Board (Santa Barbara County Superior Ct. No. 1156012); Petitions of San Luis Obispo County and Cambria Community Services District (Van Gordon Creek Dump Site) SWRCB-OCC File Nos. A-1599 and A-1599(a); Petitions of Cambria Community Services District and Cambria Legal Defense Fund (SWRCB/OCC File Nos. A-1462, A-1462(a)); Petition of Los Osos Community Services District (SWRCB/OCC File No. A-1337); Petition of Julian Weissglass et al, SWRCB-OCC File No. A-1598; and Petition of the City of Arroyo Grande SWRCB-OCC File No. A-1618; Petition of Olin Corporation (Cleanup and Abatement Order No. R4-2004-0101 for Olin Corporation and Standard Fusee, Inc., SWRCB/OCC File No.A-1654), as authorized by Government Code (GC) Section 11126[e][2][A]. The Board may discuss significant exposure to litigation as authorized by GC Section 11126[e][2][B]. The Board may also decide whether to initiate litigation as authorized by GC Section 11126[e][2][C].*

**Adjournment**

The next regularly scheduled Board meeting is on October 22, 2004 in Santa Barbara.

**Central Coast Regional Board Meeting Agenda**

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**REGIONAL BOARD MEETING SCHEDULE 2004**

<b>Date</b>	<b>City</b>	<b>Address</b>
January 9, 2004 (Ag workshop)	Salinas	Richard W. Nutter Agricultural Conference Center 1432 Abbott Street, Salinas, CA 93901
February 5-6, 2004	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
March 19, 2004	Salinas	Salinas City Council Chamber Rotunda 200 Lincoln Avenue, Salinas, CA 93901
May 13-14, 2004	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
June 9, 2004	(Offsite) Avila Beach	Avila Beach – Cal Poly Pier (former Unocal pier) Avila Beach, CA 93424
July 8-9, 2004	Watsonville	Watsonville City Council Chambers, 250 Main Street, Watsonville, CA 95076
Sept. 10, 2004	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
October 22, 2004	Santa Barbara	Santa Barbara County Supervisors Board Hearing Room 105 East Anapamu St. - 4th Floor, Santa Barbara, CA 93101
December 3, 2004	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906

**LEAD STAFF PERSONS**

Roger W. Briggs, <i>Executive Officer</i>	805-549-3140
Brad Hagemann, <i>Assistant Executive Officer/Ombudsman</i>	805-549-3697
Carol Hewitt, <i>Executive Assistant</i>	805-549-3503
Cyndee Jones, <i>Regional Administrative Officer</i>	805-549-3372
Lori Okun, <i>Staff Counsel</i>	916-341-5165
Michael LeBrun, <i>Cleanup/DoD/SLIC</i>	805-542-4645
Harvey Packard, <i>Northern Permitting</i>	805-542-4639
Chris Adair, <i>Northern Non-point Source/Stormwater</i>	805-549-3761
Gerhardt Hubner, <i>Southern Permitting</i>	805-549-4647
Eric Gobler, <i>Cleanup/UST/Perchlorate Sites</i>	805-549-3467
Lisa Horowitz McCann, <i>Watershed Assessment</i>	805-549-3132
John Robertson, <i>Southern Non-point Source/Stormwater/Land Disposal Unit</i>	805-542-4630
Karen Worcester, <i>Regional Monitoring/Basin Planning</i>	805-549-3333

*Please send or fax correspondence to:*

**Regional Water Quality Control Board – Central Coast Region**  
**895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906**  
**Phone: 805-549-3147                      Fax: 805-543-0397**

*(When mailing or faxing correspondence, please note comment at bottom of Page 1 of this notice)*

**CENTRAL COAST REGIONAL BOARD MEMBERS**

<b>Board Member</b>	<b>Appointment Category</b>	<b>Term Expires</b>
Leslie S. Bowker Los Osos	County Government	9/30/2007
Bruce K. Daniels Capitola	Water Quality	9/18/2006
VACANT	Irrigated Agriculture	9/30/2004
Russell M. Jeffries Vice-Chair, Salinas	Water Quality	9/30/2004
Daniel M. Press Santa Cruz	Public	9/30/2004
VACANT	Industrial Water Use	9/30/2004
Gary Shallcross Monterey	Recreation, Fish or Wildlife	9/18/2006
Donald A. Villeneuve Cambria	Water Supply	9/30/2005
Jeffrey S. Young Chair - Santa Barbara	Municipal Government	9/30/2005

## Central Coast Regional Board Meeting Agenda

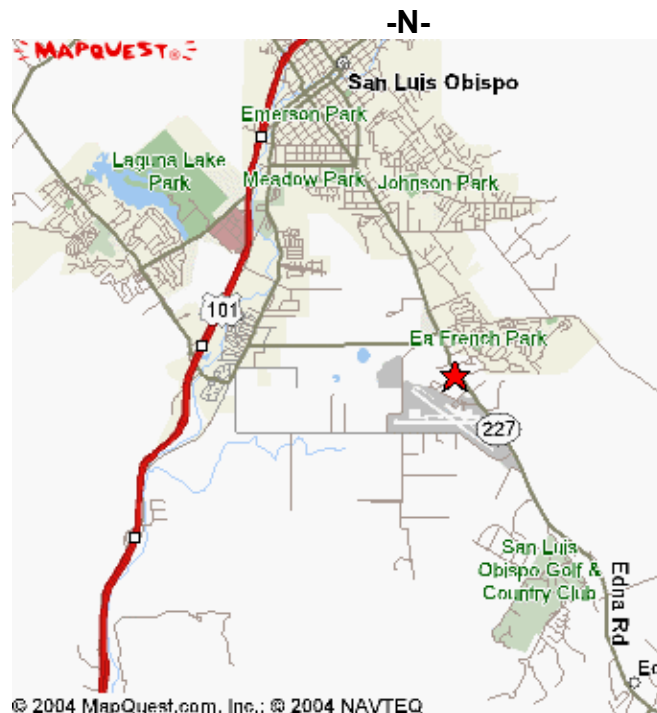
September 10, 2004

**CONDUCT OF MEETING AND HEARING PROCEDURES**

- A - The primary duty of the Regional Board is to protect the quality of waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic, municipal, and industrial waste discharges. Specific responsibilities and procedures of the Regional Water Quality Control Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Act (Division 7), California Water Code.
- B - The purpose of the meeting is for the Board to obtain testimony and information from staff and concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board will vote only on matters listed on the agenda. The Board may give direction to the Executive Officer on any matter discussed during the meeting.
- C - Agenda items are numbered for identification purposes and will not necessarily be considered in the order listed.
- D - **RULES FOR LATE SUBMISSION OF WRITTEN MATERIALS:** This paragraph applies only if there are no deadlines for written testimony or comments in a separate hearing notice for an item. Written material received after the due date on the first page of the agenda and before noon on the Monday of board meeting week generally will not be provided to Board members until the day of the meeting, but will become part of the record. Written material received after noon on the Monday of board meeting week will not be provided to Board members or become part of the record, unless the Chair rules that exclusion would create a severe hardship and that no party (including Regional Board staff) will be prejudiced by the late submission. The Chair will rule at or before the hearing. Late submissions that consist of evidence (as opposed to policy statements or comments) will generally be deemed prejudicial unless all designated parties (see below) have time to consider the evidence before the meeting.
- E - The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within three minutes. Please notify staff three weeks prior to meetings of a request for presentations planned for longer than three minutes, for scheduling purposes. The Chair will decide if the request should be granted.
- F - Material presented to the Board, as part of testimony (e.g., photographs, slides, charts, diagrams, etc.) that is to be made part of the record must be left with Executive Assistant, Carol Hewitt. Photographs or slides of large exhibits are acceptable. If you plan to use visual aids such as PowerPoint, contact the Regional Board staff prior to the meeting to arrange for equipment set-up.
- G - **HEARING RULES FOR CONTESTED HEARINGS ON WASTE DISCHARGE OR WATER RECYCLING REQUIREMENTS, NPDES PERMITS, ADMINISTRATIVE CIVIL LIABILITY ORDERS AND INVESTIGATION OR ENFORCEMENT ORDERS [CWC §§ 13267, 13300-13308, 13383]:** Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. Designated parties are Regional Board staff and any person named in the proposed order. All other persons wishing to testify or provide comments are interested persons and not designated parties. Such interested persons may request status as a designated party for purposes of an item by submitting such request in writing to the Regional Board no later than two weeks after the draft order is available for public comment (or any earlier or later date specified in a hearing notice for a specific item). The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.
- H - The Board Chair may specify a time limit for oral presentations and testimony. Board members may interrupt a presentation with questions or comments. The time for Board member questions and witnesses' answers will not count toward the time limit for a presentation.
- I - All Board files, exhibits, and agenda material pertaining to items on this agenda are hereby part of the record.
- J - Any person affected adversely by a certain decision of the California Regional Water Quality Control Board, Central Coast Region (Regional Board), may petition the State Water Resources Control Board (State Board) according to Water Code section 13320 and Title 23 California Code of Regulation section 2050. The Petition should be addressed to Office of Chief Counsel and must be filed within 30 days of the Executive Officer's or the Board's action or failure to act. The State Board must receive the petition within 30 days of the Regional Board's meeting at which the action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request.
- K - A copy of the procedures governing Regional Water Quality Control Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Board are not conducted pursuant to Government Code sections 11400 et seq. but not Government Code sections 11500 et seq.
- L - The facility is accessible to people with disabilities. Individuals who require special accommodations are requested to contact John Goni (805/542-4728) at least five working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.
- M - All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit pending before the Regional Board must submit a statement to the Board disclosing any contributions of \$100 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his or her agent within the last 12 months to any Regional Board Member.
- N - All permit applicants or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES permit pending before the Regional Board, are prohibited from making a contribution of \$100 (or more) to any Board Member for three months following a Regional Board decision on the permit application.



**Regional Water Quality Control Board**  
**895 Aerovista Place, Suite 101**  
**San Luis Obispo, CA 93401**  
**805-549-3147**



**Regional Board Offices:**

**From airport** turn left on Airport Drive (located between airport parking lots), go to Aerovista Park and turn right. Turn right into parking lot before Broad Street (227).

**From 101 North** take Los Osos Valley Rd. exit, turn left until South Higuera, turn left until Tank Farm Rd., turn right until Broad Ave. (227), turn right until Aerovista Place, turn right and park in first parking lot on left.

**From 101 South** take Los Osos Valley Rd. exit, turn right until South Higuera, turn left until Tank Farm Rd., turn right until Broad Ave. (227), turn right until Aerovista Place, turn right and park in first parking lot on left.

-S-