



Winston H. Hickox  
Secretary for  
Environmental  
Protection

# California Regional Water Quality Control Board

North Coast Region

William A. Hoy, Chairman



Gray Davis  
Governor

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July 6, 2000

## AGENDA

### WORKSHOP ON TOTAL MAXIMUM DAILY LOAD (TMDL) DEVELOPMENT AND IMPLEMENTATION

1:00 p.m., Wednesday July 26, 2000  
Regional Water Quality Control Board  
Hearing Room  
5550 Skylane Boulevard, Suite A  
Santa Rosa, California

## AGENDA

### REGIONAL WATER BOARD MEETING

9:00 a.m., Thursday, July 27, 2000  
Willits Community Center  
111 East Commercial Street  
Willits, California

\*\* *Estimated times of consideration – Items are numbered for convenience only and will not necessarily be considered in this order. Interested persons are encouraged to be present in advance of the listed time.*

#### 9:00 a.m.\*\*

- i. Roll Call
- ii. Minutes of Past Meetings
- iii. Board Member Ex Parte Communication Disclosure - Board Members will identify any discussions they may have had requiring disclosure pursuant to Government Code Section 11430.50.
- iv. Procedural Changes Related to Regional Water Board Meetings
- v. **Public Forum** - Time will be reserved for the general public to address the Board on any subject relating to the Board's responsibilities. The Chair will determine the number of persons who wish to speak. The Chair requests that each person addressing the Board limit their presentation to three minutes. More lengthy items may be calendared for a future meeting.

## CONSENT CALENDAR

*California Environmental Protection Agency*



Recycled Paper

**WASTE DISCHARGE REQUIREMENTS**

Note: The consent items are expected to be routine and noncontroversial. It is recommended that these items be adopted by the Board at the beginning of the meeting without discussion. If any interested party, Board Member, or staff member requests that an item be removed from the Consent Calendar, it will be considered separately.

- ~~1. **Redwood Empire Inc., Cloverdale Sawmill, Sonoma County, Revision of Waste Discharge Requirements, WDID No. 1B89014RSON** *Charles Reed*~~

**WASTE DISCHARGE REQUIREMENTS**

- ~~2. **Louisiana Pacific Corporation, Samoa Pulpmill, Humboldt County, Renewal of Waste Discharge Requirements, NPDES Permit No. CA0005894, WDID No. 1B77005OHUM** *Tom Dunbar*~~

3. **Noranda Grey Eagle Mine Inc., Siskon Corporation, Grey Eagle Mine Reclamation Project, Siskiyou County, Initial Study, Negative Declaration and Revision of Waste Discharge Requirements, WDID 1A84142OSIS** *Luis Rivera*
4. **Approval of a Negative Declaration and New General Waste Discharge Requirements for the Addition of Oxygen Releasing Compounds to Groundwater** *Kasey Ashley*
5. **Willits Environmental Remediation Trust, Former Remco Facility, Mendocino County, New Waste Discharge Requirements, WDID No. 1B83011OMEN** *Janice Goebel*
6. **OTHER BUSINESS**
- a. Executive Officer Administrative Civil Liabilities *Lee Michlin*
- b. Review of Delegation to the Executive Officer of Issuance of Administrative Civil Liability (ACL) Complaints *Lee Michlin*
- c. Violation and Enforcement Report *Craig Johnson*
- d. State and Regional Water Board Communications *John Brown*
- e. Leaking Underground Storage Tanks/Sewage Spills *Written*
- f. Proposition 65 Notifications *Written*

**7. EXECUTIVE OFFICER'S REPORT**

- a. Introduction to Storm Water II – the New Storm Water Control Initiative *Bob Tancreto*
- b. Introduction to the "Policy for the Implementation of Toxics Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California" *Bob Tancreto*
- c. Clean Water Act 319(h) and 205(j) Non Point Source Grant Project Priority List *Janet Blake*
- d. Update on Proposition 13, State Water Bond *Janet Blake*



## e. Other Items of Interest

*Lee Michlin*

## f. Items for Discussion at Future Regional Water Board Meetings

Timber Harvest (Discussed February 2000)	CTRs (July 2000)
TMDLs (July 2000)	Compliance/Enforcement (Discussed May 2000)
Budget/Organization	Basin Planning
Underground Storage Tanks	Solid Waste Disposal (C-15)
Nonpoint Source	WDR/NPDES Permits
Spills, Leaks, Investigation and Cleanups	MTBE (Discussed May 2000)
Financial Assistance	Endangered Species Act (Discussed March 2000)
Eureka Waterfront	Gravel (August 2000)
Storm Water (July, August, September 2000)	

**CLOSED SESSIONS**

8. Closed Session. On July 27, 2000, the Regional Water Board will be meeting in closed session to discuss Significant Exposure to Litigation. [Authority: Government Code Section 11126(e)(2)(B)(i).]
9. Closed Session. On July 27, 2000, the Regional Water Board will be meeting in closed session to discuss Whether to Initiate Litigation. [Authority: Government Code Section 11126(e)(2)(C)(i).]
10. Closed Session. On July 27, 2000, the Regional Water Board will be meeting in closed session to discuss ongoing litigation. [Authority: Government Code Section 11126(e)(2)(A).]
11. Closed Session. On July 27, 2000, the Regional Water Board will be meeting in closed session to discuss an Employee Evaluation. [Authority: Government Code Section 11126(a)(1).]

**NOTES**

Anyone requiring reasonable accommodation to participate in the meeting should contact Terri M. Korell, Secretary, at (707)576-2307 at least five 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.

The Board wishes to limit oral presentations from all parties (dischargers, staff, government agencies, the public, etc.) to 0.5 hour **maximum** per party, but may limit testimony to 3 minutes per party, depending on time constraints. Interested persons should submit to the Regional Water Board office at 5550 Skylane Boulevard, Suite A, Santa Rosa, California, 95403, twelve written copies of all comments, technical reports, and other material concerning this issue by **5:00 p.m. of July 11, 2000**. This written material will be provided to the Regional Water Board Members along with the full agenda materials. In addition, persons submitting written comments and other materials should be present at the Water Board Meeting and available for questions. The Board's general practice is to not accept new written materials on the day of the hearing. Comments at the above scheduled meeting should be limited to a summary of the previously submitted written materials, provided however, that upon a proper showing that information is available which was not available at the time the written materials were submitted, the Board may allow further submission of oral or written comments. If this showing is not made, the Board may refuse to accept written materials.

Material presented to the Board, as part of testimony that is to be made part of the record must be left with the Board. This includes photographs, slides, charts, diagrams, written testimony, etc. All Board files pertaining to the items on this agenda are hereby made a part of the record submitted to the Regional Water Board by staff for its consideration prior to action on the related items.



A copy of the procedures governing Regional Water 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 Water Board are not conducted pursuant to Government Code Section 11500 et seq.

The Regional Water Board processes requests for Water Quality Certification, pursuant to Section 401 of the Clean Water Act, to ensure that proposed federally-permitted activities will comply with the Regional Water Board's water quality standards. A listing of requests which are pending Regional Water Board staff action may be obtained by calling the office of the North Coast Regional Water Board at (707)576-2220. The list may also be obtained by accessing our website at: <http://www.swrcb.ca.gov/rwqcb1>.

The Regional Water Board provides routine public notice on proposed corrective actions and closure decisions related to cleanup on contaminated sites. These routine notices are published on our website at : <http://www.swrcb.ca.gov/rwqcb1> and a copy is maintained at our office for public review.

A quorum of the members of the Regional Water Board may recess for lunch; however, no business will be discussed.

All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit being considered by the Regional Water Board must submit a statement to the Board disclosing any contribution of \$250 or more to any Regional Water Board Member. This requirement applies to contributions of \$250 or more made by the active supporter or opponent or his/her agent for use in federal, state or local elections within the last 12 months.

Also, all permit applicants and/or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES Permit pending before the Regional Water Board are prohibited from making a contribution of \$250 or more to any Board Member for three months following a Regional Water Board decision on the permit application.

Any person affected adversely by a decision of the Regional Water Board may petition the State Water Resources Control Board (State Water Board), to review the decision. The petition must be received by the State Water Board within 30 days of the Regional Water Board's meeting at which the action was taken. Copies of the laws and regulations applicable to filing a petition will be provided upon request.

The next Regional Water Board meeting will be held on August 25, 2000, in Santa Rosa, California.



California Regional Water Quality Control Board  
North Coast Region

**Board Members**

William A. Hoy, Chair, Weed  
Bev Wasson, Vice-Chair, Rio Nido  
Daniel F. Crowley, Santa Rosa  
Leslie A. Dahlhoff, Point Arena  
Jason D. Liles, Healdsburg  
William R. Massey, Forestville  
James Mitchell, Santa Rosa

**Staff**

Lee A. Michlin, Executive Officer  
Craig R. Johnson, Assistant Executive Officer, Ombudsman  
Terri M. Korell, Secretary  
Philip G. Wyels, Legal Counsel  
Yuri Won, Legal Counsel

**Watershed Protection Division**

Robert L. Tancreto, Supervising Water Resource Control Engineer  
Robert R. Klamt, Senior Land and Water Use Analyst (Upper Russian)  
John Short, Senior Water Resource Control Engineer (Lower Russian)  
David S. Evans, Senior Water Resource Control Engineer (North Coast)  
Thomas B. Dunbar, Senior Water Resource Control Engineer (Northern Watershed)

**Timber Harvest Division**

Frank C. Reichmuth, Supervising Water Resource Control Engineer  
Christine Wright-Shacklett, Senior Engineering Geologist (North Coast)  
Nathan P. Quarles, Senior Water Resource Control Engineer (Humboldt, Eel)  
Fred Blatt, Environmental Specialist IV (Klamath, Trinity)  
Ranjit Gill, Environmental Specialist IV (Headwaters)

**Cleanup and Investigation Division**

Susan A. Warner, Supervising Water Resource Control Engineer  
Chris Igbinedion, Senior Water Resource Control Engineer (Santa Rosa)  
Tuck Vath, Senior Engineering Geologist (Northern)  
Luis Rivera, Senior Water Resource Control Engineer (Central)  
Kathleen Daly, Regional Administrative Officer (Administration)



### **Bill of Rights for Environmental Permit Applicants**

**The California Environmental Protection Agency (Cal/EPA) endorses the following precepts that form the basis of a permit applicant's "Bill of Rights":**

1. Permit applicants have the right to assistance in understanding regulatory and permit requirements. All Cal/EPA programs maintain an Ombudsman to work directly with applicants. Permit Assistance Centers located throughout California have permit specialists from all State, regional, and local agencies to identify permit requirements and assist in permit processing.
2. Permit applicants have the right to know the projected fees for review of applications, how any costs will be determined and billed, and procedures for resolving any disputes over fee billings.
3. Permit applicants have the right of access to complete and clearly written guidance documents that explain the regulatory requirements. Agencies must publish a list of all information required in a permit application and of criteria used to determine whether the submitted information is adequate.
4. Permit applicants have the right of timely completeness determinations for their applications. In general, agencies notify the applicant within 30 days of any deficiencies or determine that the application is complete. California Environmental Quality Act (CEQA) and public hearing requests may require additional information.
5. Permit applicants have the right to know exactly how their applications are deficient and what further information is needed to make their applications complete. Pursuant to California Government Code Section 65944, after an application is accepted as complete, an agency may not request any new or additional information that was not specified in the original application.
6. Permit applicants have the right of a timely decision on their permit application. The agencies are required to establish time limits for permit reviews.
7. Permit applicants have the right to appeal permit review time limits by statute or administratively that have been violated without good cause. For state environmental agencies, appeals are made directly to the Cal/EPA Secretary or to a specific board. For local environmental agencies, appeals are generally made to the local governing board or, under certain circumstances, to Cal/EPA. Through this appeal, applicants may obtain a set date for a decision on their permit and in some cases a refund of all application fees (ask boards and departments for details).
8. Permit applicants have the right to work with a single lead agency where multiple environmental approvals are needed. For multiple permits, all agency actions can be consolidated under lead agency. For site remediation, all applicable laws can be administered through a single lead agency.
9. Permit applicants have the right to know who will be reviewing their application and the time required to complete the full review process.

For further information you may contact the North Coast Regional Water Quality Control Board at (707)576-2220.



