

Minutes of Meeting

8:30 a.m., Thursday, October 1, 2009
Regional Water Quality Control Board
David C. Joseph Hearing Room
5550 Skylane Blvd., Ste A
Santa Rosa, CA 95403

Audio recordings of board meetings are available at www.waterboards.ca.gov/northcoast; go to the Board Info tab and click on Meetings.

i. Pledge of Allegiance:

Carol Dean led the Pledge of Allegiance.

ii. Roll Call and Introductions:

Board Members Present: Bob Anderson, John Corbett, Carol Dean, Mike Dunker, Geoffrey Hales, William Massey, and David Noren

Absent Board Member: Heidi Harris

Regional Staff Present: Catherine Kuhlman, Luis Rivera, Samantha Olson, Kim Niemeyer, David Leland, John Short, Matt St. John, Mona Dougherty, Adona White, Greg Nash, Drew Bayless, Patti Corsie, and Jean Lockett

iii. Board Member Ex Parte Communication Disclosure:

Board Member Geoffrey Hales reported an informal meeting with Mike Jani and Mike Miles with Humboldt Redwood Company, and discussed the possibility of a tour on their property.

iv. State Board Liaison's, Board Chair's, Board Members' and Executive Officer's Reports:

Tam Doduc, State Board Liaison, updated the Board on:

- The Legislature's consideration of the Delta bill,
- The Wetland Team will update the State Water Resources Board on the Wetland Policy. The State Board adopted a resolution two years ago that directed the wetland policy be developed in three different stages with the first stage being the development of a common definition, to that end a Technical Advisory Committee was formed and will be updating the State Board on October 6th.
- The State Board created a task force of 15 members to evaluate and formulate recommendations to improve the Underground Tank Fund, and Cleanup programs.
- The State Board will consider the draft Water Quality Enforcement Policy at its next board meeting.

v. Public Forum:

There were no speakers for Public Forum

1. Approval of Meeting Minutes

September 2009 Minutes will be submitted for adoption at the December 2009 board meeting.

2. **Board Meeting Schedule for 2010 Board**

The Draft Board Meeting Schedule for 2010 was reviewed and will be brought back to the Board in January for adoption.

Uncontested Item

- 3. Public Hearing on Order No. R1-2009-0066 to consider adoption of Waste Discharge Requirements for **In Situ Soil and Groundwater Treatment** and a **Mitigated Negative Declaration** and Environmental Checklist for the former **Best Cleaners**, 1007B, West College Avenue, Santa Rosa

Motion: William Massey moved to adopt order No. R1-2009-0066. John Corbett seconded the motion. Motion passed unanimously.

Public Hearing

- 4. Public Hearing on Order No. R1-2009-0050, to consider adoption of Waste Discharge Requirements and Monitoring and Reporting Program for the **City of Santa Rosa, the County of Sonoma, and the Sonoma County Water Agency**, Storm Water and Non-Storm Water Discharges from Municipal Separate Storm Sewer Systems, NPDES No. CA0025054, WDID No. 1B96074SSON

Chairman Anderson administered the Oath to all those who expected to give testimony on the item.

Mona Dougherty presented the draft Phase I municipal storm water permit for the City of Santa Rosa, Sonoma County and the Sonoma County Water Agency to the Board for consideration.

Comments were taken from:

- Kevin Booker, representing the Sonoma County Water Agency
- Nathan Quarles, representing Sonoma County
- Miles Ferris, representing City of Santa Rosa
- Alex Strauss, representing U.S. Environmental Protection Agency
- Brenda Adelman, representing RRWPC
- Peter Lescure, consulting engineer
- Alan Levine, representing Coast Action Group
- Virginia Porter, representing Russian River Watershed Association
- Geoff Coleman, representing ACEC
- Heaven Hix, representing the City of Santa Rosa
- Colleen Fernald, representing the Russian Riverkeeper
- Don McEnhill, representing Russian Riverkeeper
- Larry Hanson, representing the North Coast River Watch
- Wendy Ziegler, representing Winzler and Kelly
- Lupe Ghavarna, representing Gallo Vineyards
- Jane Nielson, representing self
- David Bannister, representing Laguna Foundation
- Randy Collins, representing the Sonoma County Fire Chief's Association

Travis Whitted, consulting engineer

Motion: William Massey moved to adopt Order No. R1-2009-0050. John Corbett seconded the motion. The permit was adopted with a motion directing staff to give the Regional Water Board periodic updates at an interval not to exceed 12 - 18 months on permit implementation and program costs, with an emphasis on BMP development, incidental runoff and compliance. The motion also adopted late revisions and additional clarifications to the permit proposed by staff.

Workshop

5. Elk River TMDL:

Adona White provided an update on the development of the Elk River sediment TMDL. In response to comments from the Buckeye Conservancy and the Elk River Landowners Group, there was discussion by the Board about ensuring all interested parties receive notification of future meetings.

Comments were taken from:

Andy Westfall, representing Elk River Land Owners Group
Ruthann Schulte, representing The Buckeye
Susan Keydel, representing the US EPA

Information Items

6. Klamath River TMDL Schedule Update:

Board member John Corbett left the board room during the Klamath TMDL proceedings.

Matt St. John updated the Board regarding the status and schedule for responding to public comments on the draft Klamath River TMDL and site specific dissolved oxygen objective, and the schedule for revising the Staff Reports and Basin Plan Amendment recommendations, and providing additional opportunity for public review. In addition, staff presented a memo written by the Klamath TMDL development team, including EPA Regions 9 and 10, Oregon Department of Environmental Quality, and Regional Water Board staff, regarding the team's preliminary response to the USGS' review of the Klamath River TMDL models from Link Dam to Keno Dam.

7. Executive Officer's Report:

There was some discussion on the tentative Klamath Settlement document that is available for the board's review on the website.

Ms. Kuhlman advised the board that there is some public discussion on a Cleanup site in Eureka – Balloon Track.

Additional blue-green algae postings in Sonoma County at River Front Park.

8. Board Member Requests for Future Agenda Items:

David Noren requested update on the dairy permit or waiver and an update on how the Region 1 staff is complying with the State Board's UST resolution, and staff's efforts to implement risk base closures.

9. Other Items of Interest:

This item was no discussion on this item.

Closed Session

There was no closed session.

There being no further business to come before the Regional Water Board, the meeting adjourned at 2:24 p.m. The next Regional Water Board Meeting is scheduled for December 10, 2009 in Santa Rosa, California.

Chairperson _____

Date: _____