
North Coast Regional Water Quality Control Board

Meeting Announcement

Revised (Item 8: Closed Session list) & Virtual Speaker Card Link

9:00 A.M., Thursday December 10, 2020

&

9:00 A.M., Friday December 11, 2020

Video and Teleconference Meeting Only

No Physical Meeting Location
(Authorized by and in furtherance of
Executive Orders N-29-20 and N-33-20)

Video and Teleconference Meeting During COVID-19 Emergency: As a result of the COVID-19 emergency and the Governor's Executive Orders to protect public health by limiting public gatherings and requiring social distancing, this meeting will occur solely via remote presence.

- For those who only wish to watch the meeting, the customary webcast remains available at <https://cal-span.org/> and should be used UNLESS you intend to comment.
- For those who wish to comment on an agenda item, please complete the virtual speaker card available here:

https://us02web.zoom.us/webinar/register/WN_kMwAD3kFSQqUwNFZXJ4Q6Q

Supporting documents for agenda items are posted on our website at least 10 days prior to the scheduled meeting. To view or download documents, go to [North Coast Water Board](#).

Except for items designated as time certain, there are no set times for agenda items. Items may be taken out of order at the discretion of the Chair. Agenda items are subject to postponement. You may contact the designated staff contact person in advance of the meeting day for information on the status of any agenda item.

9:00 A.M., Thursday December 10, 2020

- i. Pledge of Allegiance
 - ii. Roll Call and Introductions
 - iii. Board Member Reports and Ex Parte Communication Disclosure. This item is for Board discussion only. No public testimony will be allowed, and the Board will take no formal action.
 - iv. State Board Liaison's and Executive Officer's Reports: These items are for Board discussion only. No public testimony will be allowed, and the Board will take no formal action.
 - v. **Public Forum:** Time will be reserved for the general public to address the Board on any matter within the Board's jurisdiction, excluding those items on the agenda. The Board Chair may limit the public forum to thirty (30) minutes initially and continue any remaining appearances beyond the thirty (30) minutes at the end of the regularly scheduled business of the day. The Board Chair requests that each person addressing the Board limit their presentation to three (3) minutes.
1. Approval of Meeting Minutes: October 15, 2020

Action Item

2. Public Hearing on Order R1-2020-0032 to consider adoption of proposed Waste Discharge Requirements (WDRs) and Clean Water Act section 401 Water Quality Certification (401 Certification) and attached Monitoring and Reporting Program (MRP) for Sonoma County Water Agency (Sonoma Water) Stream Maintenance Program, WDID 1B09026WNSO (*Kaete King*)

Information Items

3. Overview of Klamath Dam Removal & Project Site Restoration Activities, Schedules, and Permitting Approach (*Clayton Creager & Heaven Moore*)
4. Groundwater Basin Evaluation – Summary of Process and Preliminary Results (*Chris Watt*)
5. Executive Officer's Report (*Matt St. John*)
6. Board Member Requests for Future Agenda Items and Other Items of Interest (*Matt St. John*)

9:00 A.M., Friday December 11, 2020

- i. Pledge of Allegiance

- ii. Roll Call and Introductions
- 7. Public Hearing on Administrative Civil Liability Complaint No. R1-2020-0027 against Sonoma Luxury Resorts LLC, for the Saggio Hills Development Project Site (a.k.a. Montage Healdsburg) (Site), 16840 Healdsburg Avenue, Healdsburg, CA 95448 (*Jeremiah Puget, Heaven Moore, Daniel Kippen, and Claudia Villacorta*)

Closed Session

- 8. The Board may meet in closed session to:
 - a. Consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence (Gov. Code, §11126, subd.(c)(3));
 - 1. Administrative Civil Liability Complaint No. R1-2020-0027 against Sonoma Luxury Resorts LLC, for the Saggio Hills Development Project Site (a.k.a. Montage Healdsburg) (Site), 16840 Healdsburg Avenue, Healdsburg, CA 95448; and
 - b. Consider the appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against a public employee (Gov. Code, § 11126, subd.(a)(1));
 - c. Discuss whether to initiate litigation (Gov. Code, § 11126, subd.(e)(2)(C)(i)); and
 - d. Discuss significant exposure to litigation or initiated litigation in the following matters (Gov. Code, § 11126, subd.(e)); (Gov. Code § 11126, subd. (e)(2)(B)(i)):
 - 1. CBE LLC and TRC Companies, Inc. v. North Coast Regional Water Quality Control Board, Petition for Writ of Mandate, Case No. SCV 263687; Sonoma County Superior Court, (December 14, 2018.)
 - 2. Humboldt Redwood Company LLC v. North Coast Regional Water Quality Control Board; State Water Resources Control Board, Petition for Writ of Mandate and Complaint; Humboldt County Superior Court, Case No. CV 1901082 (Nov. 18, 2019.)
 - 3. People of the State of California, Ex. Rel. The Regional Water Quality Control Board, North Coast Region v. Independence Corporate Offices, Inc., a California Corporation; Clay Tucker, an individual; Rincon Land Holdings LLC, an Arizona Corporation and Does 1-50 Inclusive (September 11, 2017) Trinity County Superior Court, Case No. SCV-17CV066.
 - 4. Green Diamond Resource Company v. North Coast Regional Water Quality Control Board; State Water Resources Control Board Real Party in Interest, Petition for Writ of Mandate and Complaint; Humboldt County Superior Court, Case No. CV 2000678 (July 8, 2020.)
- 9. **Arrangements for Next Meeting and Adjournment**
 - 9:00 a.m., Thursday February 3, 2021 and
 - 9:00 a.m., Friday February 4, 2021
 - 5550 Skylane Blvd, Suite A
 - Santa Rosa, CA

Procedures and Notes

Accessibility - The facility is accessible to people with disabilities. **Anyone requiring reasonable accommodation to participate in the meeting should contact Patti Corsie, Executive Assistant, at (707) 576-2307 or Patti.Corsie@waterboards.ca.gov at least 5 working days prior to the meeting.** TTY/TDD/Speech-to-Speech users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

General Statement - The primary duty of the Regional Water Board is to protect the quality of the 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 and industrial waste discharges. Responsibilities and procedures of the Regional Water Quality Control Board come from the state's Porter-Cologne Water Quality Act and the nation's Clean Water Act.

Written Comments, Oral Comments and Presentations - The purpose of the meeting is for the Regional Water Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Regional Water 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 Regional Water Board to take the appropriate action.

Materials for each agenda item that will be considered by the Regional Water Board are posted on the Regional Water Board's website and may be provided to each person on the interested parties list. If you wish to be added to our interested parties list for a specific agenda item, please contact the staff person listed with the item in this agenda notice.

Written comments and materials must be submitted by the deadlines set by item-specific Notices and/or Hearing Procedures. Written comments and materials for information items must be submitted at least three days before the Board meeting. Written comments and materials that are received after identified deadlines will not generally be admitted. Any person requesting to submit late materials must demonstrate good cause, and the Chair must find that the admission of the late materials would not prejudice the North Coast Regional Water Board or any designated party. Pursuant to title 23, California Code of Regulations, section 648.4, the Regional Water Board may refuse to admit written testimony or evidence into the administrative record if it is not submitted to the Regional Water Board in a timely manner, unless the proponent can demonstrate why he or she was unable to submit the material on time or that compliance with the deadline would create an unreasonable hardship.

Any person who appears before the Board has an obligation to represent their interest in a professional manner. We expect all statements made before this Board to be truthful, with no attempts to mislead this Board by false statements, deceptive presentation, or failure to include essential information.

In order to give everyone an opportunity to be heard, a time limit for oral comments may be imposed on any agenda item. Interested persons are encouraged to submit their comments in writing by the applicable due date and use time for oral comments to summarize those concerns. **Speakers should plan to deliver their oral comments within 3 minutes. If a longer period of time is desired, speakers will be expected to notify the Executive Officer three days prior to the meeting date, for approval by the Chair and for scheduling purposes.** The speaker will be expected to have submitted a written summary of the comments to be delivered by the due date for the associated agenda item and limit oral comments to a summary of pertinent points previously presented in writing.

Speakers are responsible for providing and operating projectors and other presentation aids. Some equipment may be available at the Board meeting; however, the type of equipment available will vary depending on the meeting location. **To ascertain the availability of presentation equipment please contact Patti Corsie at (707) 576-2307 or Patti.Corsie@waterboards.ca.gov at least 5 working days prior to the meeting.**

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

Petition of Regional Water Board Action - 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 in accordance with Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of the Regional Water Board's action, except if the thirtieth day following the action falls on a Saturday, Sunday or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the laws and regulations applicable to filing a petition will be provided upon request, and may also be accessed at: [Water Quality Petitions](#)

BOARD MEMBERS		
Valerie Minton Quinto	Board Chair	Santa Rosa
Gregory Giusti	Board Vice Chair	Ukiah
Kelli Gant	Board Member	Trinity Center
Hector Bedolla	Board Member	Healdsburg
Shaunna McCovey	Board Member	McKinleyville
Vacant		
Vacant		
STATE BOARD		
Dorene D'Adamo	State Board Liaison	
MANAGEMENT STAFF		
Matthias St. John	Executive Officer	
Josh Curtis	Assistant Executive Officer	
Claudia Villacorta	Assistant Executive Officer	
Clayton Creager	Watershed Stewardship Coordinator	
Patti Corsie	Executive Assistant	
Nathan Jacobsen	Counsel to the Board	
Edith Viera	Staff Services Manager	
Celene Uribe	Small Business Liaison	
PLANNING & STEWARDSHIP DIVISION		
Alydda Mangelsdorf	Division Chief	
Lisa Bernard	Supervisor, Planning Unit	
Katharine Carter	Supervisor, Adaptive Watershed Management Unit	
Bryan McFadin	Flow & Riparian Protection Specialist	
NONPOINT SOURCE & SURFACE WATER PROTECTION DIVISION		
Jonathan Warmerdam	Division Chief	
James Burke	Supervisor, Southern Nonpoint Source and Forestry Unit	
Forest Fortescue	Supervisor, Northern Nonpoint Source and Forestry Unit	
Gil Falcone	Supervisor, 401 Certification & Nonpoint Source Protection Unit	
Ryan Bey	Supervisor, Northern 401 Certification & Nonpoint Source Protection Unit	
Jake Shannon	Restoration Specialist	
POINT SOURCE CONTROL & GROUNDWATER PROTECTION DIVISION		

Charles Reed	Division Chief
Heaven Moore	Supervisor, NPDES Unit
Heidi Bauer	Supervisor, Cleanup Unit
Jeremiah Puget	Supervisor, Land Disposal & Groundwater Permitting Unit
Chris Watt	Groundwater Specialist
CANNABIS & ENFORCEMENT DIVISION	
Kason Grady	Division Chief
David Kuszmar	Supervisor, Cannabis Regulatory Unit 1
Mona Dougherty	Supervisor, Cannabis Regulatory Unit 2
Diana Henrioulle	Supervisor, Compliance Assurance Unit
Vacant	Enforcement Specialist

**Regional Water Quality Control Board
North Coast Region**
5550 Skylane Boulevard, Suite A
Santa Rosa, CA 95403



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