

**STATE WATER RESOURCES CONTROL BOARD
EX PARTE COMMUNICATIONS REGARDING PENDING GENERAL ORDERS
DISCLOSURE FORM**

*Note: This form is intended to assist the public in providing the disclosure required by law. It is designed to document meetings and phone calls. Written communications may be disclosed by providing a complete copy of the written document, with attachments. Unless the board member(s) provided you with a different contact person, please send your materials to: commentletters@waterboards.ca.gov
Use of this form is not mandatory.*

1. Pending General Order that the communication concerned:

R5-2012-0116

2. Name, title and contact information of person completing this form:

Note: Contact information is not mandatory, but will allow the Water Board to assist you if additional information is required. If your contact information includes your personal residence address, personal telephone number or personal email address, please use a separate sheet of paper if you do not want that information posted on our website. However, this information may be provided to members of the public under the Public Records Act.

Jennifer Clary, Water Program Manager, Clean Water Action
350 Frank Ogawa Plaza, Ste. 200, Oakland CA 94612 (415) 369-9160x311

3. Date of meeting, phone call or other communication:

12/6/17

Time:

8:45-9:25AM

Location:

Cal-EPA Rm CR 240

4. Type of communication (written, oral or both): Oral
5. Names of all participants in the communication, including all board members who participated:

See attached

6. Name of person(s) who initiated the communication:

Jennifer Clary

7. Describe the communication and the content of the communication. *Include a brief list or summary of topics discussed at the meeting, any legal or policy positions advocated at the meeting, any factual matters discussed, and any other disclosure you believe relevant. The Office of Chief Counsel recommends that any persons requesting an ex parte meeting prepare an agenda to make it easier to document the discussion properly. Attach additional pages, if necessary.*

See attached.

8. Attach a copy of handouts, PowerPoint presentations and other materials any person used or distributed at the meeting. If you have electronic copies, please email them to facilitate web posting.

December 14, 2017

Attachment to Ex Parte' communication filing
General Order: R5-2016-0116
Initiated by: Jennifer Clary, Clean Water Action
Date of meeting: 12/6/17

Attending:

- Board member Dorene D'Adamo
- Staff Darrin Polhemus, Emel Wadhvani and Philip Wyels;
- EJ representatives Jennifer Clary, Deborah Ores, Phoebe Seaton
- Agricultural representatives Tess Dunham, Jennifer Spaletta, David Cory, Parry Klassen, Casey Creamer

Describe the communication and content of communications

We requested a meeting regarding the October 10 draft revision of R5-2012-0116 to gain clarification from staff about how the consensus points reached by environmental justice and agricultural interests – submitted to staff at a May 2nd ex parte' meeting – were incorporated into the current draft. The interests expressed to staff their concern that a key consensus item in the order – the establishment of groundwater quality protection targets – was not included as a requirement of the revised order.

Additional topics discussed

- Concern about the new requirement for farming operations in low-vulnerability areas to have their nutrient management plans certified.
- A discussion of how outliers could be identified.