



# State Water Resources Control Board



Gray Davis  
Governor

## Office of Chief Counsel

901 P Street • Sacramento, California 95814 • (916) 657-2154  
Mailing Address: P.O. Box 100 • Sacramento, California 95812-0100  
FAX (916) 653-0428 • Internet Address: <http://www.swrcb.ca.gov>

Winston E. Hickox  
Secretary for  
Environmental  
Protection

Alameda County  
SEP 16 2002  
Environmental Health

September 12, 2002

Dear Interested Persons

IN THE MATTER OF THE PETITION OF MEHDI MOHAMMADIAN FOR REVIEW OF  
ALAMEDA COUNTY'S NOTICE OF REVISION TO RESPONSIBLE PARTY  
DESIGNATION: **POSTPONEMENT OF CONSIDERATION**

This is to notify you that the State Water Resources Control Board (SWRCB) *will not* consider the above-referenced matter at its workshop on October 3, 2002, due to an already full agenda. The Board has rescheduled the matter to be heard at the SWRCB's November workshop, which is currently set for **November 6, 2002**. The Board's postponement of its consideration of this matter does not extend previous deadlines for written comments.

You will receive official notice no less than 10 days prior to the November workshop.

If there are any questions or comments, please call me at (916) 341-5182.

Sincerely,

*David Boyer*

David M. Boyers  
Staff Counsel

cc: Ms. Barbara Evoy  
Mr. James Giannopolous  
Ms. Elizabeth Haven  
Mr. Kevin Graves  
Mr. Adam Harris  
Mr. Dennis Parfitt  
Division of Clean Water Programs  
State Water Resources Control Board  
P.O. Box 944212  
Sacramento, CA 94244-2120

Mr. Andrew Sawyer  
Ms. Kathie Keber  
Office of Chief Counsel  
State Water Resources Control Board  
P.O. Box 100  
Sacramento, CA 95812-0100

Interested Persons List

*California Environmental Protection Agency*

Petition of  
**MEHDI MOHAMMADIAN**  
for Review of Alameda County's Notice  
of Revision to Responsible Party  
Designation  
SWRCB/OCC File UST-XXXX

SWRCB  
Office of Chief Counsel  
**INTERESTED PERSONS**  
**MAILING LIST**  
August 1, 2002

**Mehdi Mohammadian**  
Linda Shell  
15595 Washington Avenue  
San Lorenzo, CA 94580

**Douglas Gravelle**  
Texaco, Inc.  
10 Universal City Plaza, 13<sup>th</sup> Floor  
Universal City, CA 91608-1006

**Ms. Loretta Barsamian**  
Executive Officer  
San Francisco Bay Regional Water  
Quality Control Board  
1515 Clay Street, Suite 1400  
Oakland, CA 94612

**Jeffrey P. Widman, Esq.**  
Attorney for Petitioner  
101 Race Street  
San Jose, CA 95126-3041

**Jon Robbins, Esq.**  
Chevron Products Company  
Law Department  
6001 Bollinger Canyon Road  
San Ramon, CA 94583

**Mary Taylor, Esq.**  
Attorney for Jessen & Agnes Calleri  
Law Office of Mary J. Taylor  
100 Pringle Avenue, #630  
Walnut Creek, CA 94596

**Bertram Kubo Trust**  
Attn: Marjorie Kayner  
20321 Via Espana  
Salinas, CA 93908-1261

**Mr. Scott O. Seary**  
Alameda County Health Care  
Services  
1131 Harbor Bay Parkway, Suite 250  
Alameda, CA 94502-6577

**Mr. Stephen Morse**  
San Francisco Bay Regional Water  
Quality Control Board  
1515 Clay Street, Suite 1400  
Oakland, CA 94612

**Mr. Ernest J. Panosian**  
4188 Mariposa Drive  
Santa Barbara, CA 93110-2438

**Ms. Susan Warner, Executive Officer**  
North Coast Regional Water Quality  
Control Board  
5550 Skylane Blvd., Suite A  
Santa Rosa, CA 95403

**John Robertus, Executive Officer**  
San Diego Regional Water Quality  
Control Board  
9147 Sky Park Court, Suite 100  
San Diego, CA 92123-4340

**David M. Boyers, Esq.**  
Office of Chief Counsel  
1001 I Street, 22<sup>nd</sup> Floor  
Sacramento, CA 95814

**Roger Briggs, Executive Officer**  
Central Coast Regional Water Quality  
Control Board  
81 Higuera Street, Suite 200  
San Luis Obispo, CA 93401-5427

**Gerard Thibeault, Executive Officer**  
Santa Ana Regional Water Quality  
Control Board  
3737 Main Street, Suite 500  
Riverside, CA 92501-3339

**Dennis Dickerson, Executive Officer**  
Los Angeles Regional Water Quality  
Control Board  
320 W. Fourth Street, Suite 200  
Los Angeles, A 90013

**Tom Pinkos, Acting Executive Officer**  
Central Valley Regional Water Quality  
Control Board  
3443 Routier Road, Suite A  
Sacramento, CA 95827-3098

**Harold Singer, Executive Officer**  
Lahontan Regional Water Quality  
Control Board  
2501 Lake Tahoe Boulevard  
South Lake Tahoe, CA 96150

**Phil Gruenberg, Executive Officer**  
Colorado River Basin Regional Water  
Quality Control Board  
73-720 Fred Waring Drive, Suite 100  
Palm Desert, CA 92260

## STATE WATER RESOURCES CONTROL BOARD WORKSHOP AGENDA

Wednesday, September 4, 2002 – 9:00 a.m.

Coastal Hearing Room – Second Floor

The Joe Serna Jr./ Cal/EPA Building

1001 I Street, Sacramento

AUG 27 2002

Questions regarding this agenda call Maureen Marché (916) 341-5600 or fax 341-5620. This notice and associated staff reports can be accessed electronically through our Internet address:

<http://www.swrcb.ca.gov>. (Note: agenda items should be available electronically on August 27, 2002.)

For a map to our building, please see our website at: <http://www.calepa.ca.gov/EPABldg/location.htm>

**Audio broadcast of this meeting is available at:** <http://www.calepa.ca.gov/Broadcast/>

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our web site at <http://www.swrcb.ca.gov>.

Workshop includes informal discussion of items to be presented for action at a future business meeting. People who are interested in items on the agenda are urged to attend workshops as they may miss valuable discussion that will not be repeated at the Board meeting. NOTE: There is no voting at workshops. Items requiring Board action must come to a Board meeting.

**Please note time limitations on presentations may be imposed.**

**The State Board requests that oral testimony be summarized.** <http://swrcb.ca.gov/board.html>

**Submittal of written comments is encouraged to ensure that all comments will be included in the record before the Board.\***

ITEMS 1-8 WILL BE DISCUSSED STARTING AT 9:00 A.M., WEDNESDAY, SEPTEMBER 4, 2002

### **PUBLIC FORUM**

Any member of the public may address and ask questions of the Board relating to any matter within the Board's jurisdiction, provided the matter is not on the Board's agenda or pending before the Board or a Regional Board.  
*Note: Presentations at the Public Forum will be limited to 5 minutes or otherwise at the discretion of the Chairman.*

### **CLEAN WATER PROGRAMS**

- \*\*1. Consideration of a Resolution Approving Amendments to the Policy for Implementing the State Revolving Fund for Construction of Wastewater Treatment Facilities.** (The Board will consider, at a Board meeting, whether to adopt the proposed resolution.)
- \*\*2. Consideration of a Resolution Approving a Clean Beaches Initiative Grant for the City of Malibu for the Malibu Storm Drains Project.** (The Board will consider, at a Board meeting, whether to adopt the proposed resolution.)
- \*\*3. Consideration of a Resolution Approving a Clean Beaches Initiative Grant for the City of Pacifica for Pacifica State Beach.** (The Board will consider, at a Board meeting, whether to adopt the proposed resolution.)
- \*\*4. Consideration of a Resolution Approving a Request for Funding From the Water Quality Control Fund Cleanup and Abatement Account in the Amount of \$425,000 for Continued Treatment of Acid Mine Drainage at Leviathan Mine.** (The Board will consider, at a Board meeting, whether to adopt the proposed resolution.)

### **WATER RIGHTS**

- 5. Presentation to the Board of the Final Report of the Water Transfer Workgroup** (Information Item)

### **WATER QUALITY**

- 6. Consideration of a Resolution Approving an Amendment to the Water Quality Control Plan for the Los Angeles Region Incorporating a Dry Weather Total Maximum Daily Load for Bacteria at Santa Monica Bay Beaches.** (The Board will consider, at a Board Meeting, whether to approve the proposed amendment.)

## CLEAN WATER PROGRAM PETITIONS

**7. In the Matter of the Petition of Mehdi Mohammadian for Review of Alameda County's Notice of Revision to Responsible Party Designation.** (The Board will consider, at a Board meeting, whether to adopt the proposed order denying the petition in part and remanding the remaining matters in the petition to the County for consideration and action consistent with the order.)

## NORTH COAST REGIONAL BOARD STATUS REPORT (Item 8 will not be heard before 10:30 a.m.)

**8. Status Report From the North Coast Regional Water Quality Control Board on Schedule for Setting TMDLs for Five Impaired Watercourses and Other Regional Board Actions to Address Issues Raised By Humboldt Watershed Council.** (Information item. The Board will receive a report from the North Coast Regional Board pursuant to the provisions of Order WQO 2002-0004, adopted on January 23, 2002.)

ITEMS 9-10 WILL BE DISCUSSED STARTING AT 1:00 P.M., WEDNESDAY, SEPTEMBER 4, 2002

## WATER QUALITY PETITIONS

**9. In the Matter of the Petition of the City of Vacaville for Review of Waste Discharge Requirements Order No. 5-01-044, Issued by the California Regional Water Quality Control Board, Central Valley Region. SWRCB/OCC File A-1375.** (The Board will consider, at a Board meeting, whether to adopt the proposed order granting the petition in part and remanding the requirements to the Regional Board.)

**10. In the Matter of the Petition of City of Turlock, Municipal Services Department, for Review of Waste Discharge Requirements Order No. 5-01-122 [NPDES No. CA0078948] and Cease and Desist Order No. 5-01-123 Issued by the California Regional Water Quality Control Board, Central Valley Region.** (The Board will consider, at a Board meeting, whether to adopt the proposed order remanding Order No. 5-01-122 and Cease and Desist Order 5-01-123 to the Regional Board).

### **Closed Session Items**

(Please note Closed Sessions are not open to the public)

**LITIGATION** (This is authorized under Government Code section 11126(e)(1).)

The Board will be meeting in closed session to discuss ongoing litigation in the case of *Communities for a Better Environment et al. v. State Water Resources Control Board et al.* San Francisco County Superior Court, No. 319575.

**WATER QUALITY PETITION** (authorized by Government Code section 11126(c)(3).)

The Board will be meeting in closed session to deliberate on a decision to be reached following a formal hearing it conducted in the Matter of the Petition of the City of Vacaville (Waste Discharge Requirements Order No. 5-01-044 for Easterly Wastewater Treatment Plant [NPDES No. CA 0077691], Central Valley Region). SWRCB File A-1375.

**WATER RIGHTS** (This is authorized under Government Code section 11126(c)(3).)

The Board will be meeting in closed session to deliberate on a proposed order prepared after a hearing on petitions for change and extension of time filed by Oroville-Wyandotte Irrigation District and Yuba County Water District on Permits 1267, 1268, 1271, 2492, 11516 and 11518 (Applications 1651, 2142, 2979, 2778, 13957 and 14113). The permits authorize diversion from Lost Creek, Sly Creek, South Fork Feather River and Slate Creek in Butte and Yuba Counties.

The Board will be meeting in closed session to deliberate on testimony and evidence presented during the hearing on the joint petition of Imperial Irrigation District and San Diego County Water Authority for approval of a long-term transfer of conserved water (Application 7482).

\*In order to be fully considered at the meeting, written comments must be received by 5:00 p.m., August 30, 2002. Mailing address: PO Box 100, Sacramento, CA 95812-0100; FAX 916-341-5620

\*\*These items are expected to be routine and noncontroversial and there will be no discussion unless requested by a Board Member, staff or interested party. If such a request is made, the item will be considered separately.

Note: Individuals who require special accommodations are requested to contact Adrian Perez at (916) 341-5880 at least 5 working days prior to the meeting date. TTY users may contact the California Relay service at 1-800-735-2929 or voice line at 1-800-735-2922.