STATE WATER RESOURCES CONTROL BOARD

BOARD MEETING/HEARINGS
Tuesday, April 2, 2019 – 9:30 a.m.
Coastal Hearing Room – Second Floor
Joe Serna Jr. - CalEPA Building
1001 I Street, Sacramento

REVISED
Remove Incorrect Headings

DECLARATION OF A QUORUM
E. Joaquin Esquivel, Chair; Dorene D'Adamo, Vice Chair; Tam M. Doduc, Member; Sean Maguire, Member; Laurel Firestone, Member

BOARD MEETING
Public comments on agenda items will be limited to 5 minutes or otherwise at the discretion of the Board Chair

PUBLIC FORUM

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Resources Control Board's jurisdiction provided the matter is not on the agenda or pending before the State Water Board or any California Regional Water Quality Control Board.

BOARD BUSINESS

1. The Board will consider adoption of the March 18-19, 2019 Board Meeting minutes.

UNCONTESTED ITEMS* (ITEMS 2-5)

*2. Consideration of a proposed Resolution to authorize use of supplemental environmental project funds for Sacramento-San Joaquin Delta Regional Monitoring Program projects.

- Agenda Item
- Draft Resolution
- Written Comments (due on March 4, 2019 by 12 noon.)

*3. Consideration of a proposed Resolution authorizing the Executive Director or designee to enter into multi-year contracts to continue implementation of the Oil and Gas Regional Groundwater Monitoring Program.

- Agenda Item
- Draft Resolution

*4. Consideration of a proposed Resolution authorizing the Executive Director or designee to enter into multi-year contracts to continue and enhance the Groundwater Ambient Monitoring and Assessment Program.

- Agenda Item
- Draft Resolution

*5. Consideration of a proposed Resolution authorizing the Executive Director or Designee to enter into an Interagency Agreement or amend the existing Interagency Agreement with the California Department of Public Health for analytical and consulting services from the Drinking Water and Radiation Laboratory.

- Agenda Item
- Draft Resolution

INFORMATIONAL ITEMS

6. Current Hydrologic Conditions.

7. Update on Urban Water Conservation.

8. Update on Implementation of Board Resolution No. 2017-0012, A Comprehensive Response to Climate Change.

- Agenda Item

~~PUBLIC HEARING – ITEMS 9 & 10~~

DIVISION OF WATER RIGHTS

9. Consideration of a proposed Order issuing a Cease and Desist Order and imposing Administrative Civil Liability against G. Scott Fahey and Sugar Pine Spring Water, LP for the alleged unauthorized diversion of water from four springs in Tuolumne County, which are Deadwood Spring and three unnamed springs (aka Sugar Pine Spring, Marco Spring, and Polo Spring) that are tributary to unnamed streams, thence respectively to Basin Creek, Cottonwood Creek, Hull Creek, and Hull Creek, thence the North Fork of the Tuolumne River (Deadwood Spring only) and the Clavey River, thence the Tuolumne River.

- Agenda Item
- Draft Order
- Written Comments (due on March 11, 2019 by 12 noon)

DIVISION OF WATER QUALITY

10. Consideration of adoption of Proposed Final Amendments to both the Water Quality Control Plan for Ocean Waters of California, and the forthcoming Water Quality Control Plan for Inland Surface Waters, Enclosed Bays, and Estuaries of California to include the State Wetland Definition and Procedures for Discharges of Dredged or Fill Material to Waters of the State, and the Proposed Final Staff Report including the Substitute Environmental Documentation.

    - Agenda Item
    - Draft Resolution
    - Notice of Public Meeting/Consideration of Adoption
    - State Wetland Definition and Procedures for Discharges of Dredged or Fill Material to Waters of the State – Clean Version
    - State Wetland Definition and Procedures for Discharges of Dredged or Fill Material to Waters of the State – Comparison to the February 22, 2019 Version
    - State Wetland Definition and Procedures for Discharges of Dredged or Fill Material to Waters of the State – Comparison to the July 21, 2017 Version
    - Revised Staff Report and Supplemental Environmental Documentation – Clean Version
    - Revised Staff Report and Supplemental Environmental Documentation – Comparison to the January 3, 2019 Version
    - Written Comment Letters received on the 2017 Draft Procedures (due on September 18, 2017 by 12 noon)
        - Revised Response to Comments Received on the July 21, 2017 Draft Procedures – Clean Version
        - Revised Response to Comments Received on the July 21, 2017 Draft Procedures – Comparison to the January 3, 2019 Version

INFORMATIONAL ITEMS

11. Board Member Report.

12. Discussion of Board Members' priorities and organizational issues.

CLOSED SESSION
Closed Sessions are not open to the Public

OFFICE OF CHIEF COUNSEL

The Board may meet in closed session to deliberate on procedural or substantive decisions to be reached in the proceeding to consider the joint Petition filed by the California Department of Water Resources and the U.S. Bureau of Reclamation to add three new points of diversion and/or points of rediversion of water to specified water right permits for the State Water Project and the Central Valley Project associated with the California WaterFix Project. (This closed session is authorized under Government Code section 11126, subdivision (c)(3).)

DIVISION OF WATER RIGHTS

The Board may meet in closed session to deliberate on a proposed Order issuing a Cease and Desist Order and imposing Administrative Civil Liability against G. Scott Fahey and Sugar Pine Spring Water, LP for the alleged unauthorized diversion of water from four springs in Tuolumne County, which are Deadwood Spring and three unnamed springs (aka Sugar Pine Spring, Marco Spring, and Polo Spring) that are tributary to unnamed streams, thence respectively to Basin Creek, Cottonwood Creek, Hull Creek, and Hull Creek, thence the North Fork of the Tuolumne River (Deadwood Spring only) and the Clavey River, thence the Tuolumne River. (This closed session is authorized under Government Code section 11126, subdivision (c)(3).)

PERSONNEL

The Board will meet in closed session to discuss the appointment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another employee unless the employee requests a public hearing. (This closed session is authorized under Government Code section 11126, subdivision (a)(1).)

IMPORTANT INFORMATION!!

Unless otherwise specified, submittal of written comments **must be received by 12:00 p.m. on March 28, 2019 and will not be accepted after that time.**

Submittal of electronic Powerpoint presentations **must be received by 12:00 p.m. on March 28, 2019 and will not be accepted after that time.**

Submittals are to be sent via e-mail to the Clerk to the Board at commentletters@waterboards.ca.gov. Please indicate in the subject line, **04/02/19 BOARD MEETING/HEARING – ITEM # (fill in bolded subject from appropriate item)**." If you have questions about the agenda, contact the Clerk to the Board at (916) 341-5600.

Agenda and items will be available electronically at: http://www.waterboards.ca.gov/board_info/calendar/index.shtml

* Items on the uncontested items calendar may be removed at the request of any Board member or person. If an item is removed from the uncontested items calendar, it will only be voted on at this meeting if the Board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons.

Video broadcast of meetings will be available at: https://video.calepa.ca.gov/

For a map to our building, visit: http://www.calepa.ca.gov/headquarters-sacramento/location/. For security purposes, all visitors are required to sign in and receive a badge prior to entering the building. Valid picture identification may be required due to the security level so please allow up to 15 minutes for this process. Individuals who require special accommodations are requested to contact the Clerk to the Board, (916) 341-5600.