

CV-SALTS Executive Committee Meeting - Summary Action Notes

For July 15, 2015 – 1:00 PM to 4:00 PM

Attendees are listed on the Membership Roster

AGENDA

1) Welcome and Introductions

- a) Committee Chair Parry Klassen brought the meeting to order, and roll call was completed.
- b) Casey Creamer moved to approve, and David Cory seconded, and the June 17th and June 18th action notes, were approved with the following revision to the June 17th notes:
 - **Purpose of Management Zones**
Item 5) add the following: *"The authority to administer a Management Zone may require authorization from other local agencies in addition to the Regional Board's approval."*
 - **Antidegradation Analysis Within a Management Zone**
Item 1) expand and clarify the use of buffers in the allocation of assimilative capacity. If using a buffer, how big should it be, and how should it be implemented.
- b) To maintain a complete administrative record for the basin plan amendment, public outreach meetings must be documented. Daniel stated future public outreach would be recorded (e.g. Tim's Tuesday meeting with a dairy group)

2) Secondary MCLs

- Tim Moore pointed out two typos that need to be corrected in the document:
 - Page 19, Eliminate the word "not" in the following:
Traditionally, water quality objectives are ~~not~~ expressed as single value thresholds and the system is not set up to implement standards as a range
 - Page 6, Insert "The omission of..." in the following:
The omission of this contextual information interferes with the Regional Board's ability to develop appropriate Waste Discharge Requirements (WDRs) based on the values enumerated in the two tables.
- Some of the recommendations, or concerns, from the committee members were:
 - Page 9, Item 11) Clarify or replace the terms "naturally occurring," and "ability-to-pay." Clarify "averaging." Reference State Board document that addresses ways of determining "ability-to-pay."
 - Page 8, Item 8) Add "Doesn't supersede site specific objectives" end of second to the last sentence.
 - Page 8, Item 9, Write in "required fate/transport review" (not "may require")
 - Page 8, Item 10) Remove "metals," clarify the filtration of the sample and test after filtration. Compliance to be determined on a filtered (0.45 micron) sample. Clarify total vs. dissolved.
 - Page 10 The red line sections B) and D) need to be edited for consistency whether ground water or surface water.
 - Need a different point of compliance for groundwater, community well is too far down.
 - Replace "community water system" with "domestic water supply."
 - CUWA voiced a concern that the ACPs and SSALTS focus on ground water and that nothing similar exists for surface waters.
 - Tim suggested that maps be developed for comparison, delineating where CUWA and POTW are experience SMCL compliance issues.
 - Page 11 Red line revision for Table B discussion under F) is missing.

- The SMCL document will now go to the small group for rewrite. If there are no further substantive policy issues it will proceed to the Executive Committee Admin Meeting for approval.

3) Set next meeting date

- The next Policy Session is July 16th. The next Admin Meeting will be August 7th. August Policy is scheduled for August 13th.

CV-SALTS Executive Committee Meeting - Summary Action Notes

For July 16, 2015 – 9:00 AM to 3:00 PM

Attendees are listed on the Membership Roster

AGENDA

1) Welcome and Introductions

- a) CVSC Chair David Cory brought the meeting to order, and roll call was completed.
- b) Richard Meyerhoff presented the [SNMP 2015 Development Schedule Revised 070815](#). Some topics have been juggled to accommodate the CEQA schedule. Richard emphasized the importance of the October meeting where both nitrate (NIMS) and salt (SSALTS) implementation programs will be discussed.

2) Exception Policy for Groundwater: Eligibility, Justification, Application

- During the morning and afternoon session Tim asked the committee to consider the following questions regarding an exceptions policy:

1) Should the SNMP recommend extending the Regional Board's authority to grant exceptions beyond June 20, 2019? If so, what is the rationale to justify that recommendation?

2) Should the SNMP recommend expanding or contracting the list of chemical constituents eligible for an exception? And, more specifically, should nitrate-nitrogen be eligible for an exception?

3) Assuming that CV-SALTS intends to recommend some sort of continuing authority to grant exceptions, what eligibility requirements should apply?

4) Assuming that a discharger (or group of dischargers) is eligible for an exception, what demonstrations must be made to the Regional Board to justify approval? And, what evidence is required to support those claims?

5) What should be the maximum term of an exception? What, if any, intermediate review requirements should apply during that term? Can a new exception be granted following expiration of a prior exception? If so, how would the requirements for reauthorization differ from the requirements imposed for the initial approval?

6) What special monitoring and reporting requirements should apply in order to see that the exception is implemented as intended?

7) What other interim performance obligations and mitigation requirements should be imposed as a condition for granting an exception?

8) What, if any, requirements related to implementing long-term sustainability programs (like those envisioned by SSALTS) should be linked to the long-term exceptions policy?

9) Does CV-SALTS want to recommend that a long-term streamlined Exceptions Program be developed for one or more of the chemical constituents eligible for such exceptions as part of the proposed Basin Plan amendment package scheduled for submission to the Regional Board in the spring of 2017? The streamline Exceptions Program would request that the Regional Board apply its extended/expanded authority by granting some specific exceptions.

- The committee also discussed the Eligibility Requirements for a Conditional Exception from WDRs and Key Demonstrations to be made with the Application for a Conditional Exception.
- Some of the recommendations, or concerns, from the committee members were:
- Laurel Firestone was concerned that the discussion on assimilative capacity did not appear in the SNMP Development Schedule and that conversation needs to be held before moving forward.

- In response to Laurel’s concern about a clear pathway to long-term restoration of impaired waterbodies, Daniel Cozad asked that she prepare a list with key elements to be included in the work plan for that project, and send to Tim within 2 weeks, prior to the first meeting of the NIMS Project Committee.
- Pamela Creedon requested that specific language be included that ties the streamlined process to active engagement in the CV-SALTS process, including a long-term commitment to the long-term SSALTS or NIMS projects.
- Section II, 5) In response to what the maximum term of an exception should be:
 - Open, Case Specific Deadline w/5 year review to confirm compliance with milestones
- A Policy for Exceptions to WDRs is needed for “legalizing doing the right thing.”
- Some minor edits suggested for the document:
 - Section IV,
 - 2) Insert “or otherwise unreasonable.”
 - 5) Insert ‘re-attainment.’
 - Section V add “, and if it is NOT granted.”

3) Framework for SWRCB’s New Policy to Protect Groundwater Quality

- Annalisa Kihara provided an overview of this ongoing effort. A scoping document was drafted and released. Follow-up meetings with stakeholders were held 6/23, 6/29 and 7/10. Executive Management and the Board members still need to be briefed on feedback received from stakeholders. The schedule going forward will be determined pending outcome of high level policy decisions.

4) Set next meeting date

- The next Admin Meeting will be August 7th. August Policy is scheduled for August 13th.