

CALFED Bay-Delta Program

KEY AGENCY CONTACT MEETING SUMMARY

DATE: March 4, 1996

AGENCY: California State Water Resources Control Board

ATTENDEES:

Kristina Bergquist	Jones & Stokes Associates	737-3000
Ray McDowell	DWR - 1416 Ninth Street, Sacramento 95814	653-9499
Jerry Johns	SWRCB - 901 P Street, Sacramento 95816	657-1881
Jim Martin	DWR - 1416 Ninth Street, Sacramento 95814	653-9715
Tom Howard	SWRCB - 901 P Street, Sacramento 95816	657-1873
Rick Breitenbach	CALFED - 1416 Ninth Street, Sacramento 95814	657-2666
Victoria Whitney	SWRCB - 901 P Street, Sacramento 95816	653-2516
Roger Johnson	SWRCB-Water Rights	657-1985
Ken Bogdan	Jones & Stokes Associates	737-3000

Opening remarks by Rick Breitenbach, CALFED, included introductions, purpose of meeting, and background of the CALFED Bay-Delta Program. This was followed by a discussion of the following subjects:

Agency's Requirements and Approach to Public Involvement:

Jerry Johns stated that water rights noticing starts far down the process, however, SWRCB would provide CALFED with two mailing lists used for water rights activities (Victoria Whitney to provide on computer disk). He requests that the public notification include an alert that scoping would include water rights issues. SWRCB has no information on minority and low income communities.

Agency's Regulatory and Permitting Requirements for Program-Level Activities:

None

Agency's Regulatory and Permitting Requirements for Project-Level Activities:

The group went through the Bay-Delta Program Action Categories 2/96. Generally, SWRCB authority over project-level activities focuses on:

- change the place or purpose of use of water (convert agricultural land to wetlands);
- change the point of diversion (e.g., consolidate siphons or move delta island siphon to less harmful location);

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- manage flows (e.g. manage flows upstream or downstream for temperature control); or
- control water (e.g., water storage).

Examples of jurisdictional authority of SWRCB might be:

- conversion of agricultural land to wetlands (initiation of new water rights or change in purpose or place of use);
- establishment of upland habitat on fallowed croplands (if not specifically riparian, then may require upland watering which would mean new water rights);
- establishment of flood ways and meander belts (if the point of diversion is altered, would notify others, otherwise no regulatory action);
- management of groundwater recharge for wetland habitat (regulatory authority if it involved the storage of surface water);
- under the Action Category (AC) "Delta Inflow/Outflow/Export Management, jurisdictional authority is possible for everything except Delta watermaster and real-time monitoring and adaptive management;
- AC Modification of Diversion Timing Patterns could require changes in standards;
- AC Installation and Improvement of Fish Screens would only involve SWRCB if the points of diversion were moved, provided the new diversion capacity did not exceed their water rights;
- providing instream pulse flows for fish passage may require changes in standards;
- AC Improvement of Fish Salvage Operations might involve some regulations, under D1485;
- expansion and construction of hatcheries would entail more water, therefore purchase or application for new water rights;
- AC Desalination would not involve SWRCB unless water flowing to ocean, such as wastewater from a treatment plant;

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- Section 1011 would apply to AC Water Conservation, and Section 1210 would apply to AC Water Reclamation;
- AC Land Retirement and Fallowing would involve the transfer of water, therefore, if permanent, then a change petition must be used;
- SWRCB would be involved in the following AC's: New or Expanded Onstream Storage; New or Expanded Offstream Storage; Groundwater Banking and Conjunctive Use; Improvement of Through-Delta Conveyance, as applies to points of diversion and standards issues; Construction and Improvement of Conveyance Facilities, as applies to points of diversion; Changes in Locations of Diversions; and Water Transfers;
- SWRCB would be involved in some aspects of: Long-term Planning for Drought Contingencies; Establishment of Institution for Integrated Long-term Water Management; Management of Agricultural Drainage; Management of Urban/Industrial Drainage and Wastewater Discharge; and Levee Maintenance and Stabilization, if it affects points of diversion.

Additional Meetings:

None required.