



Sunset Beach Sanitary District

P.O. Box 1185

Sunset Beach, CA 90742

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www.sunsetbeachsd.org

Minutes for the General Meeting of the Board of Directors

December 6th, 2018 - 7:00 p.m.

Sunset Beach Woman's Club – 16812 Bayview Drive

Directors present: President John Woods, Secretary Graham Hoad, Treasurer Bernard Hartmann, Josh Westfall
Staff present: Superintendent Jim Caslin, Engineer Tom Dawes, Clerk Chris Montana
Community: None.

President Woods called the meeting to order at 7:00 p.m.

Community Input: None.

Review and Possible Approval of the November 8th, 2018 General Board Meeting Minutes: After Directors reviewed the November 8th, 2018 General Board Meeting Minutes, Secretary Hoad moved to approve as prepared. Treasurer Hartmann seconded, and the motion passed unanimously.

Current Bills: Clerk Montana presented the December 6th, 2018 Claims Transmitted for Payment in the amount of \$52,550.44 for current bills. After review and discussion, Secretary Hoad moved to approve as presented, Treasurer Hartmann seconded, and the motion passed unanimously.

Fund Balance Report: Treasurer Hartmann reported that due to the unavailability of the November 2018 General Ledger from the County at this time, the Fund Balance Report is tabled until the January 2019 meeting.

Clerk's Report: Clerk Montana reported that payment from the City of Huntington Beach in the amount of \$8,000 for 2017-18 sewer fees had been received and deposited. The Clerk also reported that Prop. 218 Notices of Proposed Enactment of Ordinance No. 18-01 and Sewer Fee Changes had been mailed out to property owners in the District. The Clerk discussed correspondence received from the President of the Yorba Linda Water District asking for passage of a resolution to require ISDOC to act in revising the current LAFCO dues structure. Possible action was tabled until the ISDOC Executive Committee had a chance to consider.

Superintendent's Report: See attached.

Engineer's Report: See attached.

Adjournment: There being no further business to come before the Board, Director Westfall moved to adjourn the meeting at 7:35 p.m., Secretary Hoad seconded, and the meeting was unanimously adjourned.


John Woods, President


Graham Hoad, Secretary



Sunset Beach Sanitary District

Of Orange County
P.O. Box 1185
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Superintendent's Report
Board Meeting

December 6, 2018

1. One Emergency call-out Edison power failure. (Staff)
2. Review Flow reports. (Normal flows), (Staff)
3. All equipment and operating systems performing normally during this time period.
4. No reported issues during recent rain..
5. Two (2) "E" Boxes replaced on Smart Covers. They were covered under Warranty contract.. (Smart Covers & Staff)
6. All updates to this report will be presented at the Board Meeting..

MEMORANDUM
December 1st, 2018

To: Board of Directors of the Sunset Beach Sanitary District
District Counsel
Superintendent
District Clerk

From: Tom Dawes

SUBJECT: Engineer's Report for the December 6th, 2018 Regular Board Meeting.

1. Status of Broadway Sewer Siphon Replacement.

I have sent exploratory permit requests to the following agencies:

City of Huntington Beach (Public Works & Planning)
California Coastal Commission
RWQCB, Region 8
U.S. Army Corps of Engineers
California State Fish and Wildlife
California State Lands Commission
County of Orange Public Works

As of this writing, I've had feedback from all but the County of Orange. Following is the permit status:

- A. City of Huntington Beach (both Public Works and Planning).
I've met and sent information to both departments. I'm starting the preparation of a plan necessary for the encroachment permit. I'm working on finding existing utilities. I hope to submit the first documents shortly after the first of the year.
 - B. California Coastal Commission.
I have submitted an application for a coastal permit from the CCC for the work within the channel. We may need a second coastal permit from both the CCC and the City of HB coastal program for work inland from the channel sides. No change from last month.
 - C. Regional Water Quality Control Board (Region 8).
We have applied for a federal Clean Water Act 401 Certification. They have deemed the application 'incomplete', pending approval of other agency permits, and completion of certain items. I've made re-submittals, and the application is still not deemed complete. The RWQCB wanted proof that I applied to the CA Fish and Wildlife, which I provided, and perhaps coincidentally, (which I doubt), when they found out F & W didn't require an Eelgrass survey, and added that to their demands. (They also said I needed a federal 404 permit, which is issued by the C of E, and which is also pending).
- Following last month's approval by your Board of a proposal from GPA Consulting, an Eelgrass Survey was done on November 28, and **no** Eelgrass was found. I'll re-submit as soon as I get the survey report.
- D. U. S. Army Corps of Engineers.
We have applied for both a C of E Nationwide permit and a 404 permit. A month ago, the C of E required an Eelgrass survey. I wrote them an objection, and to my surprise they withdrew the requirement. It doesn't really matter because the RWQCB required it. The C of E has deemed the

permit application 'complete', for the investigation. I believe a second permit application will be necessary for the actual construction.

E. California State Department of Fish and Wildlife.

The California State Department of Fish and Wildlife, who on July 5 inspected the site and, finding no Eelgrass, said we did not need a permit from them. At the demand of the RWQCB, I had to get that in writing.

F. California State Lands Commission.

On July 23rd, I received notice that we did not need a permit from them via telephone (which I documented).

G. County of Orange.

The County of Orange has not responded. I don't think they have any role, and by not responding, it seems they don't care. (It's been nearly 2 months). Unless you direct otherwise, I don't plan to contact them again.

H. CALTRANS.

We will need an encroachment permit to replace the manhole in the intersection of PCH and Broadway, but that's a construction issue that we need plans for and we won't be ready to apply for that for a few more months (possibly not at all for the investigation)

2. Revisions to the Sewer and Trash Ordinances.

At the last meeting, the first readings of proposed ordinances No. 18-01(sewer) and 19-01 (trash) were held. The ordinances include all your comments and an electronic copy was sent to you, and is enclosed again for your convenience. The second reading and possible adoption is scheduled for the January 2109 Board meeting.

The Proposition 218 notification regarding the changes in connection fees was mailed.

3. Waste Discharge Requirement Issues.

The CA WDR Group meets quarterly to discuss sewer issues common to our area, and most importantly, new and pending regulatory requirements. I've told you in the past that a new discharge order is in the works and it was tentatively supposed to be out in draft this fall from the SWRQB. Now I hear it might be the spring. I also told you that there was talk of tougher rules on spills, particularly from private sewers. Now I hear that's not the case.

There is a new term being used; 'climate resilient'. The new order is expected to require our SSMP to include plans to deal with climate issues, including earthquakes etc. That's exactly what we're doing with our siphon replacement project.

In a related issue, the City of Newport Beach settled a lawsuit for \$50,000 filed by a private organization over old spills. The organization, California River Watch, is a non-government organization (NGO) that sues public agencies that have a violation on behalf of some client. The NGO's settle for legal fees; I'm told the plaintiff gets little of the settlement. This is not a fine, like the Costa Mesa Sanitary District received from the RWQCB. It's extortion.

4. Invoice for Professional Services.

I have submitted an invoice in the amount \$11,055.05 for professional services and expenses at cost for the 2 month period ending November 30th, 2018. If you have any questions, please give me a call.