



CITY OF MARYSVILLE

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June 20, 2008

CITY SERVICES DEPARTMENT
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Ms. Wendy Wyels
Environmental Program Manager
Compliance and Enforcement Section
California Regional Water Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670-6114

Dear Ms. Wyels:

Re: Tentative Cease and Desist Order for City of Marysville

We appreciate having the opportunity to meet with you and your staff to discuss the tentative Cease and Desist Order (CDO) and review the associated schedule. We would request the following changes to the specific tasks of the CDO reflecting our discussions at that meeting and further review by the City.

As was brought out at our meeting, both agencies have board or council positions that will be up for election in November. Although we will continue the process of developing a proposed interagency agreement between the City of Marysville and Linda County Water District (LCWD), it is likely that one or both boards will not take up consideration of the agreement until after the election. We would, therefore, suggest that the dates for Tasks 2 through 6 be set back 90 days. This allows sufficient time after the November election to complete the "Compliance Work Plan" (Task 2), with the following tasks adjusted accordingly. The dates for completion of the initial tasks would then be:

Task 2	January 31, 2009
Task 3	March 1, 2009
Task 4	April 1, 2009
Task 6	July 1, 2009

There was some question at our meeting about what portion of the project the CEQA report requested on Task 5 would need to cover. The required scope of the CEQA document could be better determined after the "Facilities Design Report" (Task 6). We

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would request that the CEQA Report follow the Facilities Design Report and be due August 1, 2009.

We would anticipate complying with the schedule for Tasks 7 and 8 as given in the tentative CDO. There was discussion at our meeting regarding the Report of Waste Discharge and whether it needed to be submitted by the City or LCWD. We would suggest that the wording be changed to state that "the Discharger shall insure a Report of Waste Discharge is submitted that includes the City of Marysville within its scope."

LCWD expressed concern over the date of July 1, 2011, for completion of construction (Task 9). They feel the earliest date for expanding and upgrading the LCWD plant would be December 1, 2013. Specific dates for construction, however, would be included in any revised WDR Order issued to LCWD (after the Interagency Agreement was executed.) We would suggest that compliance under Task 9 be tied to the compliance dates for LCWD as contained in their revised permits with the State.

We also request that a 90 day extension be considered for Task 8 (Pond Closure Plan), which would be 1 April 2011. This would then coincide with the anticipated date for the LCWD revised permit based on the date of the Report of Waste Discharge in Task 7.

Finally, the City would ask that language be added (Task 3) stating that, if an interagency agreement is determined to be unobtainable, the remaining tasks and schedule in the CDO would be modified for implementation of the second alternative in the feasibility study.

Also, as a reminder from our meeting in Item 4 we agreed at the meeting that "primary screened" would be deleted and just leave the description as "wastewater".

Please contact me if we can provide any further information.

Sincerely,

David B. Lamon, P.E.
City Services Director

cc: Steve Casey, City Manager
Brendan Kenny, RWQCB
Tim Williams, Kennedy Jenks
Doug Lofton, LCWD