

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

NOTICE OF PUBLIC HEARING
concerning

**RESCISSION OF CEASE AND DESIST ORDER NO. R5-2007-0131
AND
ADOPTION OF NEW CEASE AND DESIST ORDER
FOR
CITY OF COLFAX
WASTEWATER TREATMENT PLANT
PLACER COUNTY**

The City of Colfax (Discharger) owns and operates the Colfax Wastewater Treatment Plant (Facility) and the sanitary sewage collection system. The Facility provides sewerage service for the City of Colfax, serving a population of approximately 1800 with no significant industrial users. The Facility has the capacity to treat up to 0.5 million gallons per day (mgd) of municipal wastewater, and discharges Title 22 tertiary treated effluent to Smuthers Ravine, a water of the United States and a tributary to the North Fork of the American River.

Most of the original collection system was built in the early 1900s; consequently, the system experiences excessive rain-induced and groundwater-induced infiltration and inflow. On 25 October 2007 the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted Cease and Desist Order (CDO) No. R5-2007-0131 requiring the Discharger, in part, to reduce collection system infiltration and inflow, and to cease all seepage discharges to surface water from the Facility's storage reservoir by 1 October 2009. The Discharger has not completed the necessary measures to comply. The Central Valley Water Board will consider rescission of CDO No. R5-2007-0131 and adoption of a new tentative CDO requiring the Discharger to submit a new work plan and annual progress reports to continue addressing collection system repairs and reservoir seepage discharges.

A public hearing concerning this matter will be held during the Central Valley Water Board meeting, which is scheduled for:

DATE: 27/28/29 January 2010
TIME: 8:30 AM
PLACE: Regional Water Quality Control Board, Central Valley Region
11020 Sun Center Dr., Suite #200
Rancho Cordova, CA 95670

The designated parties for this hearing are as follows:

- City of Colfax Representatives

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested persons and not designated parties. Such interested persons may request status

as a designated party for purposes of this hearing by submitting such request in writing to the Central Valley Water Board no later than **5:00 p.m. 24 December 2009**. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.

The tentative CDO was issued on 24 November 2009. Persons wishing to comment on this noticed hearing item shall submit testimony, evidence, if any, and/or comments in writing to the Central Valley Water Board no later than **5:00 p.m. on 24 December 2009**. Written evidence or comments submitted after **5:00 p.m. on 24 December 2009** will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party.

All designated parties and interested persons may speak at the Central Valley Water Board meeting, and are expected to orally summarize their written submittals. Oral testimony and cross examination will be limited in time by the Board Chair.

Anyone having questions on the proposed Order should contact Ms. Gayleen Perreira at (916) 464-4824. Interested parties may download the tentative Order and related documents from the Central Valley Water Board's Internet website at http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/. Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's office at 11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114 weekdays between 8:00 a.m. and 5:00 p.m.

The procedures governing Central Valley Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq. and are available upon request. Hearings before the Central Valley Water Board are not conducted pursuant to Government Code section 11500 et seq. The procedures may be obtained by accessing http://www.waterboards.ca.gov/water_laws/. Information on meeting and hearing procedures is also available on the Central Valley Water Board's website at http://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.shtml or by contacting any one of the Board's offices. Questions regarding such procedures should be directed to Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Please bring the above information to the attention of anyone you know who would be interested in this matter.

24 November 2009


Kenneth D. Landau, Assistant Executive Officer