

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION
11020 Sun Center Drive #200, Rancho Cordova, CA 95670

NOTICE OF PUBLIC HEARING
concerning

**CONSIDERATION OF ORDER AMENDING
WASTE DISCHARGE REQUIREMENTS ORDER R5-2008-0179
(NPDES PERMIT NO. CA0078590)**

FOR

**TOWN OF DISCOVERY BAY COMMUNITY SERVICES DISTRICT
DISCOVERY BAY WASTEWATER TREATMENT PLANT
CONTRA COSTA COUNTY**

The Town of Discovery Bay Community Services District (Discharger) owns and operates the Discovery Bay Wastewater Treatment Plant (Facility), a publicly owned treatment works that serves a population of approximately 16,000 people in Contra Costa County. On 4 December 2008, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted Order R5-2008-0179, prescribing waste discharge requirements for the Facility, which permits an average dry weather flow of 2.1 million gallons per day of secondary treated municipal wastewater to be discharged to Old River, within the Sacramento-San Joaquin Delta.

On 30 September 2010, a Tentative Order amending Order R5-2008-0179 was issued for public review and comment in accordance with a precedential water quality order adopted by the State Water Resources Control Board on 19 May 2009, for the City of Tracy Wastewater Treatment Plant (WQO 2009-0003, Tracy Order). However, due to pending litigation regarding the Tracy Order, the proposed amendment did not proceed for approval at the noticed board meeting. The litigation was settled on 1 June 2011, when the Superior Court for Sacramento County issued a peremptory writ of mandate regarding the Tracy Order.

A second Tentative Order is proposed amending Order R5-2008-0179 to: (1) re-evaluate the final effluent limitations for electrical conductivity, in accordance with the Tracy Order and the subsequent Superior Court Order, (2) update the receiving water limitations for pH and turbidity, and (3) correct errors or provide clarity regarding compliance determination and the disinfection system operating specifications.

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

DATE: 7/8 June 2012
TIME: 8:30 a.m.
PLACE: Central Valley Regional Water Quality Control Board Room
11020 Sun Center Drive, #200, Rancho Cordova, CA 95670

The designated parties for this hearing are as follows:

- Town of Discovery Bay Community Services District Representatives
- California Sportfishing Protection Alliance 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 **20 April 2012**. 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 currently proposed Tentative Order was issued on 19 March 2012. Persons wishing to comment on the currently noticed hearing item shall submit testimony, evidence, if any, and/or comments regarding the proposed amendment in writing to the Central Valley Water Board no later than 5:00 PM on **20 April 2012**. Interested parties that submitted written comments regarding the 30 September 2010 Tentative Order must submit confirmation that previous comments are still applicable. Written evidence or comments submitted after 5:00 PM on **20 April 2012** or not pertaining to the proposed amendments will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party.

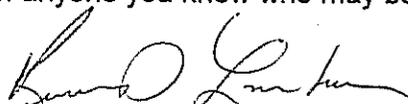
All designated parties and interested persons may speak at the Central Valley Water Board meeting, and are expected to orally summarize their written submittals. Oral testimony and cross examination will be limited in time by the Board Chair.

Anyone having questions regarding the Tentative Order should contact James Marshall at (916) 464-4772 or jdmarschall@waterboards.ca.gov. Interested parties may download the proposed NPDES Permit 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 may 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 final meeting agenda will be available at http://www.waterboards.ca.gov/centralvalley/board_info/meetings/ at least 10 days before the meeting. The agenda will provide the specific date the Board Meeting will be held for this item, indicate the anticipated order of all agenda items, and may include staff revisions to the proposed order(s).**

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/laws_regulations/. 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 Central Valley Water 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 five 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 may be interested in this matter.



KENNETH D. LANDAU, Assistant Executive Officer