

California North Coast Regional Water Quality Control Board
5550 Skylane Boulevard, Suite A
Santa Rosa, CA 95403
(707) 576-2220

Notice of Public Hearing

of

Proposed Time Schedule Order No. R1-2017-0026

for the

**City of Fortuna
Wastewater Treatment Facility**

**NPDES No. CA0022730
WDID No. 1B83135OHUM**

Humboldt County

On the basis of preliminary staff review and application of lawful standards and regulations, the California North Coast Regional Water Quality Control Board (Regional Water Board) proposes to adopt Time Schedule Order No. R1-2017-0026 (Proposed TSO) for the City of Fortuna Wastewater Treatment Facility (Facility) on August 17, 2017, for violations and threatened violations of Waste Discharge Requirements and National Pollutant Discharge Elimination System Permit Order No. R1-2017-0005 (Proposed Permit). The Facility will be unable to comply with the seasonal discharge prohibition contained in the Proposed Permit. The City of Fortuna will investigate alternatives to the current summertime discharge location in order to comply with the Basin Plan prohibition of surface water discharge to the Eel River during the period of May 15 to August 31. The Proposed TSO provides a list of tasks and associated schedule of deadlines to achieve full compliance.

The Regional Water Board will consider the tasks and associated schedule required under Order No. R1-2017-0026. The proposed schedule would result in ultimate compliance with provisions of Waste Discharge Requirements Order No. R1-2017-0005, NPDES Permit No. CA0022730.

This item will be open for public comment between **May 5, 2017, and June 6, 2017.**

Public Hearing Procedures

A public hearing to consider comments and objections to the proposed permit is scheduled for August 17, 2017, at 9:00 a.m., or as announced in the Regional Water Board's agenda. The meeting will be held at 5550 Skylane Boulevard, Suite A in Santa Rosa, California. Please be aware that dates and venues may change. Our Web address is <http://www.waterboards.ca.gov/northcoast> where you can access the current agenda for changes in dates and locations. At the public hearing, the Regional Water Board will

consider whether to affirm, reject, or modify the proposed rescission and waste discharge requirements.

In order for the Regional Water Board to consider any evidentiary material concerning this hearing, any documents, including written technical reports and other evidentiary material, must be submitted to Northcoast@waterboards.ca.gov and received by the Regional Water Board no later than 5:00 p.m., on **June 6, 2017**. All documents that are received timely will be distributed to the Regional Water Board members and interested persons. These records will also become a permanent part of the administrative record for this public hearing.

Except at the discretion of the Regional Water Board Chair, written material received after the above date will not be accepted. If the Chair chooses to accept late written material, that material will not be incorporated into the administrative record if doing so would prejudice the Permittee or the Regional Water Board staff. The Chair may choose to modify this rule upon a showing of severe hardship (California Code of Regulations, Title 23, sections 648.1 and 648.4).

All those who plan to testify at this hearing must submit written statements to the Regional Water Board no later than **June 6, 2017**. The statements should provide the name of the witness, his or her qualifications (if an expert), and the scope of his or her intended testimony. The time limit for oral testimony or comments will be set by the Regional Water Board Chair and are subject to change. These time limits normally allow no more than 10 minutes each for Regional Water Board staff and Permittees. All speakers are expected to honor these time limits. Other interested persons may also provide testimony at this public hearing. However, any testimony given by someone other than staff or the Permittee may be limited to 3 minutes and may only be given under the limited scope of summarizing or explaining any timely-submitted or late-accepted written evidence. No new evidence will be allowed to be presented at this public hearing. In an effort to be fair to all people who wish to testify at this public hearing, the Regional Water Board Chair may choose to use a timer to ensure that individuals stay within the time limits set by the Chair. The Chair also requests that in order to avoid unnecessary repetitive testimony, that one spokesperson be selected to speak on behalf of many individuals when those individuals share a common affiliation or interest.

Document Review

The proposed [Order and other related documents](#) are available for review between **May 5, 2017, and June 6, 2017**, by contacting the Regional Water Board's office at (707) 576-2220 or on the website at http://www.waterboards.ca.gov/northcoast/public_notices/public_hearings/npdes_permits_and_wdrs.shtml. Appointments are recommended for document review. Appointments can be made by calling (707) 576-2220.

Matthias St. John
Executive Officer
May 5, 2017