

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 71-36

AMENDING COMPLIANCE TIME SCHEDULE CONTAINED IN CEASE AND DESIST ORDER, RESOLUTION NO. 70-57 FOR THE CITY OF SAN JOSE AND OTHER AGENCIES TRIBUTARY TO THE SAN JOSE SEWERAGE SYSTEM, WHICH INCLUDE: THE CITY OF SANTA CLARA; COUNTY SANITATION DISTRICTS 2, 3, AND 4; BURBANK, CUPERTINO, AND SUNOL SANITARY DISTRICT, SANTA CLARA COUNTY.

The California Regional Water Quality Control Board, San Francisco Bay Region, finds:

1. On July 23, 1970 this Regional Board adopted Resolution No. 70-57, an order to cease and desist, which prescribed a time schedule for provision of facilities to assure compliance with requirements in Resolution No. 68-11. This time schedule provides, in part, as follows:

"DIVISION B PRIMARY AND SECONDARY TREATMENT ADDITIONS
DIVISION C SLUDGE CONCENTRATION FACILITIES AND DICESTERS

Review bids and award contract on or before December 19, 1970.

Completion of construction - Date to be established upon review of bids received on alternative construction periods.

This Regional Board will review the discharger's proposed schedule and adopt an addendum to this Resolution specifying additional dates for completion of Divisions B and C, above."

2. The discharger's letter dated April 27, 1971 reported upon receipt of alternate bids for the project designated as Division B for construction in 760 and 580 calendar days, respectively; noted that the shorter construction period alternate was more costly by \$150,000; and requested approval to award a construction contract for the longer alternate.
3. On June 24, 1971, at 9:30 a.m. in the Assembly Room of the State Building in Oakland, California, after due notice to the discharger and all other affected persons, the Regional Board conducted a public hearing at which the discharger appeared, and evidence was received concerning compliance with requirements in accordance with the time schedule contained in Resolution No. 70-57.

IT IS HEREBY ORDERED THAT

1. The pertinent section of this Board's Resolution No. 70-57 is hereby amended to read as follows:

"DIVISION B PRIMARY AND SECONDARY TREATMENT ADDITIONS
DIVISION C SLUDGE CONCENTRATION FACILITIES AND DIGESTERS

Award construction contracts by July 1, 1971

Complete 50% of construction by May 1, 1972

Compliance with requirements by February 1, 1973"

I, Fred H. Dierker, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on June 24, 1971.

Executive Officer