

ITEM: 14

SUBJECT: City of Manteca, Wastewater Quality Control Facility, San Joaquin County

BOARD ACTION: *Consideration of Resolution Amending Cease and Desist Order*

BACKGROUND: On 19 March 2004, the Regional Water Quality Control Board, Central Valley Region, adopted Waste Discharge Requirements Order No. R5-2004-0028, (Order) NPDES No. CA0081558, prescribing waste discharge requirements for the City of Manteca Wastewater Quality Control Facility. Cease and Desist Order No. R5-2004-0029 (CDO) was also issued, which includes requirements and time schedules to bring the discharge into full compliance with the final effluent and receiving water limitations contained in the Order.

On 29 March 2005, the Executive Officer issued Administrative Civil Liability (ACL) Complaint No. R5-2005-0509 (Complaint) to the City of Manteca to assess mandatory penalties for effluent limitation violations, pursuant to California Water Code Section 13385(h) and (i), and for non-compliance with several time schedules required in the Order and CDO. Following settlement negotiations, on 16 September 2005, the Regional Water Board issued ACL Order No. R5-2005-0128 for \$463,000, including a supplemental environmental project.

In accordance with the settlement discussions, the Discharger provided an updated schedule for meeting the compliance time schedule for thermal limitations, and requested an extension of an interim compliance date to submit a Thermal Plan Exception Report. In accordance with this request, a resolution is proposed to amend the CDO to extend the interim compliance date. The final compliance date is unchanged and the extension is not expected to delay full compliance in accordance with the CDO.

ISSUES: None

Mgmt. Review _____

Legal Review _____

January 26 2006
11020 Sun Center Drive #200
Rancho Cordova