

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

415 Knollcrest Drive, Suite 100, Redding, CA 96002

NOTICE OF PUBLIC HEARING

concerning

WASTE DISCHARGE REQUIREMENTS

FOR

JAMES L. SCHMITT 2008 TRUST AND

SCHMITT FAMILY 1992 REVOCABLE TRUST AND

WESTSIDE SKYLINE, INC., dba WESTSIDE AGGREGATE

EASTSIDE AGGREGATE MINE

SHASTA COUNTY

Westside Skyline, Inc., dba Westside Aggregate operates Eastside Aggregate Mine on property owned by the James L. Schmitt 2008 Trust and Schmitt Family 1992 Revocable Trust (Discharger). The Eastside Aggregate Mine is located in Shasta County. Mining activities consist of excavation, processing (screening, crushing, and washing), and offsite transportation of sand and gravel.

The Central Valley Regional Water Quality Control Board (Regional Water Board) will consider adoption of new Waste Discharge Requirements. The proposed Waste Discharge Requirements allow process wash water to be discharged to a series of settling ponds. Discharge to surface waters is prohibited.

A public hearing to address this matter will be held during the Regional Water Board meeting which is scheduled for:

DATE: 22/23/24 September 2010
TIME: 8:30 a.m.
PLACE: Central Valley Regional Water Quality Control Board
11020 Sun Center Drive #200
Rancho Cordova, CA

The designated parties for this hearing are as follows:

- Westside Skyline, Inc., dba Westside Aggregate

Designated parties but not interested persons will have these rights: to call and examine witnesses; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. Central Valley Water Board staff will prepare the administrative record, and may present evidence, make an oral presentation and cross-examine opposing witnesses.

Interested persons may not cross examine witnesses, and will not be subject to cross examination. Interested persons may submit evidence (e.g., photographs, eye-witness testimony, monitoring data) if the evidence is submitted in accordance with the deadlines for submitting evidence described below. Interested persons who present evidence may be subject to cross-examination. Interested persons may request status as a designated party for purposes of this hearing by submitting such request in writing to the Regional Water Board no later than **5:00 p.m. on 27 August 2010**. The request must explain the basis for status as a designated party and in particular how the person is affected by the discharge.

The tentative Waste Discharge Requirements were issued on 28 July 2010. Persons wishing to comment on this item must submit testimony, evidence, if any, and/or comments in writing to the Regional Water Board no later than **5:00 p.m. on 27 August 2010**. Written materials submitted after

this date and time will not be accepted and will not be incorporated into the administrative record will not be accepted and will not be incorporated into the administrative record absent a ruling by the Chair.

A party requesting to submit late materials must demonstrate good cause for the late submission, and the Chair must find that the late submission would not prejudice the Regional Water Board or any designated party.

All designated parties and interested persons may speak at the Regional 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. Both designated parties and interested persons may be asked to respond to clarifying questions from Board members, counsel staff or others, at the discretion of the Regional Water Board.

Anyone having questions on the tentative documents should contact Clint Snyder at (530) 224-4845. Interested parties may download the proposed Order and related documents from the Regional 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 Regional Water Board's office at 415 Knollcrest Drive, Suite 100, Redding, CA 96002-0129 weekdays between 8:00 a.m. and 5:00 p.m.

The final meeting agenda will be available at http://www.waterboards.ca.gov/board_info/agendas/ at least ten days before the meeting. The agenda will provide the dates the Regional Water Board meeting will be held, indicate the anticipated order of agenda items, and may include staff revisions to the proposed order(s).

The procedures governing Regional 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 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 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.

Original signed by

Robert A. Crandall
Assistant Executive Officer

28 July 2010