

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

NOTICE OF PUBLIC HEARING
concerning

**ADOPTION OF CEASE AND DESIST ORDER
FOR
MAXWELL PUBLIC UTILITY DISTRICT
WASTEWATER TREATMENT PLANT
COLUSA COUNTY**

Maxwell Public Utility District (hereafter Discharger) owns and operates the Maxwell Public Utility District Wastewater Treatment Plant, a wastewater collection and treatment system that serves the community of Maxwell. The treatment plant is currently designed to discharge up to 0.2 million gallons per day of treated wastewater to an unnamed tributary of Lurline Creek, a tributary of the Colusa Basin Drain.

On 18 September 2008, the Central Valley Water Board issued an Administrative Civil Liability (monetary fine) to the Discharger in the amount of \$1,617,000. In lieu of payment the Discharger has been allowed to apply the monetary fine towards a compliance project involving acquisition of land for a new land disposal treatment facility. On 5 February 2009, the Central Valley Water Board renewed Waste Discharge Requirements requiring the Discharger to comply with effluent limitations by 18 May 2010. The Discharger has made progress toward construction of the new treatment facility. However, the Discharger was not able to comply with the final compliance date of 18 May 2010. Therefore, the Central Valley Water Board proposes to issue a Cease and Desist Order that contains a new compliance schedule for operation of the new treatment facility and compliance with final effluent limitations by 31 January 2012.

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

DATE: 8/9/10 June 2011
TIME: 8:30 AM
PLACE: Regional Water Quality Control Board, Central Valley Region
11020 Sun Center Dr., Suite #200
Rancho Cordova, CA 95670

The designated parties for this hearing are as follows:

- Maxwell Public Utility District 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 **5:00 p.m. on 4 April 2011**. 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 tentative CDO was issued on 4 March 2011. Persons wishing to comment on this noticed hearing item shall submit testimony, evidence, if any, and/or comments in writing to the Central Valley Water Board no later than **5:00 p.m. on 4 April 2011**. Written evidence or comments submitted after **5:00 p.m. on 4 April 2011** 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 on the proposed Order should contact Ms. Elizabeth Thayer at (916) 464-4671 or ethayer@waterboards.ca.gov. Interested parties may download the tentative Order 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 can 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 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/water_laws/. 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 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.



Kenneth D. Landau, Assistant Executive Officer

4 March 2011