



California Regional Water Quality Control Board Central Valley Region

Katherine Hart, Chair



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Attachment D to ACL Complaint No. R5-2011-0599

29 November 2010

Antonio & Mary Bettencourt
25771 Marsh Creek Road
Brentwood, CA 94513

COMMENTS ON 18 OCTOBER 2010 SEDIMENT CONTROL PLAN FOR PARCEL NUMBER 011-110-026, CONTRA COSTA COUNTY

Thank you for your timely submittal of the 18 October 2010 Sediment Control Plan (Plan) for assessors parcel number 011-110-026 (parcel). The Notice of Violation sent to you on 31 August 2010 requested this report, which was to describe actions being taken to prevent discharges of sediment from the parcel, as well as a schedule of implementation.

However, the Plan that was submitted to the California Regional Water Quality Control Board, Central Valley Region (Central Valley Water Board) in response to the NOV is not fully developed. Because the plan is incomplete, Central Valley Water Board staff cannot form any opinion regarding whether the proposed control measures will adequately protect water quality. I therefore request that you submit a revised plan, addressing the specific issues discussed below by **7 January 2011**.

Your current Plan states that you will attempt to reduce discharge flows, install a double sump drain system and monitor discharge flows for excessive turbidity. More detail is needed with regard to your plans to reduce sediment loads in discharges. The following are general comments regarding the Plan:

1. The Plan should include a detailed description of how discharge flows will be reduced.
2. The Plan should describe what a double sump drain system is, how it operates, and how it will effectively reduce the sediment load in discharges.
3. The Plan should describe how discharges will be monitored for excessive sediment loads and what actions will be taken if there is excess sediment in the discharge.

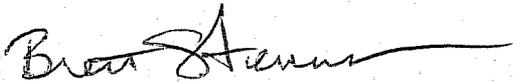
California Environmental Protection Agency

4. The Plan should include an engineering drawing or site figure depicting runoff flow directions, and the location of the sump drain system and any other sediment control measures.
5. The Plan should outline a schedule for implementing sediment control measures.
6. The Plan must be signed under the certification:

"I certify under penalty of law that to the best of my knowledge and belief, this document and any attachments submitted is true, accurate, and complete and was prepared by me or under my direction or supervision. I am aware that there are significant penalties for knowingly submitting false information."

You mentioned in your Plan that there are many other agricultural properties in your drainage area that may be contributing to sediment discharges to Discovery Bay. Central Valley Water Board staff recognizes that there likely are other agricultural dischargers, and rest assured we plan to conduct further inspections to monitor other discharges in your area. We also intend to conduct some general outreach to growers in your area to make them aware of the sediment discharge problem, and the likelihood of future complaints made by downstream residents.

If you have any questions regarding this letter, please contact me at (916) 464-4642 or via email at bstevens@waterboards.ca.gov.



Brett Stevens, Chief
Compliance & Outreach Unit
Irrigated Lands Regulatory Program

cc: Mike Wackman, San Joaquin County and Delta Water Quality Coalition