CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 99-058
NPDES PERMIT NO. CA0029912

REISSUING WASTE DISCHARGE REQUIREMENTS FOR:

CONTRA COSTA COUNTY, CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, CITY OF CLAYTON, CITY OF CONCORD, TOWN OF DANVILLE, CITY OF EL CERRITO, CITY OF HERCULES, CITY OF LAFAYETTE, CITY OF MARTINEZ, TOWN OF MORAGA, CITY OF ORINDA, CITY OF PINOLE, CITY OF PITTSBURG, CITY OF PLEASANT HILL, CITY OF RICHMOND, CITY OF SAN PABLO, CITY OF SAN RAMON, CITY OF WALNUT CREEK, which have joined to form the CONTRA COSTA CLEAN WATER PROGRAM.

The California Regional Water Quality Control Board, San Francisco Bay Region (hereinafter referred to as the Regional Board) finds that:

1. The Contra Costa County Flood Control and Water Conservation District, Contra Costa County and 16 incorporated cities in the County which include the City of Clayton, City of Concord, Town of Danville, City of El Cerrito, City of Hercules, City of Lafayette, City of Martinez, Town of Moraga, City of Orinda, City of Pinole, City of Pittsburg, City of Pleasant Hill, City of Richmond, City of San Pablo, City of San Ramon, and the City of Walnut Creek (hereinafter Dischargers) have joined to form the Contra Costa Clean Water Program (hereinafter the Program), and have submitted an NPDES permit application package dated June 30, 1998, for re-issuance of waste discharge requirements under the National Pollutant Discharge Elimination System (NPDES) to implement "A Stormwater Management Plan for the Contra Costa Clean Water Program" dated June 30, 1998 (hereinafter the Plan) to discharge stormwater runoff from storm drains and watercourses that its members own and/or operate.

2. The Dischargers have jurisdiction over and/or maintenance responsibility for their respective municipal separate storm drain systems and/or watercourses that they own and/or operate in Contra Costa County (see County map Attachment 1). The discharge consists of the surface runoff generated from various land uses in all the hydrologic sub-basins which discharge into water courses which in turn flow into San Francisco Bay (Bay) and San Joaquin Delta (Delta). The quality and quantity of these discharges varied considerably and are affected by hydrology, geology, land use, season, and sequence and duration of hydrologic events. Pollutants of concern in these discharges are: certain heavy metals; excessive rates of sediment production to stream channels due to anthropogenic activities; petroleum

hydrocarbons from sources such as used motor oil; microbial pathogens of domestic sewage and from illicit discharges, certain pesticides which may be associated with the risk of acute aquatic toxicity; excessive nutrient loads, which cause or contribute to the depletion of dissolved oxygen and/or toxic concentrations of dissolved ammonia; and, other pollutants that may cause aquatic toxicity in the receiving water.

3. The total population of Contra Costa County is approximately 880,000 based on the January 1, 1997 estimate by the State of California Department of Finance. Contra Costa County encompasses approximately 800 square miles. Land use in the county ranges from highly commercial and industrialized areas in the western portion (Rheem Creek watershed) and predominantly open space (Wildcat Creek watershed). In the central portion of the county, (Arroyo del Hambre Creek watershed) land use is predominantly agricultural and open space, and in the south central county, (Sam Ramon and Walnut Creek watersheds), residential uses dominate. There are also a number of other smaller watersheds located throughout the County. Most rainfall in the permit basin occurs in the winter months. This permit regulates a portion of Contra Costa County. The remainder is regulated by the Central Valley Regional Water Quality Control Board.

4. Section 402(p) of the federal Clean Water Act (CWA) requires NPDES permits for stormwater discharges from separate municipal storm drain systems, stormwater discharges associated with industrial activity (including construction activities), and designated stormwater discharges that are considered significant contributors of pollutants to waters of the United States. On November 16, 1990, the United States Environmental Protection Agency (hereinafter US EPA) published regulations (40 CFR Part 122) which prescribe permit application requirements for municipal separate storm drain systems pursuant to Section 402(p) of the CWA.

5. The application requirements that the Regional Board has determined to be applicable to the Dischargers include submittal of a proposed Plan to reduce the discharge of pollutants in stormwater to the maximum extent practicable and to effectively prohibit non-stormwater discharges into municipal storm drain systems and watercourses within the Dischargers' jurisdiction that they own and/or operate.

6. The permit application submitted by the Dischargers includes the Program's Stormwater Management Plan that describes a framework for management of stormwater discharges during the term of this permit. The title page and table of contents are attached to this Order. The Plan describes that Program's goals and objectives, legal authorities, management structure, funding, the annual reporting and program evaluations process, approach to watersheds and monitoring, and Performance Standards. The chapters of the Plan include the following elements:

a. Program Management
b. New Development and Construction Controls
c. Public Information and Industrial Outreach
d. Municipal Maintenance Activities
e. Inspection Activities
f. Illicit Discharge Control Activities
g. Monitoring and Special Studies, and
h. Watershed Management Activities.

Appendix "B1" contains the Program budget for Fiscal Year[1] 1999/2000.

7. The Plan and modifications or revisions to the Plan that are approved in accordance with Provision C.11 and C.12 of this Order, and the Annual Format to be submitted in accordance with the Plan and Provision C.5 of this Order are an integral and enforceable component of this Order.

8. Performance Standards represent the level of effort required of each Discharger in the Plan and have been included in the Plan as best management practices (BMPs). The specification of Performance Standards as BMPs also simplifies the task of determining if a Discharger is putting forth a level of effort which will control pollutants in stormwater discharges to the maximum extent practicable.

9. Each of the Dischargers is individually responsible for adopting and enforcing ordinances, implementing assigned BMPs to prevent or reduce pollutants in stormwater, and providing funds for capital, operation, and maintenance expenditures necessary to implement such BMPs for the storm drain system that it owns and/or operates. Assigned BMPs to be implemented by each Discharger are listed as Performance Standards in the Plan. Enforcement actions concerning this Order will, whenever necessary, be pursued only against the individual Discharger(s) responsible for specific violations of this Order.

10. The Regional Board adopted a revised Water Quality Control Plan for the San Francisco Bay Basin (Basin Plan) on June 21, 1995. This updated and consolidated plan represents the Regional Board's master water quality control planning document. The State Water Resources Control Board and the Office of Administrative Law approved the revised Basin Plan on July 21 and November 13 of 1995, respectively. A summary of the regulatory provisions is contained in Title 23 of the California Code of Regulations at Section 3912. The Basin Plan identifies beneficial uses and water quality objectives for surface waters in the Region, as well as effluent limitations and discharge prohibitions intended to protect those uses. This Order implements the plans, policies, and provisions of the Board's Basin Plan.

11. The Basin Plan lists the following existing beneficial uses that apply (depending on the specific receiving waters) for Central, Lower and South San Francisco Bay,

[1] The fiscal year begins on July 1st and ends on June 30th.

Suisun Bay, San Pablo Bay, their tributary streams and contiguous water bodies within the drainage basin as follows:

* Contact and non-contact Water Recreation
* Wildlife and Estuarine Habitat
* Preservation of Rare and Endangered Species
* Navigation
* Fish Spawning and Migration
* Shellfish Harvesting
* Industrial Service and Process Supply
* Groundwater Recharge
* Commercial and Sport Fishing
* Municipal Water Supply
* Warm and Cold Fresh Water Habitat
* Fresh Water Replenishment

12. The Regional Board considers stormwater discharges from the urban and developing areas in the San Francisco Bay Region, including Contra Costa County, to be significant sources of pollutants. Furthermore, the Region Board finds that there is a reasonable potential that municipal stormwater discharges are causing or contributing to an excursion above water quality standards for: a) copper, nickel, mercury, chlordane, DDT, dieldrin, diazinon, dioxin, and PCBs into Central San Francisco Bay, Carquinez Strait, San Pablo Bay, Sacramento San Joaquin Delta; and b) diazinon into Mt. Diablo Creek, Pine Creek, Pinole Creek, Rodeo Creek, San Pablo Creek, Wildcat Creek, and Walnut Creek.

13. It is not feasible at this time to establish numeric effluent limitations for pollutants in municipal stormwater discharges. Instead, the Provisions of this permit require implementation of BMPs to control and abate the discharge of pollutants in stormwater discharges.

14. The San Francisco Estuary Project, established pursuant to CWA Section 320, culminated in June of 1993 with completion of its Comprehensive Conservation and Management Plan (CCMP) for the preservation, restoration, and enhancement of the San Francisco Bay-Delta Estuary. The CCMP includes recommended actions in the areas of aquatic resources, wildlife, wetlands, water use, pollution prevention and reduction, dredging and waterway modification, land use, public involvement and education, and research and monitoring. Recommended action which may, in part, be addressed through implementation of the Dischargers' Plan include, but are not limited to, the following:

    - Action PO-2.1: Pursue a mass emission strategy to reduce pollutant discharges into the Estuary from point and non-point sources and to address the accumulation of pollutants in estuarine organisms and sediments.

- Action PO-2.4: Improve the management and control of urban runoff from public and private sources.

- Action PO-2.5: Develop BMPs to reduce pollutant loading from energy and transportation activities.

- Action LU-1.1: Local General Plans should incorporate watershed protection plans to protect wetlands and stream environments and reduce pollutants in runoff.

- Action LU 3.1: Prepare and implement Watershed Management Plans that include the complementary elements: 1) wetlands protection; 2) stream environment protection; and 3) reduction of pollutants in runoff.

- Action LU-3.2: Develop and implement guidelines for site planning and BMPs.

15. It is the Regional Board's intent that this Order shall ensure attainment of applicable water quality objectives and protection of beneficial uses of receiving waters. This Order, therefore, includes requirements to the effect that discharges shall not cause or contribute to violations of water quality objectives nor shall they cause certain conditions to occur which create a condition of nuisance or water quality impairment in receiving waters. Accordingly, the Regional Board is requiring that these requirements be addressed through the implementation of BMPs to reduce pollutants in stormwater as provided in Provisions C.1 through C.14 of this Order.

16. The Regional Board considers the Plan to be equivalent to a watershed management plan for the urbanized portions of Contra Costa County, as the Plan outlines effective and efficient implementation of appropriate BMPs for the most important sources of pollutants within the watersheds. In addition, this Order will phase in additions to the Dischargers' stormwater pollution prevention activities that will address excessive rates of sediment production to stream channels by conducting a creek inventory in Contra Costa County.

17. Federal, state, regional or local, entities within the Dischargers' boundaries, not currently named in this Order, operate storm drain facilities and/or discharge stormwater to the storm drains and watercourses covered by this Order. The Dischargers may lack legal jurisdiction over these entities under the state and federal constitutions. Consequently, the Regional Board recognizes that the Dischargers should not be held responsible for such facilities and/or discharges. The Regional Board's Executive Officer entered into an agreement with the City/County Association of Governments in the June 1994 that the Regional Board staff will take the lead in regulating the quality of stormwater runoff from the following: 1) Publicly Owned Treatment Works, 2) Municipal Landfills, and 3) the San Francisco International Airport and operations conducted by tenants and users

of this facility. The definition of separate municipal storm drain facilities in the Federal Stormwater Regulations may result in state or regional entities within Contra Costa County, not currently named in this Order, being designated as medium municipalities. Caltrans is a state agency that is currently designated as such an entity. The Regional Board issued a separate NPDES stormwater permit, No. CAS029998, to Caltrans in August 1994, and will consider issuing separate NPDES stormwater permits to other federal, state or regional entities within the District's boundaries that may not be subject to direct regulation by the Discharger. The State Board is considering issuing Caltrans a Statewide permit that will rescind all regional permits. Federal agencies are not subject to municipal stormwater requirements although they may be permitted as industrial Dischargers.

18. The action to adopt a NPDES permit is exempt from the provisions of the California Environmental Quality Act (Division 13 of the Public Resources Code, Chapter 3, Section 21100, et. seq.) in accordance with Section 13389 of the California Water Code.

19. The Regional Board will notify interested agencies and persons of the availability of reports, plans, and schedules, including Annual Reports, Work Plans, Performance Standards, and the Plan, and will provide them with an opportunity for a public hearing and/or opportunity to submit written views and recommendations. The Regional Board will consider all comments and may modify the reports, plans, or schedules or may modify this Order in accordance with the NPDES permit regulations. All submittals required by this Order conditioned with acceptance by the Executive Officer will be subject to these notifications, comment, and public hearing procedures.

20. The Regional Board has notified the Dischargers and interested agencies and interested persons of its intent to prescribe reissued waste discharge requirements and a reissued NPDES permit for this discharge and has provided them with an opportunity for a public hearing and an opportunity to submit their written views and recommendations.

21. The Regional Board, at a properly noticed public meeting, heard and considered all comments pertaining to the discharge.

22. It is the intention of the Regional Board that this Order supersedes Order No. 93-105.

23. This Order serves as a NPDES permit, pursuant to CWA Section 402, or amendments thereto, and shall become effective ten days after the date of its adoption provided the Regional Administrator, US EPA, Region IX, has no objection.

IT IS HEREBY ORDERED that the Dischargers, in order to meet the provisions contained in Division 7 of the California Water Code and regulations adopted thereunder and the provisions of the Clean Water Act as amended and regulations and guidelines adopted thereunder, shall comply with the following:

A. DISCHARGE PROHIBITIONS

1. The Dischargers shall, within their respective jurisdictions, effectively prohibit the discharge of non-stormwater (materials other than stormwater) into their storm drain systems and watercourses that they own and/or operate. NPDES permitted discharges are exempt from this prohibition. Non-polluted discharges are also exempt from this prohibition. Some examples of non-polluted discharges are landscape irrigation runoff that is not polluted with silt, fertilizer, herbicides or pesticides, non-polluted groundwater pumped discharge and once-through non-contact cooling water which has no chlorine residual. Compliance with this prohibition shall be demonstrated in accordance with Provision C.10 of this Order. Provision C.10 describes a tiered categorization of non-stormwater discharges based on potential for pollutant content.

2. The discharge of stormwater from a facility or activity that causes or contributes to a violation of Receiving Water Limitations is prohibited.

B. RECEIVING WATER LIMITATIONS

1. The discharge shall not cause the following conditions to create a condition of nuisance or to adversely affect beneficial uses of waters of the State:

   a. Floating, suspended, or deposited macroscopic matter, or foam;

   b. Bottom deposits or aquatic growths;

   c. Alterations of temperature, sediment load, nutrient load, dissolved oxygen which cause significant adverse impacts to native aquatic biota;

   d. Visible, floating, suspended, or deposited oil or products of petroleum origin, and/or

   e. Substances present in concentrations or quantities which cause deleterious effects on aquatic biota, wildlife, or waterfowl, or which render any of these unfit for human consumption.

2. The Discharge shall not cause or contribute to a violation of any applicable water quality standard for receiving waters contained in the California Ocean Plan or the Regional Board's Basin Plan. If different applicable water quality standards are

adopted after the date of adoption of this Order, the Board may revise and modify this Order as appropriate.

C. PROVISIONS

1. The Dischargers shall comply with Discharge Prohibition A.2 and Receiving Water Limitations B.1 and B.2 through the timely implementation of control measures and other actions to reduce pollutants in the discharge in accordance with the Plan and other requirements of this permit including any modifications or amendments developed pursuant to this Order. The Plan shall be designed to achieve compliance with Receiving Water Limitations B.1 and B.2. If exceedance(s) of water quality standards or water quality objectives (collectively WQSs) persist notwithstanding implementation of Plan, a Discharger shall assure compliance with Discharge Prohibitions and A.2 and Receiving Water Limitations B.1 and B.2 by complying with the following procedure:

   - Upon a determination by either the Discharger(s) or the Regional Board that discharges are causing or contributing to an exceedance of an applicable WQS, the Discharger(s) shall promptly notify and thereafter submit a report to the Regional Board that describes BMPs that are currently being implemented and additional BMPs that will be implemented to prevent or reduce any pollutants that are causing or contributing to the exceedance of WQSs. The report may be incorporated in the annual update to the Plan unless the Regional Board directs an earlier submittal. The report shall include an implementation schedule. The Regional Board may require modifications to the report;

   - Submit any modifications to the report required by the Regional Board within 30 days of notification;

   - Within 30 days following approval of the report described above by the Regional Board, the Dischargers shall revise that Plan and monitoring program to incorporate the approved modified control measures that have been and will be implemented, the implementation schedule, and any additional monitoring required;

   - Implement the revised Plan and monitoring program in accordance with the approved schedule.

   So long as Dischargers have complied with the procedures set forth above and are implementing the revised Plan, they do not have to repeat the same procedure for continuing or recurring exceedances of the same WQS unless directed by the Regional Board to develop additional control measures.

2. In accordance with Provision C.1 and Finding 12, the Dischargers shall submit a technical report acceptable to the Regional Board Executive Officer on exeedances

of WQSs for copper, nickel, mercury, chlordane, DDT, dieldrin, PCBs, dioxin, and diazinon. A draft scope of work, report outline, and budget for the report(s) shall be submitted by November 1, 1999. An interim draft report shall be submitted by April 1, 2000, and a final report shall be submitted by September 1, 2000. The reports shall include, but need not be limited to, the following:

a) Identification of potential sources for pollutants of concern that are found in stormwater discharges;

b) Evaluation of effectiveness of BMPs that are currently being implemented and additional BMPs that will be implemented to prevent or reduce the above listed pollutants that are causing or contributing to the exceedance of WQSs;

c) Characterization of representative drainage areas and stormwater discharges, including land-use characteristics, pollutant concentrations and forms; and loadings; and

d) A pollution prevention and control measures plan for pollutants listed above that is acceptable to the Executive Officer, which assigns responsibilities and establishes time schedules to implement pollutant reduction and control measures beginning no later than July 1, 2001. Upon approval by the Executive Officer, the revised control measures plan shall be incorporated into the Stormwater Management Plan.

3. **Stormwater Management Plan**: The Dischargers shall implement BMPs referred to as Performance Standards in the Plan, to reduce pollutants in stormwater discharges to the maximum extent practicable. The Plan shall serve as the framework for identification, assignment, and implementation of BMPs. The Dischargers shall begin implementing forthwith the Plan and shall subsequently demonstrate its effectiveness and provide for necessary and appropriate revisions, modifications, and improvements to reduce pollutants in stormwater discharges to the maximum extent practicable and as required by Provisions C.1 through C.14 of this Order.

4. **Performance Standards**: The Plan incorporates Performance Standards developed by the Dischargers. Performance Standards also referred to as BMPs, are intended to define the level of implementation necessary to demonstrate the reduction of pollutants in stormwater to the maximum extent practicable. Through a continuous improvement process, the dischargers will modify and improve current performance standards, as needed, to achieve reduction of pollutants in stormwater to the maximum extent practicable.

5. **Annual Reports**: The Dischargers shall submit an Annual Report, by September 1, of each year, documenting the status of the Program's and the Dischargers' activities during the previous fiscal year, including the results of a qualitative field level assessment of activities implemented by the Dischargers, and the performance of tasks contained in the Plan. The Annual Report shall include a compilation of deliverables and milestones completed as described in the Plan. In each Annual Report, the Dischargers may propose pertinent updates, improvements, or revisions to the Plan, which shall be complied with under this Order unless disapproved by the Executive Officer or acted upon in accordance with Provision C.11. As part of the Annual Report preparation process, each of the Dischargers shall conduct an overall evaluation of the effectiveness of its applicable activities described in the Plan. Direct and indirect measures of effectiveness may include, but are not limited to, conformance with established Performance Standards, quantitative monitoring to assess the effectiveness of BMPs, measurements of estimates of pollutant load reductions, detailed accounting of Program accomplishments, funds expended, and staff hours utilized. Methods to improve effectiveness in the implementation of tasks and activities, including development of new, or modifications of existing Performance Standards shall be identified where appropriate.

6. The Dischargers shall submit an annual report format by April 1 of each year for the annual report due on September 1, each year. The annual report format for Program agencies shall contain work plans for all deliverables due by September 1 each year. The Executive Officer may also require Discharger-specific work plans from any Discharger who appears to need a more methodical method of planning for, and implementing the Performance Standards and other requirements of this Order. The work plans shall consider the status of implementation of current year activities and actions of the Dischargers, problems encountered, and proposed solutions, and shall address any comments received from the Executive Officer on the previous year's Annual Report. The annual report format shall also include clearly defined tasks, responsibilities, and schedule for implementation of Program actions for the annual report due each September 1. The annual report format should also contain, a discussion of the development of new, or modifications of existing BMPs or Performance Standards.

7. The Program's annual report format shall be deemed to be final and incorporated into the Plan and enforceable under this Order as of July 1 of each year unless determined to be unacceptable by the Executive Officer. The Dischargers shall address any comments or conditions of acceptability received from the Executive Officer on the Program's annual report format, prior to the submission of their Annual Report on September 1 of each year, or at an earlier date if so specified by the Executive Officer, at which time the annual report format shall be deemed to be incorporated into the Plan and this Order, unless disapproved of by the Executive Officer.

8. **Monitoring Program**: The Dischargers shall submit, by September 1 of each year, an annual Monitoring Program Plan acceptable to the Executive Officer that supports the development and implementation and demonstrates the effectiveness of their Plan. The Monitoring Program Plan shall be designed to achieve the following objectives:

- Characterization of representative drainage areas and stormwater discharges, including land-use characteristics, pollutant concentrations, and mass loading;
- Assessment of existing or potential adverse impacts on beneficial uses caused by pollutants of concern in stormwater discharges, including an evaluation of representative receiving waters;
- Identification of potential sources of pollutants of concern found in stormwater discharges; and
- Evaluation of effectiveness of representative stormwater pollution prevention or control measures.

The Monitoring Program Plan shall include the following:

a. Provision for conducting and reporting the results of special studies conducted by the Dischargers which are designed to determine effectiveness of BMPs or control measures, define a Performance Standard or assess the adverse impacts of a pollutant or pollutants on beneficial uses.

b. Provisions for conducting watershed monitoring activities including: identification of major sources of pollutants of concern; evaluation of the effectiveness of control measures and BMPs; and use of physical, chemical and biological parameters and indicators as appropriate.

c. Identification and justification of representative sampling locations, frequencies and methods, suite of pollutants to be analyzed, analytical methods, and quality assurance procedures. Alternative monitoring methods in place of these (special projects, financial participation in regional, state, or national special projects or research, literature review, visual observations, use of indicator parameters, recognition and reliance on special studies conducted by other programs, etc.) may be proposed with justification. Alternative monitoring methods may include participation in Bay Area Stormwater Management Agencies Association's Monitoring Program or Projects. The Dischargers shall prepare a plan and conduct a Contra Costa County creek inventory as follows:

- All of the Dischargers shall develop jointly and submit by September1, 1999 a technical report acceptable to the Executive Officer, on existing creek inventory efforts and a plan to complete the creek inventory project.

- The Dischargers shall submit by September 1, 2000 a complete creek inventory and characterization report acceptable to the Executive. The report shall include environmental indicators as well as other relevant parameters of the creeks.

9. Contra Costa County, the City of Orinda, and the Town of Moraga , shall submit by September 1, 1999, a final report acceptable to the Executive Officer containing an evaluation of the management plan implemented to reduce adverse stormwater runoff discharge impacts to the drinking water quality of San Pablo and Upper San Leandro reservoirs owned and operated by East Bay Municipal Utility District.

10. a. **Non-Stormwater Discharges (Exempted Discharges):** In carrying out Discharge Prohibitions A.1 and A. 2 of this Order, the following non-stormwater discharges are not prohibited unless they are identified by the Discharger or the Executive Officer as sources of pollutants to receiving waters:

    - flows from riparian habitats or wetlands;
    - diverted stream flows;
    - springs;
    - rising groundwater; and
    - Uncontaminated groundwater infiltration.

    If any of the above categories of discharges, or sources of such discharges, are identified as sources of pollutants to receiving waters, then such categories or sources shall be addressed as conditionally exempted discharges in accordance with Provision C.10.b.

    b. **Conditionally Exempted Discharges:** The following non-stormwater discharges are not prohibited if they are either identified by the Discharger or the Executive Officer as not being sources of pollutants to receiving waters or if appropriate control measures to minimize the adverse impacts of such sources are developed and implemented under the Stormwater Management Plan in accordance with Provision C.10.c:

    - uncontaminated pumped groundwater;
    - foundation drains;
    - water from crawl space pumps;
    - footing drains;
    - air conditioning condensate;
    - irrigation water;
    - landscape irrigation;
    - lawn or garden watering;
    - planned and unplanned discharges from potable water sources;
    - water line and hydrant flushing;

- individual residential car washing; and
- discharges or flows from emergency fire fighting activities;
- dechlorinated swimming pool discharges.

c. The Dischargers shall identify and describe the categories of discharges listed in C.10.b which they wish to exempt from Prohibition A.1 in periodic submissions to the Executive Officer. For each such category, the Dischargers shall identify and describe as necessary and appropriate to the category either documentation that the discharges are not sources of pollutants to receiving waters or circumstances in which they are not found to be sources of pollutants to receiving waters. Otherwise, the Dischargers shall describe control measures to reduce pollutants that will eliminate the adverse impacts of such sources, procedures and Performance Standards for their implementation, procedures for notifying the Regional Board of these discharges, and procedures for monitoring and record management. Such submissions shall be deemed to be incorporated into the Plan unless disapproved by the Executive Officer or acted on in accordance with Provision C.11 and the NPDES permit regulations.

d. Permit Authorization for Exempted Discharges

i. Discharges of non-stormwater from sources owned or operated by the Dischargers are authorized and permitted by this Order, if they are in accordance with the conditions of this provision and the Plan.

ii. The Board may require dischargers of non-stormwater other than the Dischargers to apply for and obtain coverage under an NPDES permit and comply with the control measures developed by the Dischargers pursuant to Provision C.10. Non-stormwater discharges that are in compliance with such control measures may be accepted by the Dischargers and are not subject to Prohibition A.1.

iii. The Dischargers may propose, as part of their annual updates to the Plan under Provision C.5 of this Order, additional categories of non-stormwater discharges to be included in the exemption to Discharge Prohibition A.1. Such proposals are subject to approval only by modification of this permit.

11. It is anticipated that the Plan may need to be modified, revised, or amended from time to time to respond to changed conditions and to incorporate more effective approaches to pollutant control. Requests for changes may be initiated by the Executive Officer or by the Dischargers. Minor changes may be made with the Executive Officer's approval and will be brought to the Regional Board as information items and the Dischargers and interested parties will be notified accordingly. If proposed changes imply a major revision of the Plan, the Executive Officer shall bring such changes before the Regional Board as permit amendments and notify the Dischargers and interested parties accordingly.

12. This Order may be modified, or alternatively, revoked or reissued, prior to the expiration date as follows: a) to address significant changed conditions identified in the technical reports required by the Regional Board which were unknown at the time of the issuance of this Order; b) to incorporate applicable requirements of statewide water quality control plans adopted by the State Board or amendments to the Basin Plan approved by the State Water Resources Control Board; or c) to comply with any applicable requirements, guidelines, or regulations issued or approved under Section 402(p) of the CWA, if the requirement, guideline, or regulation so issued or approved contains different conditions or additional requirements not provided for in this Order. The Order as modified or reissued under this paragraph shall also contain any other requirement of the CWA then applicable.

13. Each of the Dischargers shall comply with all parts of the Standard Provisions contained in Appendix "A" of this Order.

14. This Order expires on July 21, 2004. The Dischargers must file a Report of Waste Discharge in accordance with Title 23, California Code of Regulations, not later than 180 days in advance of such date as application for reissuance of waste discharge requirements.

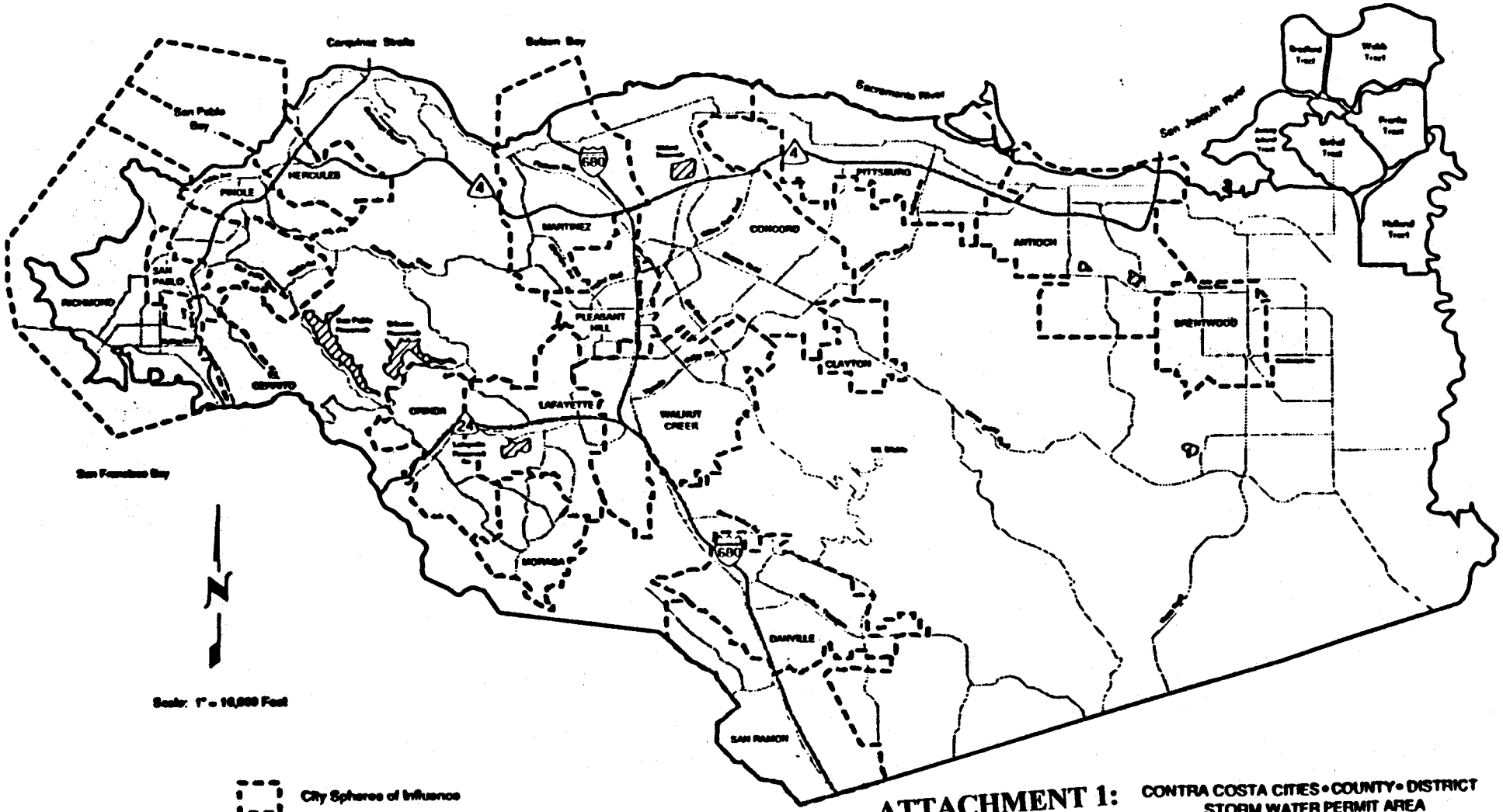
15. Order No. 93-105 is hereby rescinded.

I, Loretta K. Barsamian, Executive Officer, do hereby certify that 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 July 21, 1999.

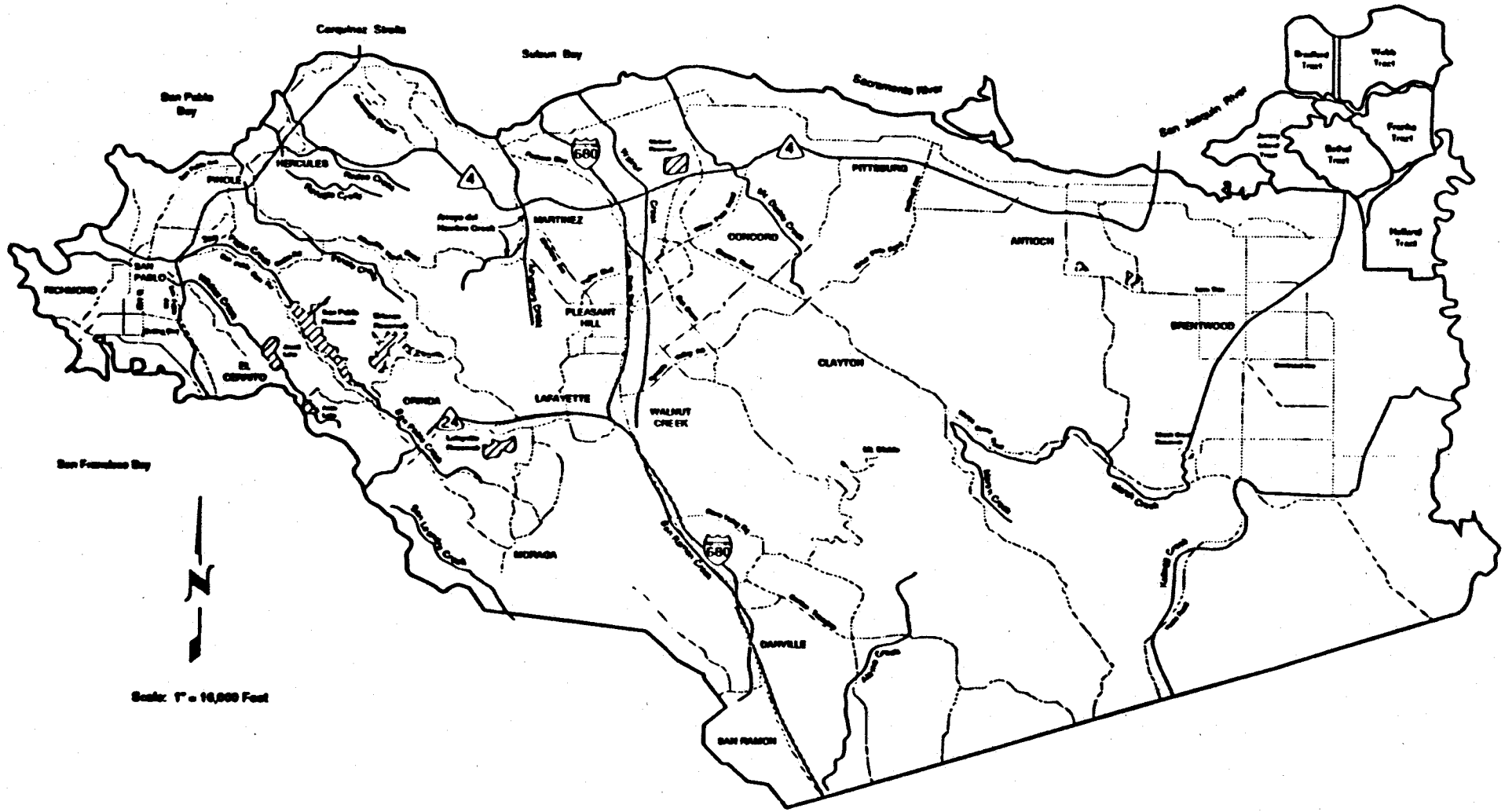
LORETTA K. BARSAMIAN
Executive Officer

APPENDIX A: Standard Provisions
APPENDIX B1: Program Budget for Fiscal Year 1999/2000

ATTACHMENTS: 1 – County Boundary Map
2 – Map Showing Major Surface Water Features
3 – Stormwater Management Plan: Title Page and Table of Contents.



ATTACHMENT 1: CONTRA COSTA CITIES • COUNTY • DISTRICT STORM WATER PERMIT AREA



ATTACHMENT 2: MAJOR SURFACE WATER FEATURES-CONTRA COSTA COUNTY

ATTACHMENT 3:

STORMWATER MANAGEMENT PLAN

1999 – 2004

1999

CONTRA COSTA CLEAN WATER PROGRAM

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APPENDIX B1: 1999/2000 FISCAL YEAR PROGRAM BUDGET

Item	DESCRIPTION	1999/2000 Budget
1	ADMINISTRATION	$ 498,291
2	TECHNICAL SUPPORT SERVICES	$ 15,000
3	PERMIT/COMPLIANCE ACTIVITIES	$ 49,000
	PROGRAMS	
4	Monitoring Activities	$ 230,000
5	Special Studies	$ 175,000
7	Inspection Activities	$ 45,000
8	Public Education & Industrial Outreach Activities	$ 487,872
9	New Development & Construction Related Activities	$ 15,000
10	Municipal Maintenance Activities	$ 20,000
11	Industrial/Commercial Related Activities	$ 43,000
11	GENERAL SERVICES & SUPPLIES	$ 7,500
12	CONTINGENCY	$ 14,763
	TOTAL PROGRAM COSTS	$1,600,426