CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER No. R2-2014-0019

RESCISSION OF WASTE DISCHARGE REQUIREMENTS for:

PACIFIC GAS & ELECTRIC COMPANY
SHELL POND
BAY POINT, CONTRA COSTA COUNTY

WHEREAS the California Regional Water Quality Control Board, San Francisco Bay Region (hereinafter "Regional Water Board"), finds that:

1. Pacific Gas & Electric Company (PG&E) owns and operates the Shell Pond, located at Bay Point in Contra Costa County.

2. On February 8, 2006, the Regional Water Board adopted National Pollutant Discharge Elimination System (NPDES) Permit No. CA0030082 for the PG&E Shell Pond through Order No. R2-2006-0010. The Order became effective on April 1, 2006. The Order permitted flow–through water from the adjacent slough to be circulated through the pond and then discharged into Suisun Bay. The system helped reduce pond salinity levels to enhance aquatic and wildlife habitat. The Regional Water Board also regulated mercury discharges from the Shell Pond under a separate permit for all wastewater dischargers in the region under NPDES Permit No. CA0038849, Order No. R2-2007-0077.

3. On November 20, 2011, PG&E ceased its ability to discharge to Suisun Bay after filling in the discharge canal and v-notch weir. Therefore, NPDES Permit No. CA0030082 can be rescinded, along with coverage for mercury discharges under NPDES Permit No. CA0038849. PG&E will continue to clean up the pond under California Department of Toxic Substances Control lead oversight.

4. Pursuant to Water Code §13389, rescissions of waste discharge requirements are exempt from the provisions of the California Environmental Quality Act.

5. The Regional Water Board notified PG&E and other interested agencies and persons of its intent to rescind the waste discharge requirements and provided an opportunity to submit written comments and participate in a public hearing.

6. The Regional Water Board, in a public meeting, heard and considered all comments pertaining to the rescission of the waste discharge requirements.

IT IS HEREBY ORDERED, pursuant to the Clean Water Act and Division 7 of the California Water Code, and the regulations, plans, and policies adopted thereunder, that effective on the date of adoption of this Order, Order No. R2-2006-0010 (NPDES Permit No. CA0030082) is hereby rescinded, except for enforcement purposes. Likewise, PG&E's coverage under the provisions of NPDES Permit No. CA0038849, Order No. R2-2007-0077, is hereby rescinded, except for enforcement purposes.

I, Bruce H. Wolfe, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an order adopted by the California Regional Water Quality Control Board, San Francisco Region, on May 14, 2014.

Digitally signed by Bruce H. Wolfe
DN: cn=Bruce H. Wolfe, o=SWRCB, ou=Region 2, email=bwolfe@waterboards.ca.gov, c=US
Date: 2014.05.15 09:23:32 -07'00'

Bruce H. Wolfe
Executive Officer