

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

RESOLUTION NO. 83-3

WAIVING WASTE DISCHARGE REQUIREMENTS
FOR SPECIFIC TYPES OF DISCHARGE

- I. WHEREAS, Water Code Section 13260(a) requires that any person discharging wastes or proposing to discharge wastes within the region, other than to a community sewer system, that could affect the quality of the waters of the state, shall file a report of waste discharge; and
- II. WHEREAS, the Regional Water Quality Control Board, San Francisco Bay Region, (hereinafter Board), has a statutory obligation to prescribe waste discharge requirements except where a waiver is not against the public interest pursuant to California Water Code Section 13269; and
- III. WHEREAS, waiving requirements for certain specific types of waste discharge is not against the public interest because it avoids unnecessary expenditures of Board resources; and
- IV. WHEREAS, many types of waste discharges have a relatively insignificant adverse effect on the waters of the state; and
- V. WHEREAS, many waste dischargers are willing to self-regulate their discharges and thereby protect the waters of the state; and
- VI. WHEREAS, many waste dischargers are effectively regulated by local government or other state agencies; and
- VII. WHEREAS, state-of-the-art makes significant improvements in specific types of discharges unreasonable; and
- VIII. WHEREAS, this Regional Board has determined that there are no State mandated local costs under Section 2231 of the Revenue and Taxation Code as a result of this resolution because such regulation is not an executive regulation by virtue of Section 2209 of the Revenue and Taxation Code; and
- IX. WHEREAS, this Regional Board has prepared a negative declaration in accordance with the California Environmental Quality Act (Public Resources Code, Section 21000 et seq.) and the State guidelines, and the Board determines that there will be no substantial adverse change in the environment as a result of the project; and
- X. WHEREAS, the Board on April 20, 1983, held a hearing in Oakland, California, and considered all evidence concerning this matter:
- XI. THEREFORE BE IT RESOLVED, that the California Regional Water Quality Control Board, San Francisco Bay Region, waives waste discharge requirements for the specific types of waste discharges shown on the attachment to this resolution except for those dischargers for which waste discharge requirements have been adopted;
- XII. BE IT FURTHER RESOLVED, that the Boards adopts the Negative Declaration prepared for this project and directs the Executive Officer to file all appropriate notices; and

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III. BE IT FURTHER RESOLVED, that this action waiving waste discharge requirements is conditional and may be terminated for any type of discharge or any specific discharger at any time.

I, FRED H. DIERKER, Executive Officer, do hereby certify the foregoing is a full, true and correct copy of a Resolution adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on April 20, 1983.



FRED H. DIERKER
Executive Officer

TYPE OF WASTE DISCHARGE	CRITERIA	REFERENCES, REMARKS, ETC.
Air conditioner, cooling and elevated temperature waters	Discharges that do not contain biocides or constituents of concern and which will not change temperature of receiving waters (a) more than 5°F for freshwater habitats or (b) more than 4°F for Coastal Waters, Enclosed Bays or Estuaries and are also otherwise in compliance with the State's "Thermal Plan".	See Basin Plan Temperature Objective page 3-4 for freshwater habitat SWRCB's "Water Quality Control for Control of Temperature in Appendix A of Basin Plan, for surface waters.
2. Drilling Muds	Discharge to sump with two feet of freeboard. Sump must be dried by evaporation or pumping; drilling mud may remain in sump only if discharger demonstrates that it is nontoxic. Sump area shall be restored to pre-construction state within 60 days of completion or abandonment of well.	Best Management Practice (BMP). (See definition of BMP on last page of Attachment as footnote
3. Dredging with either land or aquatic disposal.	Where dredging is performed in conformance with Board agreement with Corps of Engineers; for land disposal no nuisance shall be created from disposal spoils or return flows; and return flows settleable matter shall be less than 1.0 ml/l-hr.	See Resolution No. 80-70; Basin Plan page 4-31.
Group 3 solid wastes	Good disposal practices where erodible materials cannot be carried to waters of the state.	See SWRCB's "Waste Discharge Requirements for Nonseverable Waste Disposal to Land". May also be regulated by Fish and Game Code Section 5650.
5. Test pumpings of fresh water wells.	When assurances are provided that pollutants are neither present nor added and the well is not part of a groundwater cleanup project.	
6. Surface runoff (wet or dry weather).	Where no water quality problems are expected; no pollutants requiring federal NPDES permit are present; and from industrial plant or plant associated areas where there is no potential (i.e. storage, handling, or transfer) for contact with process wastes, raw materials, toxic or hazardous pollutants (e.g. office buildings and accompanying parking lots).	Resolution No. 78-5; BMP
7. Erosion from development.	Where local government effectively carries out a Board approved erosion control program.	For local program guidelines, see Basin Plan, "Erosion and Sediment Control", page 4-32.
Pesticide rinse waters from applicators.	Where discharger (applicator) complies with SWRCB's guidelines.	See SWRCB's "Pesticide Guidance Document" dated Feb. 10, 1982.

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9. Confined animal wastes.	Where discharger complies with SWRCB and Regional Board Guidelines.	See SWRCB's "Minimum Guidelines for Animal Waste Management;" also Regional Board's Res. Nos. 74-11 and 77-5 for dairies.
10. Minor stream channel alterations.	Where regulated by Department of Fish and Game agreements under Fish and Game Code Sections 1600-1603.	BMP
11. Sand, gravel, and quarry operations.	Where all operations and wash waters are confined to land; operating under local permit.	BMP; Board reviews via local permit process under Surface Mining and Reclamation Act of 1975.
12. Small metals mining operations and metal recover operations.	Where all operations are confined to land, no toxic materials are utilized in recovery operations.	BMP.
13. Swimming pool discharges (including filter backwash water)	Water contains no constituents of concern; residual chlorine is 0.0 mg/l upon discharge to surface waters.	
14. Food processing wastes spread on land	Where an operating/maintenance plan has been approved by the Executive Officer.	Operating/maintenance plan for surface runoff; protects groundwaters; and minimizes odor and vector nuisance potential.
15. Agricultural commodity wastes	Small, seasonal, and confined to land and where an operating/maintenance plan has been approved by the Executive Officer.	See No. 14. above
16. Construction activities (e.g. dewatering).	Where activity is located in areas removed from waterways and little impact on surface or groundwaters is expected.	BMP.
17. Industrial wastes utilized for soil amendments.	Where industry demonstrates nontoxic content of industrial waste; BMP agricultural applications used; and records submitted of amounts utilized.	
18. Timber harvesting	Operating under a County or State approved Timber Harvesting Plan.	
19. Minor hydro projects	Operating under water rights permit from SWRCB or Fish and Game agreements and no water quality impacts expected.	See No. 10 above.
20. Projects where application for Water Quality Certification is required (e.g. marina complexes, etc.)	Where project is not expected to have a significant water quality effect; project complies with Fishery Agencies agreements; or where applicant agrees to certain project	BMP

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20. cont... Water Quality Certification..	conditions and stipulations to mitigate and/or prevent water quality impacts.																	
21. Irrigation return water.	Local irrigation return water in quantities and qualities consistent with good irrigation practices.	Applies only to irrigation return waters originating in Region; for Suisun Marsh, see Basin Plan Prohibition 3, page 4-5; BMP.																
22. Septic tank/leachfield systems.	Where discharger has County permit and said permit has been issued in conformance with conditions of Board resolution waiving need for Reports of Waste Discharge for individual septic tank/leachfield system in that county.	<p><u>Current Board Waiver Resolutions</u></p> <table border="1"> <thead> <tr> <th data-bbox="1162 575 1243 602">County</th> <th data-bbox="1377 575 1474 602">Res. No.</th> </tr> </thead> <tbody> <tr> <td data-bbox="1162 615 1252 642">Alameda</td> <td data-bbox="1377 615 1495 642">512, 80-9</td> </tr> <tr> <td data-bbox="1162 655 1317 682">Contra Costa</td> <td data-bbox="1377 655 1430 682">83-2</td> </tr> <tr> <td data-bbox="1162 695 1219 722">Napa</td> <td data-bbox="1377 695 1414 722">596</td> </tr> <tr> <td data-bbox="1162 735 1243 762">Solano</td> <td data-bbox="1377 735 1430 762">83-1</td> </tr> <tr> <td data-bbox="1162 774 1243 802">Sonoma</td> <td data-bbox="1377 774 1414 802">599</td> </tr> <tr> <td data-bbox="1162 814 1300 842">Santa Clara</td> <td data-bbox="1377 814 1414 842">600</td> </tr> <tr> <td data-bbox="1162 854 1276 882">San Mateo</td> <td data-bbox="1377 854 1430 882">81-9</td> </tr> </tbody> </table>	County	Res. No.	Alameda	512, 80-9	Contra Costa	83-2	Napa	596	Solano	83-1	Sonoma	599	Santa Clara	600	San Mateo	81-9
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23. Individual waste treatment systems with subsurface disposal utilizing mound or evapotranspiration design.	Where discharger has County permit and said permit has been issued in conformance with conditions of Board Resolution waiving need for Reports of Waste Discharge for individual waste treatment and disposal systems utilizing mound or evapotranspiration design based upon SWRCB's Guidelines for said systems. Limited County pilot programs for mound and evapotranspiration systems may be approved by the Executive Officer.	No routine use of mound or evapotranspiration systems are approved as of this Resolution. See SWRCB's "Guidelines for Mound Systems" or "Guidelines for Evapotranspiration Systems" (both Jan. '80) and Regional Board "Minimum Guidelines for the Control of Individual Wastewater Treatment & Disposal Systems" (dated April '79).																
24. Class II injection well operations in the exploration and production for oil, gas, and geothermal resources.	Where discharger files application with Cal. Div. of Oil and Gas; underground injection will not impair present or future beneficial uses of groundwaters; there is no surface discharge other than nontoxic produced well water; and site will be restored to pre-construction state within 60 days of completion or abandonment of well.	See SWRCB Memorandum of Agreement with Cal. Dept. of Conserv./Div. of Oil and Gas dated Aug. 24, 1982; and EJS memo dated Nov. 16, 1982. re: MOA.																
25. Winery operations with subsurface and/or surface disposal.	Subsurface: where permitted by County Health Officer under waiver resolution from Regional Board. Surface: Only in Counties with program approved by the Regional Board.	See individual County waivers, etc. in items 22 and 23 above. See Memorandum of Understanding of December 1982 for Napa County winery surface disposal.																