

State of California  
Regional Water Quality Control Board  
Santa Ana Region

September 19, 2014

STAFF REPORT

**ITEM:** \*9

**SUBJECT:** Amending Order No. R8-2014-0001, General Waste Discharge Requirements for Postclosure Maintenance at Closed Class II Non-landfill (Surface Impoundments and Waste Piles) Waste Management Units within the Santa Ana Region, Order No. R8-2014-0070

**DISCUSSION:**

On March 14, 2014, the Regional Board adopted Order No. R8-2014-0001, general waste discharge requirements for postclosure maintenance at closed Class II, non-landfill Waste Management Units.

This Order amends Order No. R8-2014-0001 to delete the financial assurance requirements from Order No. R8-2014-001, consistent with Title 27, California Code of Regulations, for closed Class II Waste Management Units.

**RECOMMENDATION:**

Adopt Order No. R8-2014-0070 as presented.

**Comments were solicited from the following entities:**

Angela Basquez, CalRecycle ([Angela.Basquez@CalRecycle.ca.gov](mailto:Angela.Basquez@CalRecycle.ca.gov))  
Danny Morgan, Ameron International ([dmorgan@ameron.com](mailto:dmorgan@ameron.com))  
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**ORDER NO. R8-2014-0070**

**AMENDING ORDER NO. R8-2014-0001, GENERAL WASTE DISCHARGE REQUIREMENTS  
FOR POSTCLOSURE MAINTENANCE  
AT CLOSED CLASS II NON-LANDFILL WASTE MANAGEMENT UNITS  
(SURFACE IMPOUNDMENTS AND WASTE PILES)  
WITHIN THE SANTA ANA REGION**

The California Regional Water Quality Control Board, Santa Ana Region (hereinafter Regional Board), finds that:

1. On March 14, 2014, the Regional Board adopted Order No. R8-2014-0001, general waste discharge requirements for postclosure maintenance at closed Class II, non-landfill Waste Management Units.
2. This Order amends Order No. R8-2014-0001 to delete the financial assurance requirements from Order No. R8-2014-001, consistent with Title 27, California Code of Regulations, for closed Class II Waste Management Units.
3. This project involves the amendment of existing WDRs for existing facilities, and as such, is exempt from the California Environmental Quality Act (Public Resources Code, Section 21100 et seq.) in accordance with Section 15301, Chapter 3, Title 14, California Code of Regulations.
4. The Regional Board has notified the dischargers and interested agencies and persons of the Board's intent to amend Order No. R8-2014-0001, and has provided them with an opportunity to submit their written views and recommendations.
5. The Regional Board, in a public meeting, heard and considered all comments pertaining to the proposed amendment of the existing waste discharge requirements for Class II, non-landfill Waste Management Units

IT IS HEREBY ORDERED THAT Order No. R8-2014-0001 be amended as follows:

1. Delete Provision C.11 from Order No. R8-2014-0001:

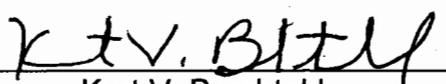
11. ~~The Dischargers shall obtain and maintain Financial Assurances for any potential corrective actions and for the post-closure maintenance of the closed Units. The Dischargers shall demonstrate financial responsibility by establishing an irrevocable fund for post-closure maintenance and any needed corrective action, and must maintain the funding until the end of the Post-Closure Maintenance Period in accordance with Title 27, §§ 21900 et seq. Financial assurance requirements for post-closure maintenance and corrective action are outlined under Title 27, § 22212 and § 22222, respectively.~~
2. Make the following changes to Table A of Monitoring and Reporting Program No. R8-2014-0001:

**TABLE A**  
**MONITORING AND REPORTING SCHEDULE**

<b>Task Description</b>	<b>Monitoring Period</b>	<b>Report Due Date</b>
Semi-Annual Site Inspection	Apr. 1 – Sep. 30	Apr. 30 of each year
	Oct. 1 – Mar. 31	
Semi-Annual Groundwater Monitoring	Apr. 1 – Sep. 30	Apr. 30 of each year
	Oct. 1 – Mar. 31	
Annual Summary Report	Apr. 1 – Mar. 31	April 30 of each year
Financial Assurance	Post-Closure	<del>Within 120 days of adoption of the Order</del>

3. All other terms and conditions of Order No. R8-2014-001 shall remain unchanged.

I, Kurt V. Berchtold, 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, Santa Ana Region, on September 19, 2014.

  
Kurt V. Berchtold  
Executive Officer