



California Regional Water Quality Control Board
Central Valley Region



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19 July 2010

Mr. Jeff Maupin, Operations Manager
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NOTICE OF APPLICABILITY (NOA); LOW THREAT GENERAL WASTE DISCHARGE REQUIREMENTS ORDER NO. R5-2008-0081; ELK GROVE WATER SERVICE MAINTENANCE PROJECT; SACRAMENTO COUNTY

Our office received a Notice of Intent (NOI) on 3 March 2010 from the Elk Grove Water Service, hereafter referred to as Discharger. Based on the information in the NOI, staff of the Central Valley Regional Water Quality Control Board (Central Valley Water Board) has determined that the project meets the required conditions for approval under the *Waste Discharge Requirements for Dewatering and Other Low Threat Discharges to Surface Waters* (Low Threat General Order). This project is hereby assigned Low Threat General Order No. R5-2008-0081-059 and National Pollutant Discharge Elimination System (NPDES) Permit No. CAG995001. Please reference the unique Order No. R5-2008-0081-059 in all future correspondence and documents.

The Low Threat General Order (enclosed) may also be viewed at the following web address: http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/general_orders/r5-2008-0081.pdf. You are urged to familiarize yourself with the contents of the entire document. The Low Threat General Order prescribes mandatory discharge monitoring requirements. The project activities shall be operated in accordance with the requirements contained in this NOA, the Low Threat General Order, and with the information submitted by the Dischargers.

CALIFORNIA TOXIC RULE / STATE IMPLEMENTATION POLICY MONITORING

The Low Threat General Order incorporates the requirements of the California Toxic Rule (CTR) and the State Water Resources Control Board's (State Water Board), *Policy for Implementation of Toxic Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California*, 2005, also known as the State Implementation Policy (SIP).

Section 5.3 of the SIP allows "exceptions from meeting the Priority Pollutant criteria/objectives if determined to be necessary to implement control measures..." The Dischargers qualified for the SIP exception in Section 5.3 and are not required to conduct Priority Pollutant (CTR constituent) sampling. Dischargers authorized to discharge under this Low Threat General Order who have been granted an exception to the priority pollutant criteria and objectives in the SIP, must provide certification by a qualified biologist that the beneficial uses of the receiving water have been restored upon completion of the discharge.

California Environmental Protection Agency

PROJECT DESCRIPTION

The Elk Grove Water Service distribution system is located in southern Sacramento County, bounded by Sheldon Road to the north, Grant Line Road to the southeast, and Highway 99 to the southwest. The Discharger proposes to discharge potable water from fire hydrants and activities associated with routine maintenance of their water distribution system. Potable water will be dechlorinated prior to discharging into surface waters. This permit also covers future discharges associated with any expansion of the Dischargers' water distribution system, for example, new supply wells and potable water pipelines.

The proposed discharge flow will be less than 0.25 million gallons per day. Each discharge will be for a duration of less than one hour for flushing operations of the fire hydrants. The discharge will enter into the local stormwater system that will directly discharge into White Horse Creek, Laguna Creek and Elk Grove Creek, all tributaries of Morrison Creek, tributary of the Sacramento River.

MONITORING AND REPORTING

All Dischargers must notify Central Valley Water Board staff 24 hours before the start of each new discharge, as soon as noncompliance is anticipated, and when the discharge ceases. This is a water supply project with numerous discharge points. Therefore, the Discharger was required to submit a Pollution Prevention and Monitoring and Reporting Program (PPMRP) with the NOI. The PPMRP submitted by the Discharger complies with Attachment H and with Sections I, IX, and X of Attachment E of the Low Threat General Order, and is hereby approved.

Effluent and receiving water analytical monitoring shall be conducted as described in the approved PPMRP and the results submitted to the Central Valley Water Board on a quarterly basis unless specified otherwise. However, any new information that was not addressed in the original approved Pollution Prevention and Monitoring Reporting Plan (PPMRP) must be documented in a revised PPMRP. The Discharger must submit quarterly reports, as described in Attachment E, Section X, even if there is no discharge or receiving water flow during the reporting quarter, until the Discharger formally requests that coverage under this Order be terminated.

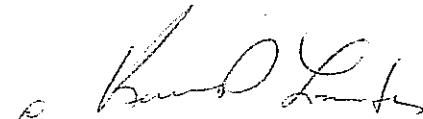
GENERAL INFORMATION AND REQUIREMENTS

The required annual fee (as specified in the annual billing you will receive from the State Water Resources Control Board) shall be submitted until the discharge is terminated. The Discharger must notify the Central Valley Water Board in writing if the discharge regulated by this Low Threat General Order is no longer necessary, so we may terminate applicability of this Low Threat General Order and avoid additional and unnecessary billing.

ENFORCEMENT

Failure to comply with the Low Threat General Order may result in enforcement actions, which could include civil liability. Effluent limitation violations are subject to a Mandatory Minimum Penalty (MMP) of \$3,000 per violation. Late reports are subject to an MMP of \$3,000 per each period of 30 days late. If you have no discharge during a quarterly monitoring period, you must still submit a report indicating that no discharge occurred, or you may be subject to civil liability.

All monitoring report submittals, notification of the beginning and end of discharge, and questions regarding compliance and enforcement shall be directed to Spencer Joplin at (916) 464-4660 or sjoplin@waterboards.ca.gov. Questions regarding the permitting aspects of this Low Threat General Order, and requests for termination of coverage under this Order, may be directed to Mike Negrete at (916) 464-4662 or mnegrete@waterboards.ca.gov.


for Pamela C. Creedon
Executive Officer

Enclosure: General Order No. R5-2008-0081 (Discharger only)

cc: Mr. Dave Smith, U.S. Environmental Protection Agency, Region IX, San Francisco
Mr. Phil Isorena, Division of Water Quality, State Water Board, Sacramento