

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION
11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

PUBLIC HEARING
concerning

Consideration of an Administrative Civil Liability Order
for

CITY OF MANTECA
SAN JOAQUIN COUNTY

A tentative Administrative Civil Liability (ACL) Order is proposed for consideration by the Regional Water Quality Control Board, Central Valley Region (hereafter Regional Board), in the amount of \$207,000 to be issued to the City of Manteca (hereafter Discharger) for violations of Waste Discharge Requirements (WDR) Order No. R5-2004-0028 (NPDES No. CA0081558), pursuant to California Water Code (CWC) section 13385, which authorizes the imposition of Administrative Civil Liability.

The Discharger owns and operates the City of Manteca Wastewater Quality Control Facility, which provides sewerage service to the City of Manteca. Treated municipal wastewater is discharged to the San Joaquin River, a water of the United States, and part of the Sacramento-San Joaquin Delta.

The tentative ACL Order includes the assessment of mandatory penalties, pursuant to CWC section 13385 (h) and (i) for violations of effluent limitations from 9 February 2005 through 28 February 2006. A detailed list of all effluent violations is included in Attachment A of the tentative ACL Order.

A supplemental environmental project (SEP), proposed by the Discharger to offset a portion of the penalty, is included in the tentative ACL Order. The proposed SEP, with a total budget of \$111,000, will be administered by River Partners and involves planting 5,300 linear feet of wildlife habitat on the west side of the abandoned/decommissioned Army Corps of Engineers levees on the Hagemann Unit of the San Joaquin River National Wildlife Refuge. Details of the SEP proposal are provided in Attachment B of the tentative ACL Order.

A **formal** public hearing concerning this matter will be held during the Regional Board meeting, which is scheduled for:

DATE: 7/8 December 2006
TIME: 8:30 AM
PLACE: CV-RWQCB Board Room
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

The designated parties for this hearing are as follows:

- Staff of Central Valley Regional Board
- City of Manteca

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested persons and not designated parties. Such interested persons may request status as a designated party for purposes of this hearing by submitting such request in writing to the Regional Board no later than **13 November 2006**. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.

Persons wishing to comment on this noticed hearing item must submit testimony, evidence, and/or comments in writing to the Regional Board no later than **13 November 2006**. Written testimony, evidence, or comments submitted after **13 November 2006** will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party.

All designated parties and interested persons may speak at the Regional Board meeting, and are expected to summarize their written submittals orally. Oral testimony and cross-examination will be limited in time by the Board Chair.

Anyone having questions on the proposed Administrative Civil Liability Order should contact Mr. Barry Hilton at (916) 464-4762. Interested parties may download the proposed Order and related documents from the Regional Board's Internet website at <http://www.waterboards.ca.gov/centralvalley/tentative/>. Copies of these documents can also be obtained by contacting or visiting the Regional Board's office at 11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114 weekdays between 8:00 a.m. and 5:00 p.m.

The procedures governing Regional Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq. and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code section 11500 et seq. The procedures may be obtained by accessing http://www.waterboards.ca.gov/water_laws/. Information on meeting and hearing procedures is also available on the Regional Board's website at http://www.waterboards.ca.gov/centralvalley/board_meetings/mtgprocd.html or by contacting any one of the Regional Board's offices. Questions regarding such procedures should be directed to Ms. Janice Tanaka at (916) 464-4839.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Janice Tanaka at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

NOTICE OF PUBLIC HEARING
CITY OF MANTECA
WASTEWATER QUALITY CONTROL FACILITY
SAN JOAQUIN COUNTY

Please bring the above information to the attention of anyone you know who would be interested in this matter.

Original Signed by _____
KENNETH D. LANDAU, Assistant Executive Officer

13 October 2006