

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

ORDER NO. R5-2007-TENTATIVE

RESCISSION OF CEASE AND DESIST ORDER NO. 95-080
AND SPECIAL ORDER NO. 99-056
FOR
CITY OF BIGGS
WASTEWATER TREATMENT PLANT
BUTTE COUNTY

The California Regional Water Quality Control Board, Central Valley Region (hereafter Regional Water Board), finds that:

1. On 28 April 1995, the Regional Board adopted Cease and Desist Order (CDO) No. 95-080, for the City of Biggs (hereafter Discharger) for violating Waste Discharge Requirements Order No. 95-002.
2. On 11 June 1999, the Regional Board adopted Special Order No. 99-056, amending CDO No. 95-080, for the Discharger, for violating CDO No. 95-080.
3. From 1992 through 1995 Regional Board staff documented a number of violations of Waste Discharge Requirements Order No. 95-002, including discharge of waste which exceeded the Dischargers waste discharge requirements for biochemical oxygen demand (BOD), total suspended solids (TSS), and coliform. CDO Order No. 95-080 required the Discharger to cease and desist from discharging waste in violation of Order No. 95-002, submit a facility plan to determine inadequacies of the current wastewater treatment plant, submit plans and specifications for construction of facility improvements, complete the facility improvements, and submittal of quarterly progress reports.
4. The Discharger could not meet the requirements of CDO Order No. 95-080, and the Regional Board adopted Special Order No. 99-056, which amended the compliance dates for the original CDO (Order No. 95-080).
5. The Discharger has implemented all conditions of the CDO and Special Order and has achieved compliance with CDO No. 95-080 and Special Order No. 99-056. The Discharger has installed three plug flow rock filters and has installed a permanent chlorination/dechlorination facility at the wastewater treatment plant.
6. Since October of 2005, there have only been two daily effluent violations noted for total coliform exceedances. During this time, there have been no exceedances of BOD or TSS.
7. Issuance of this Order is exempt from the provisions of the California Environmental Quality Act (Public Resources Code, Section 21000, et seq.), in accordance with Section 15321 (a)(2), Title 14, California Code of Regulations.

8. The Board has notified the Discharger and interested agencies and persons of its intent to rescind Cease and Desist Order No. 95-080 and Special Order No. 99-056 and has provided them with an opportunity for a public hearing and an opportunity to submit their written views and recommendations.
9. The Regional Board, in a public meeting, heard and considered all comments and evidence pertaining to this matter.

IT IS HEREBY ORDERED that Cease and Desist Order No. 95-080 and Special Order No. 99-056 are rescinded.

I, PAMELA C. CREEDON, Executive Officer, do hereby certify that the foregoing in a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Central Valley Region on_____.

PAMELA C. CREEDON, Executive Officer