

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION
1685 E Street, Fresno, California 93706

PUBLIC HEARING
concerning

**RESCISSION OF CEASE AND DESIST ORDER NO. R5-2001-104
AND REVISED WASTE DISCHARGE REQUIREMENTS
FOR
CITY OF PORTERVILLE
WASTEWATER TREATMENT FACILITY
TULARE COUNTY**

The City of Porterville (Discharger) owns and operates a wastewater treatment facility (WWTF). On 27 April 2001, the Regional Water Board adopted Cease and Desist Order (CDO) No. R5-2001-104, which imposed a time schedule by which the Discharger was to provide for sufficient disposal capacity and evaluate groundwater degradation beneath its Reclamation Area. The Discharger completed all tasks outlined in the CDO except for Task 5 (evaluation of groundwater cleanup alternatives). The Discharger failed to submit a cleanup proposal, but rather has implemented several management practices intended to prevent further degradation of groundwater, including increasing the land available for irrigation, and decreasing the amount of effluent allowed to percolate.

The Regional Water Board will consider rescission of CDO No. R5-2001-104 and adoption of revised Waste Discharge Requirements (WDRs) for this Facility, which includes preparation of a comprehensive Wastewater Management Plan for reuse of wastewater with extraction and use of groundwater from areas with elevated concentrations of waste constituents to ensure that groundwater quality is restored and protected.

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

DATE: 6/7 March 2008
TIME: 8:30 a.m.
PLACE: Regional Water Quality Control Board, Central Valley Region
11020 Sun Center Dr., Suite #200
Rancho Cordova, CA 95670

The designated parties for this hearing are as follows:

- Staff of Central Valley Regional Water Board
- City of Porterville

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 Water Board no later than **15 February 2008**. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.

The draft order to rescind the CDO and tentative WDRs were issued for comment on 16 January 2008. Persons wishing to comment on this noticed hearing item must submit testimony, evidence, if any, and/or comments in writing to the Regional Water Board no later than **5: p.m. on 15 February 2008**. Written evidence or comments submitted after **5:00 p.m. on 15 February 2008** 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 Water Board meeting, and are expected to orally summarize their written submittals. Oral testimony and cross examination will be limited in time by the Board Chair

Anyone having questions on the tentative WDRs or rescission of CDO No. R5-2001-104 should contact Ms. Katie Carpenter at (559) 445-5551. Interested parties may download the proposed Orders and related documents from the Regional Water Board's internet website at <http://www.waterboards.ca.gov/rwqcb5/tentative>. Copies of these documents can also be obtained by contacting or visiting the Regional Water Board's office at 1685 "E" Street, Fresno, California, 93706, weekdays between 8:00 a.m. and 5:00 p.m.

The procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq. and are 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/index.html. Information on meeting and hearing procedures is also available on the Regional Water Board's website at http://www.waterboards.ca.gov/rwqcb5/board_meetings/mtgprocd.html or by contacting any one of the Board's offices. Questions regarding such procedures should be directed to Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Kiran Lanfranchi-Rizzardi 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.

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

LOREN J. HARLOW, Assistant Executive Officer