

ITEM: 12

SUBJECT: Malaga County Water District, Malaga Wastewater Treatment Facility, Fresno County

BOARD ACTION: 1. *Consideration of NPDES Permit Renewal*  
2. *Consideration of new Cease and Desist Order*

BACKGROUND: The Malaga County Water District (Discharger) owns and operates a sanitary sewer collection system and the Malaga Wastewater Treatment Facility (WWTF), a publicly owned treatment works. The Discharger provides sewerage service to domestic and industrial users for the unincorporated community of Malaga and serves a population of approximately 1,000. The WWTF discharges secondary treated effluent to 36 acres of evaporative/percolation ponds and tertiary treated effluent to Fresno Irrigation District's Central Canal, a water of the United States.

Discharges from the WWTF are currently regulated by Waste Discharge Requirements (WDRs) Order No. 99-100. The tentative WDRs will authorize an increase in the discharge flow to the Central Canal from 0.35 mgd to 0.45 mgd and contain new effluent limitations for chlorodibromomethane, dichlorobromomethane, bromoform, and ammonia. The flow limitation (i.e., 0.85 mgd) to the evaporative/percolation ponds will remain unchanged from the WDRs Order No. 99-100. The tentative WDRs contain a compliance schedule and interim performance-based effluent limitations for chlorodibromomethane, dichlorobromomethane, bromoform, and ammonia.

The Regional Water Board adopted Cease and Desist Order (CDO) No. 5-01-001 for violations of WDRs Order No. 99-100. The tentative CDO would rescind CDO No. 5-01-001 and require the Discharger to address the significant gap that exists between the actual treatment and disposal capacity and the design treatment and disposal capacity. Flow limitations in the tentative WDRs generally reflect the design capacity.

The tentative WDRs and CDO were circulated for public comment on 14 December 2007 and 4 January 2008, respectively. Written comments on the tentative WDRs were received from the Central Valley Clean Water Association. Regional Water Board staff have

responded to the comments and those responses are included in the agenda package.

ISSUES: Significant issues precipitating the proposal of a Cease and Desist Order are discussed in detail in the Staff Report.

Mgmt. Review \_\_\_\_\_  
Legal Review \_\_\_\_\_

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