

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

11020 Sun Center Drive #200, Rancho Cordova, CA 95670

NOTICE OF PUBLIC HEARING

concerning

**CONSIDERATION OF ORDER AMENDING
WASTE DISCHARGE REQUIREMENTS R5-2008-0154
(NPDES NO. CA0079138)**

For

**CITY OF STOCKTON
REGIONAL WASTEWATER CONTROL FACILITY
SAN JOAQUIN COUNTY**

The City of Stockton (Discharger) owns and operates the Regional Wastewater Control Facility (Facility) that provides sewerage service for the City of Stockton, Port of Stockton and surrounding unincorporated areas of San Joaquin County, serving a population of approximately 326,000. The Facility is currently authorized to discharge up to 55 million gallons per day (MGD) of tertiary-treated municipal wastewater to the San Joaquin River, within the Sacramento-San Joaquin Delta. The United States Environmental Protection Agency and the Central Valley Regional Water Quality Control Board (Central Valley Water Board) have classified this discharge a major discharge.

Discharges from the Facility are currently regulated by Waste Discharge Requirements Order R5-2008-0154 (NPDES Permit), issued by the Central Valley Water Board on 23 October 2008. On 1 June 2011, the Superior Court for Sacramento County entered a judgment and peremptory writ of mandate in the matter of *City of Tracy v. State Water Resources Control Board* (Case No. 34-2009-8000-392-CU-WM-GDS) (Tracy Decision), ruling that the South Delta salinity objectives shall not apply to the City of Tracy and other municipal dischargers in the South Delta area pending reconsideration of the South Delta salinity objectives and adoption of a proper program of implementation that includes municipal dischargers. The Superior Court for Sacramento County entered a judgment and peremptory writ of mandate in the matter of *City of Stockton v. State Water Resources Control Board and California Regional Water Quality Control Board for the Central Valley Region* (Case No. 34-2010-80000488-CU-WM-GDS) (Stockton Decision), ruling that the City of Stockton is a municipal discharger within the meaning of the Tracy Decision and the Central Valley Water Board is ordered to modify the NPDES Permit. Therefore, an Order amending the NPDES Permit is proposed to remove the electrical conductivity effluent limitations and rationale based on the South Delta salinity objectives in accordance with the Stockton Decision.

A public hearing concerning this matter will be held during the Central Valley Water Board meeting scheduled for:

DATE: 27/28 March 2014
TIME: 8:30 a.m.
PLACE: Central Valley Regional Water Quality Control Board Room
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

The designated parties for this hearing are as follows:

- City of Stockton representatives

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 Central Valley Water Board no later than **5:00 p.m. on 21 February 2014**. 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 shall submit testimony, evidence, if any, and/or comments in writing to the Central Valley Water Board no later than **5:00 p.m. on 21 February 2014**. Written evidence or comments submitted after **5:00 p.m. on 21 February 2014** 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 Central Valley 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 regarding the hearing item should contact Kari Holmes at (916) 464-4843 or kari.holmes@waterboards.ca.gov. Interested parties may download the tentative Order and related documents from the Central Valley Water Board's Internet website at http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/. Copies of these documents can also be obtained by contacting or visiting the Central Valley Water 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 final meeting agenda will be available at http://www.waterboards.ca.gov/centralvalley/board_info/meetings/ at least 10 days before the meeting. The agenda will provide the specific date the Board Meeting will be held for this item, indicate the anticipated order of all agenda items, and may include staff revisions to the proposed order(s).**

The procedures governing Central Valley 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 Central Valley 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/laws_regulations/. Information on meeting and hearing procedures is also available on the Central Valley Water Board's website at http://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.shtml or by contacting any one of the Central Valley Water 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.

ORIGINAL SIGNED BY

KENNETH D. LANDAU, Assistant Executive Officer

21 January 2014