

ITEMS 22

SUBJECT Local Agency Management Programs (LAMPs) to regulate Onsite Wastewater Treatment Systems (OWTS) in the following counties:
a. Colusa County, Colusa County Environmental Health Department
b. El Dorado County, El Dorado County Environmental Health Department
c. Kern County, Kern County Environmental Health Department
d. Stanislaus County, Stanislaus Division of Environmental Health
e. Tehama County, Tehama County Environmental Health Department

BOARD ACTION Consideration of Resolutions Approving LAMPs

BACKGROUND: The State Water Board has adopted the *Water Quality Control Policy for Siting, Design, Operation, and Maintenance of Onsite Wastewater Treatment Systems (OWTS Policy)*. The purpose of the *OWTS Policy* is to allow the continued use of OWTS while protecting water quality and public health. The *OWTS Policy* recognizes that local agencies can provide the most effective means to manage OWTS on a routine basis.

The *OWTS Policy* functions as a general waiver of waste discharge requirements. All owners of OWTS that meet the requirements of the *OWTS Policy*, including any OWTS regulated by a LAMP, do not need to submit a report of waste discharge or receive waste discharge requirements issued by the Board.

The *OWTS Policy* requires a greater degree of local monitoring, and sets the following risk-based tiers for existing, new, and replacement OWTS:

Tier 0: Applies to properly-functioning OWTS that are not impacting water quality.

Tier 1: Sets strict criteria for new and replacement OWTS. These criteria apply if a local agency has *not* adopted ordinances to implement a LAMP.

Tier 2: Sets criteria for local agencies that want to develop site-specific local agency management programs (LAMPs) to regulate OWTS within their jurisdictions. Local agencies whose LAMPs are approved by the appropriate Regional Board will regulate OWTS according to their LAMPs in lieu of implementing the Tier 1 standards.

Tiers 3 and 4: Apply specific standards to OWTS that may be affecting impaired surface waters or to OWTS that are failing.

The *OWTS Policy* required local agencies to submit draft LAMPs to the Board for review by 13 May 2016, and requires the Board to approve LAMPs by 13 May 2017. During the Board’s review, staff work with the local agency and solicit comments from the Division of Drinking Water (DDW) to ensure that LAMP requirements, including proposed setbacks and notifications to local water purveyors, meet the requirement of the *OWTS Policy*. After the Board’s approval, local agencies must begin implementing LAMPs by 13 May 2018.

a	Colusa County LAMP: On 13 May 2016, the Colusa County Environmental Health Department submitted a draft LAMP. On 25 May 2016, State Water Board Division of Drinking Water concurred that the draft meets minimum requirements for notifications in the <i>OWTS Policy</i> . On 20 July 2016, Central Valley Water Board staff discussed comments on the draft with the Environmental Health Director and resolved issues. The LAMP is sufficient to meet objectives of the <i>OWTS Policy</i> and Board staff recommends adoption of the resolution approving the LAMP.
b	El Dorado County LAMP: On 13 May 2016, the El Dorado County Community Development Agency Environmental Management Division (EMD) submitted a draft LAMP. On 15 September 2016, DDW concurred with the proposed setbacks and notifications, contingent on a pending workshop. On 6 September 2016, Central Valley Water Board staff and EMD completed discussions on the formal draft LAMP and checklist. The LAMP is sufficient to meet objectives of the <i>OWTS Policy</i> and Board staff recommends adoption of

	the resolution approving the LAMP.
c	Kern County LAMP: On 13 May 2016, the Kern County Public Health Services, Environmental Health Division (Kern County EHD) submitted a draft LAMP to the Board. On 19 July 2016, Board staff discussed comments on the draft with the Environmental Health Director and solicited comments from Regions 3, 4, and 6. Region 4 declined to comment. On 15 September 2016, DDW concurred that the draft LAMP meets minimum requirements for proposed setbacks and notifications in the <i>OWTS Policy</i> , contingent upon an appropriate workshop to be held by 13 May 2018 to define public agency responsibilities and procedures. On 20 December 2016 Kern County EHD submitted a revised LAMP that addressed comments from Regions 3 and 6, and on 5 January 2017 Regions 3 and 6 concurred with the revised LAMP. The LAMP is sufficient to meet objectives of the OWTS Policy and Board staff recommends adoption of the resolution approving the LAMP.
d	Stanislaus County LAMP: On 10 May 2016, the Stanislaus County Department of Environmental Resource submitted a draft LAMP. On 3 June 2016, the State Water Board Division of Drinking Water concurred that the draft meets minimum requirements for notifications in the OWTS Policy. On 11 October 2016, Central Valley Water Board staff discussed comments on the draft with the Environmental Health Director and resolved issues. The LAMP is sufficient to meet objectives of the OWTS Policy and Board staff recommends adoption of the resolution approving the LAMP.
e	Tehama County LAMP: On 26 April 2016, the Tehama County Environmental Health Department submitted an informal draft LAMP, and solicited staff's comments. On 5 May 2016, the Tehama County Environmental Health Department submitted a draft LAMP that addressed comments. On 11 May 2016, State Board Division of Drinking Water concurred that the draft meets minimum requirements for notifications in the OWTS Policy. The LAMP is sufficient to meet objectives of the OWTS Policy and Board staff recommends adoption of the resolution approving the LAMP.

RECOMMENDATION: Adopt the proposed resolutions approving Local Agency Management Programs and waiving waste discharge requirements.

Mgmt. Review RDB Colusa County

Legal Review PEP

Mgmt. Review RDB El Dorado County

Legal Review PEP

Mgmt. Review SJH Kern County

Legal Review PEP

Mgmt. Review RDB Stanislaus County

Legal Review PEP

Mgmt. Review BJS Tehama County

Legal Review PEP

8/9 June 2017

Central Valley Regional Water Quality Control Board Meeting

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