

Central Valley Regional Water Quality Control Board

6 March 2018

WDID: 5A459002001

Mr. Andrew W. Steinberg
Vice President, Operations
Lyondell Environmental Custodial Trust
35 E. Wacker Drive, Suite 1550
Chicago, IL 60601

CERTIFIED MAIL:
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TENTATIVE RESCISSION OF WASTE DISCHARGE REQUIREMENTS ORDER R5-2003-0039 (NPDES PERMIT NO. CA0084212) AND CEASE AND DESIST ORDER R5- 2003-0051, BULLY HILL AND RISING STAR MINES, SHASTA COUNTY

TO ALL CONCERNED PERSONS AND AGENCIES:

Enclosed is a tentative order to rescind Waste Discharge Requirements Order R5-2003-0039 (NPDES Permit No. CA0084212) and Cease and Desist Order R5-2003-0051 for the Lyondell Environmental Custodial Trust's (Discharger) Bully Hill and Rising Star Mines (Facility) in Shasta County. A Public Hearing has been scheduled at the Central Valley Regional Water Quality Control Board (Central Valley Water Board) to consider adoption of the tentative rescission order at its **30 May/1 June 2018** Board Meeting. Please post the enclosed Notice of Public Hearing by **9 March 2018** at the following locations:

- The entrance to the Facility;
- The nearest city hall or county courthouse; and
- The post office nearest to the Facility (if allowed)

To verify the Notice of Public Hearing has been posted, a completed copy of the enclosed Proof of Posting form must be sent to Central Valley Water Board's Redding office by **13 March 2017**.

Any comments or recommendations concerning the tentative order must be submitted in writing to the Central Valley Water Board's Redding office by **5 pm on 5 April 2018**. Written materials submitted after this date and time will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party. Please note that the tentative documents will receive internal legal and management review during the public comment period.

To conserve resources, a paper copy of the tentative documents is only provided to the Discharger. Interested persons can view the tentative documents on the Central Valley Water Board's web site at:

www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/

Documents copies can also be obtained by contacting or visiting the Central Valley Water Board's Redding office at 364 Knollcrest Drive, Suite 205, Redding, California, weekdays between 8:00 a.m. and 5:00 p.m.

If you have any questions regarding the proposed order, the scheduling of the public hearing, or the above requirements please contact Jeremy Pagan of my staff at (530) 224-4850, jeremy.pagan@waterboards.ca.gov, or at the footer address.



Bryan J. Smith, P.E.
Supervising Water Resource Control Engineer

JMP: ck

Enclosures: Notice of Public Hearing (4 copies)
Proof of Posting Form
Tentative Order

cc w/o encl: USEPA, Region IX, San Francisco
US Army Corp of Engineers, Sacramento
US Fish and Wildlife Service, Sacramento
CA Department of Water Resources, North Region, Red Bluff
State Water Resources Control Board, Division of Drinking Water, Redding
CA Department of Fish & Wildlife, Region 1, Redding
Shasta County Department of Resource Management, Environmental Health
Division, Redding

cc w/o encl: Peter Kozelka, USEPA Region IX, San Francisco
via email Diana Messina, State Water Resources Control Board, Sacramento
John Andrews, VESTRA, Redding