

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

**NOTICE OF PUBLIC HEARING**

concerning

**RESCISSION OF WASTE DISCHARGE REQUIREMENTS  
ORDER NO. R5-2013-0105 (NPDES NO. CA0078174)**

**FOR  
CALMAT COMPANY DBA VULCAN MATERIALS COMPANY,  
SANGER SAND AND GRAVEL PLANT  
FRESNO COUNTY**

CalMat Company dba Vulcan Materials (Discharger) owns and operates the Sanger Sand and Gravel Plant (Facility) in Fresno County. On 26 July 2013, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted Waste Discharge Requirements Order R5-2013-0105 (NPDES No. CA0078174) to regulate the discharge from the Facility to the Kings River, a water of the United States.

The Central Valley Water Board adopted the General Order for Limited Threat Discharges to Surface Water, Order R5-2016-0076, NPDES No. CAG995002 (Limited Threat General Order) on 14 October 2016 for discharging limited threat wastewater to waters of the United States. On 2 January 2018, the Discharger submitted a Notice of Intent application for coverage under the Limited Threat General Order. Based on the Discharger's water quality data and application package, the discharge is eligible for coverage under Tier 1B of the Limited Threat General Order. Consequently, the Executive Officer intends to issue a Notice of Applicability to the Discharger, to enroll the Facility in the Limited Threat General Order. With the Facility fully covered under the Limited Threat General Order, the Facility will no longer require coverage under individual Order R5-2013-0105.

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

DATE: 31 May/1 June 2018  
TIME: 8:30 a.m. or 9:00 a.m.  
PLACE: Central Valley Water Board  
11020 Sun Center Drive, #200  
Rancho Cordova, CA 95670-6114

The designated parties for this hearing are as follows:

- CalMat Company dba Vulcan Materials Company
- Elizabeth Baun
- Darrell Delavan

Designated parties, but not interested persons 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. Central Valley Water Board staff will prepare the administrative record, and may present evidence, make an oral presentation and cross-examine opposing witnesses.

Interested persons may not cross examine witnesses, and will not be subject to cross examination. Interested persons may submit evidence (e.g., photographs, eye-witness testimony, monitoring data) if the evidence is submitted in accordance with the deadlines for submitting evidence described below. Interested persons who present evidence may be subject

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to cross-examination. Interested persons may request status as a designated party for purposes of this hearing by submitting such a request in writing to the Central Valley Water Board no later than **23 April 2018**. The request must explain the basis for status as a designated party, and, in particular, how the person is affected by the discharge.

The notification for the planned rescission of Waste Discharge Requirements Order R5-2013-0105 was mailed on **16 March 2018**. Persons or parties wishing to comment on this item must submit testimony, evidence, if any, and/or comments in writing to the Central Valley Water Board no later than **23 April 2018**. Testimony, evidence, and/or written comments submitted after **23 April 2018** will not be accepted and will not be incorporated into the administrative record absent a ruling by the Board Chair. A person or party requesting to submit late materials must demonstrate good cause for the late submission, and the Board Chair must find that the late submission would not prejudice the Central Valley Water Board or any designated party.

All designated parties and interested persons may speak at the Central Valley Water Board hearing and are expected to orally summarize their written submittals. Oral testimony and cross examination will be limited in time by the Board Chair. Both designated parties and interested persons may be asked to respond to clarifying questions from Board members, counsel staff, or others at the discretion of the Central Valley Water Board.

Anyone having questions on the proposed rescission should contact Jeff Robins at (559) 445-5976 or at [Jeff.Robins@waterboards.ca.gov](mailto:Jeff.Robins@waterboards.ca.gov). Persons or parties may download Waste Discharge Requirements Order R5-2013-0105 (NPDES No. CA0078174), the Limited Threat General Order, and related documents from the Central Valley Water Board's Internet website at:

[http://www.waterboards.ca.gov/centralvalley/board\\_decisions/adopted\\_orders/](http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/)

Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's office at 1685 "E" Street, Fresno, California 93706, 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/](http://www.waterboards.ca.gov/centralvalley/board_info/)

at least ten days before the meeting. The agenda will provide the dates the hearing will be held and indicate the anticipated order of agenda items.

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/](http://www.waterboards.ca.gov/laws_regulations/)

Information on meeting and hearing procedures is also available on the Central Valley Water Board website at:

[http://www.waterboards.ca.gov/centralvalley/board\\_info/meetings/mtgprocd.shtml](http://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.shtml)

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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 Clay L. Rodgers*

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CLAY L. RODGERS, Assistant Executive Officer

16 March 2018