

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
COLORADO RIVER BASIN REGION

ORDER NO. 77-41

ENFORCEMENT ORDER FOR ISSUANCE OF A TIME SCHEDULE  
FOR  
CITY OF WESTMORLAND  
Imperial County

ORDER DIRECTING CITY OF WESTMORLAND TO COMPLY WITH REQUIREMENTS  
PRESCRIBED BY THE CALIFORNIA REGIONAL WATER QUALITY CONTROL  
BOARD, COLORADO RIVER BASIN REGION, IN ORDER NO. 74-23 (REVISED)  
(NPDES\* NO. CA0104515).

The California Regional Water Quality Control Board, Colorado River Basin  
Region, finds that:

1. This Board on April 11, 1974 adopted Order No. 74-23 (NPDES  
Permit No. CA0104515), which was revised on January 26, 1977,  
prescribing waste discharge requirements including a compliance  
time schedule for the City of Westmorland in accordance with  
the statutory requirements of the Federal Water Pollution  
Control Act and the California Water Code. The NPDES permit  
contains a compliance date of April 1, 1976, for achieving the  
effluent limitations as required by the Federal Act.
2. Evidence has been submitted which documents that the require-  
ments contained in Order No. 74-23 (Revised) cannot be achieved  
for the following major reasons:
  - a. City of Westmorland completed construction of a secondary  
wastewater treatment plant in 1972.
  - b. Upon placing the above plant in operation, it was found  
that excessive infiltration and inflow resulted in plant  
influent considerably above plant design flow.
  - c. In response to a time schedule established by the Regional  
Board in Order No. 74-23, adopted April 11, 1974, for the  
reduction of infiltration and inflow by April 1, 1976, City  
of Westmorland completed an infiltration and inflow study  
dated March 1975, and a supplemental study was completed  
in December 1976.

\*NPDES means National Pollutant Discharge Elimination System

*Cancelled  
Superior  
7/15/78*

- d. The above studies show that infiltration and inflow cannot be substantially reduced, cost effectively, and that additional plant clarifier capacity is needed. The Environmental Protection Agency approved a grant for design on July 8, 1976. Five percent of design was completed on January 12, 1977.
3. City of Westmorland has submitted a new time schedule to achieve the requirements contained in Order No. 74-23 (Revised).
  4. This Board has notified City of Westmorland and interested agencies and persons of its intent to adopt a new time schedule for compliance by City of Westmorland.
  5. This Board in a public hearing heard and considered all comments pertaining to City of Westmorland's ability to achieve compliance.

IT IS HEREBY ORDERED, that in accordance with California Water Code Section 13300, City of Westmorland shall comply with the following time schedule:

<u>Task</u>	<u>Compliance Date</u>	<u>Report of Compliance Date</u>
Complete final construction plans and specifications	June 1, 1977	June 15, 1977
Begin construction	November 1, 1977	November 15, 1977
Complete construction	June 1, 1978	June 15, 1978
Full compliance	July 1, 1978	July 15, 1978

This Order expires on July 15, 1978.

This Board declares that it does not intend to undertake further enforcement action to bring City of Westmorland into compliance with final effluent limitations by April 1, 1976, as contained in Order No. 74-23 (Revised), provided:

1. City of Westmorland complies fully with all terms of this Order and the time schedule contained in this Order;
2. City of Westmorland complies fully with all terms of Order No. 74-23, except as affected by the provisions of this Order;

3. Circumstances do not occur which would warrant modification of Order No. 74-23 or time schedule; and
4. Circumstances do not occur which would warrant an action under Section 504 of the Federal Water Pollution Control Act.

The action taken by this Board pertaining to the time schedule does not preclude the possibility of actions to enforce the permit by third parties pursuant to Section 505 of the Federal Water Pollution Control Act.

This Order shall become effective 10 days after date of its adoption provided the Regional Administrator, Environmental Protection Agency, has no objections. If the Regional Administrator objects to its issuance, this Order shall not become effective until such objection is withdrawn.

I, Arthur Swajian, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Colorado River Basin Region, on May 18, 1977.

*Arthur Swajian*

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Executive Officer