

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
COLORADO RIVER BASIN REGION

ORDER NO. 77-43
ENFORCEMENT ORDER FOR ISSUANCE OF A TIME SCHEDULE
FOR
CITY OF NEEDLES
San Bernardino County

ORDER DIRECTING CITY OF NEEDLES TO COMPLY WITH REQUIREMENTS
PRESCRIBED BY THE CALIFORNIA REGIONAL WATER QUALITY CONTROL
BOARD, COLORADO RIVER BASIN REGION, IN ORDER NO. 74-1
(NPDES*PERMIT NO. CA0104205).

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

1. This Board on March 14, 1974, adopted Order No. 74-1
(NPDES Permit No. CA0104205) prescribing waste discharge
requirements including a compliance time schedule for
the City of Needles 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 July 1, 1977, for achieving the
effluent limitations as required by the Federal Act.
2. Evidence has been submitted which documents that the
requirements contained in Order No. 74-1 cannot be
achieved for the following major reasons:
 - a. City of Needles submitted the final Wastewater
Facilities Plan, Final Environmental Impact Report,
and proposed Revenue and Financing Program to the State
Water Resources Control Board for consideration on
February 25, 1977.
 - b. The City expects to submit a Step II grant application
to the State Water Resources Control Board shortly.
 - c. Design and Construction cannot be completed prior to
the July 1, 1977, compliance date.

*NPDES means National Pollutant Discharge Elimination System.

3. City of Needles has submitted a new time schedule to achieve the requirements contained in Order No. 74-1.
4. This Board has notified City of Needles and interested agencies and persons of its intent to adopt a time schedule for compliance by the City of Needles.
5. This Board in a public hearing heard and considered all comments pertaining to City of Needles ability to achieve compliance.

IT IS HEREBY ORDERED, that in accordance with California Water Code, Section 13300, the discharger 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 17, 1977	June 30, 1977
Begin construction	November 21, 1977	November 30, 1977
Complete construction	May 20, 1978	May 31, 1978
Achieve full compliance	June 15, 1978	June 30, 1978

This Order expires on June 30, 1978.

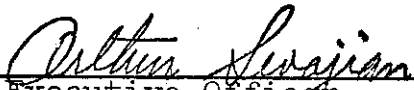
This Board declares that it does not intend to undertake further enforcement action to bring City of Needles into compliance with final effluent limitations by July 1, 1977, as contained in Order No. 74-1 provided:

1. City of Needles complies fully with all terms of this order and the time schedule contained in this Order;
2. City of Needles complies fully with all terms of Order No. 74-1 except as affected by the provisions of this Order;
3. Circumstances do not occur which would warrant modifications of Order No. 74-1 or of this 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 ten (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.


Executive Officer