

NOTICE OF PUBLIC HEARING

CEASE AND DESIST ORDER R7-2012-0024
IN THE MATTER OF
NILAND SANITARY DISTRICT, OWNER/OPERATOR
OF WASTEWATER TREATMENT PLANT
FOR DISCHARGES OF EFFLUENT THAT EXCEED THE LIMITATIONS
FOR COPPER IN VIOLATION OF BOARD ORDER R7-2008-0020
(NPDES PERMIT NO. CA0104451)

Niland Sanitary District (Discharger) owns and operates a sewage collection and disposal system and provides sewerage service to the City of Niland. The wastewater treatment plant (WWTP), located at 125 West Alcott Road, Niland, Imperial County, is designed to treat municipal wastewater flows of up to 0.5 million gallons per day (MGD). On November 19, 2008, the California Regional Water Quality Control Board, Colorado River Basin Region (Regional Board) adopted Waste Discharge Requirements (WDRs), and a National Pollutant Discharge Elimination System (NPDES) Permit to regulate the discharge of treated municipal wastewater to the "R" Drain. The Permit is assigned NPDES Permit CA0104451, Board Order R7-2008-0020.

The treated wastewater does not meet effluent discharge limits specified in the WDRs for copper. Therefore, the Discharger has been in chronic violation of effluent discharge limitation for copper, resulting in the accumulation of mandatory minimum penalties for violations of the effluent limitations.

On March 1, 2012, the Discharger in a letter to the Assistant Executive Officer (AEO) requested that the time schedule for the completion date to be extended by five years to December 31, 2015 in order to secure funding for the design and construction of the WWTP improvements. This Order R7-2012-0024 supersedes CDO R7-2009-0007 adopted January 22, 2009.

Pursuant to California Water Code section 13301, draft Cease and Desist Order R7-2012-0024 is proposed to be adopted by the Regional Board to set forth actions that the Discharger shall take to correct or prevent discharges of waste that are in violation of Board Order R7-2008-0020 with respect to the effluent discharge limitations for copper.

A public hearing on this matter will be held as follows:

Date of Hearing:	September 20, 2012
Time:	9:00 a.m.
Location:	California Regional Water Quality Control Board Colorado River Basin Region Board Room 73-720 Fred Waring Drive, Suite 100 Palm Desert, CA 92260

During the hearing, the public and any other person interested in this matter can provide the Regional Water Board with comments on this tentative Order.

Persons wishing to file written comments on, or objections to, the tentative Cease and Desist Order are requested to do so within 30 days of the date of this Notice so that the Regional Board may consider the comments.

Comments must be mailed to the following address:

California Regional Water Quality Control Board
Colorado River Basin Region
73-720 Fred Waring Drive, Suite 100
Palm Desert, CA 92260

Copies of tentative CDO R7-2011-0058 are available on the Regional Board's website at:
http://www.waterboards.ca.gov/coloradoriver/board_decisions/

A copy of the draft Cease and Desist Order may be obtained from the Regional Board Office. Please contact Doug Wylie at (760) 776-8960 for any questions regarding this matter. Please bring this notice to the attention of anyone you think would be interested in this matter.

For any person who is disabled and requires special accommodations to participate in this Regional Board hearing, please contact Hilda Vasquez at (760) 776-8950 no later than 10 days before the scheduled hearing date.