The California Regional Water Quality Control Board, Lahontan Region (Water Board) finds:

1. **Discharger**
The Adelanto Public Utility Authority (hereinafter referred to as “Discharger”) owns and operates wastewater collection, treatment, and disposal facilities within the City of Adelanto. The Discharger’s wastewater treatment facility is currently permitted to discharge up to 4.0 million gallons per day (mgd) of treated wastewater.

2. **Facilities and Permit History**
The Discharger had two wastewater treatment facilities that were each permitted separately:
   a. The Adelanto Domestic Wastewater Treatment Facility was regulated by waste discharge requirements prescribed by Water Board Order No. R6V-2002-050. The activated sludge system was authorized to receive and treat up to 1.5 million gallons per 24-hour period and a maximum instantaneous flow rate of 2.5 million gallons per day (mgd).
   
   b. The Adelanto Wastewater Treatment Plant was regulated by waste discharge requirements prescribed by Water Board Order No. R6V-2009-0036. The proposed sand filter biological treatment system was authorized to receive and treat up to 4.0 million gallons per 24-hour period and a maximum instantaneous flow rate of 6.0 mgd. This system never became operational under Water Board Order No. R6V-2009-0036.
Water Board Order Nos. R6V-2002-050 and R6V-2009-0036, were rescinded and replaced by Water Board Order No. R6V-2013-0058, adopted on July 17, 2013. The new Board Order prescribes waste discharge requirements for an upgraded and expanded facility authorized to receive and treat up to 4.0 million gallons per 24-hour period and a maximum instantaneous flow rate of 6.0 mgd. This facility is now operational.

3. Formal Enforcement History


   c. 2010 Cleanup and Abatement Order: The Water Board adopted Cleanup and Abatement Order No. R6V-2010-0054 on November 1, 2010 to address violations of percolation pond freeboard requirements specified Water Board Order Nos. R6V-2002-050 and R6V-2009-0036 that were increasing in severity and frequency.

   d. 2011 Cease and Desist Order: The Water Board adopted Cease and Desist Order No. R6V-2011-15 on March 10, 2011 in response to continuing violations of influent flow limitations, BOD effluent limitations, pond freeboard requirements, authorized disposal site requirement violations, in addition to unauthorized waste discharges and continued threatened violations. The Order established compliance dates for submitting a disposal facilities work plan, submitting an implementation schedule of the work plan, and completing facility upgrades. The Order also continued the public hearing regarding a connection ban until the Water Board’s May, 2011 meeting.

   e. At its May 11, 2011, meeting, the Water Board adopted Cease and Desist Order No. R6V-2011-15A1. The amended Order rescinded Cease and Desist Order R6V-2011-15, but maintained and affirmed the compliance dates required by the original Order. The amended Order also established reporting requirements for progress made toward increasing treatment capacity, disposal capacity, and flow diversion capacity, as well as quarterly facility upgrade progress reports. The Water Board reserved its right to issue a connection ban at a future meeting and have the ban be retroactive to May 11, 2011.
4. **Basis for Rescission**
   a. The Discharger submitted a Report of Waste Discharge on August 17, 2012, for an upgraded facility to adequately treat and dispose of all existing flows and additional flows projected through at least 2016. The Discharger constructed the necessary facility upgrades and is operating the upgraded wastewater treatment facility in compliance with the waste discharge requirements prescribed by Water Board Order No. R6V-2013-0058.

   b. This Order rescinds Cease and Desist Order Nos. R6V-2007-24 and R6V-2011-15A1. The Discharger has complied with all conditions prescribed in those Orders by constructing and operating the upgraded Adelanto Domestic Wastewater Treatment Facility in compliance with the waste discharge requirements prescribed by Water Board Order No. R6V-2013-0058.

5. **Conclusion**
   It is in the public interest to rescind Cease and Desist Order Nos. R6V-2007-24 and R6V-2011-15A1 as the Discharger upgraded and expanded its facility to receive and treat up to 4.0 million gallons per 24-hour period (maximum instantaneous flow rate of 6.0 mgd) and is complying with its updated waste discharge requirements prescribed by Water Board Order No. R6V-2013-0058.

6. **California Environmental Quality Act**
   Issuance of this Order is exempt from the provisions of the California Environmental Quality Act (Public Resources Code, Section 21000, et seq.), in accordance with title 14, California Code of Regulations, section 15321. This Order does not require the Discharger to engage in any activity that may significantly alter the environment.

7. **Notification of Interested Parties**

8. **Public Meeting**
   The Water Board in a public hearing heard and considered all comments pertaining to this Rescission Order.

I, Patty Z. Kouyoumdjian, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Lahontan Region, on January 9, 2014.

PATTY Z. KOUYOUMDJIAN
EXECUTIVE OFFICER