

**State of California
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
LOS ANGELES REGION**

ORDER NO. R4-2011-xxxx

**Amending Order No. R4-2003-0081
(as Revised by Order No. R4-2004-0121)
NPDES No. CA0055221
Waste Discharge Requirements
for
City of Simi Valley
(Simi Valley Water Quality Control Plant)**

The California Regional Water Quality Control Board, Los Angeles Region (hereinafter, Regional Board), finds that:

1. On June 15, 2003, the Board adopted Order No. R4-2003-0081 (as Revised by Order No. R4-2004-0121 adopted on August 5, 2004), NPDES No. CA0055221, renewing waste discharge requirements for the City of Simi Valley (City) – Simi Valley Water Quality Control Plant (Simi Valley WQCP or Discharger) for the discharge of tertiary-treated municipal wastewater to Arroyo Simi, within the Calleguas Creek watershed.
2. Order No. R4-2003-0081 (as Revised by Order No. R4-2004-0121) requires Simi Valley WQCP to implement and enforce a Pretreatment Program pursuant to Section 307 of the Federal Clean Water Act; Parts 35 and 403 of Title 40, Code of Federal Regulations (40 CFR 35 and 40 CFR 403); and/or Section 2233, Title 23, California Code of Regulations.
3. On March 21, 2011, the City Council of the City of Simi Valley adopted Ordinance No. 1170 modifying an older version of its sewer use ordinance (SUO) and providing the Simi Valley WQCP the legal authority to continue to implement and enforce its Pretreatment Program. In addition, an Emergency Response Plan was prepared and will be part of the City's Pretreatment Program.

Simi Valley WQCP's Pretreatment Program, including the local limits and Enforcement Response Plan, meets the conditions identified in federal and state regulations for acceptable Pretreatment Programs.

4. Order No. R4-2003-0081 (as Revised by Order No. R4-2004-0121) must be amended to approve the Pretreatment Program's provisions as enforceable conditions of the Order.

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5. In accordance with Water Code section 13389, the amendment of Order No. R4-2003-0081 (as Revised by Order No. R4-2004-0121) is exempt from those provisions of the California Environmental Quality Act contained in Chapter 3 (commencing with Section 21100), Division 13 of the Public Resources Code.
6. The Regional Board has notified the Discharger and other interested agencies and persons of its intent to prescribe amendments to the waste discharge requirements for the discharge and has provided them with an opportunity to submit their written views and recommendations.
7. The Regional Board, in a public meeting, heard and considered all comments pertaining to the discharge.

IT IS HEREBY ORDERED that Order No. R4-2003-0081 (as Revised by Order No. R4-2004-0121) be amended as follows:

1. On page 15 of Order No. R4-2003-0081 (as Revised by Order No. R4-2004-0121), replace Finding 34 with the following:
 34. On March 21, 2011, the City Council of the City of Simi Valley added Chapter 13 to Title 6 of the Simi Valley Municipal Code regulating sewer use by adopting Ordinance No. 1170, providing the Simi Valley WQCP the legal authority to continue to implement and enforce its Pretreatment Program. On March 21, 2011, based on the conditions of Chapter 13 of Title 6 of the Simi Valley Municipal Code, the City Council of the City of Simi Valley approved the local limits through Ordinance No. 1170 and incorporated them into its Pretreatment Program. Based on the legal authority provided by the Simi Valley Municipal Code, the Simi Valley WQCP prepared an Enforcement Response Plan on February 14, 2011, that is part of the City's Pretreatment Program.
2. On Page 35 of Order No. R4-2003-0081 (as Revised by Order No. R4-2004-0121), replace Pretreatment Requirement A. with the following:
 - A. The City shall update, as necessary, and fully implement the Pretreatment Program as submitted and described in Finding No. 34 of this Order. This Pretreatment Program is approved and is incorporated into this Order. Any violation of the Pretreatment Program will be considered a violation of this Order. Any change to the program shall be reported to the Regional Board and USEPA in writing and shall not become effective until approved by the Regional Board and the USEPA Regional Administrator.

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3. All other conditions and requirements of Order No. R4-2003-0081 (as Revised by Order No. R4-2004-0121) shall remain unchanged and in effect.

I, Samuel Unger, 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, Los Angeles Region, on June 2, 2011.

Samuel Unger, P.E.
Executive Officer

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