



California Regional Water Quality Control Board

Los Angeles Region



Linda S. Adams
Cal/EPA Secretary

320 W. 4th Street, Suite 200, Los Angeles, California 90013
Phone (213) 576-6600 FAX (213) 576-6640 - Internet Address: <http://www.waterboards.ca.gov/losangeles>

Arnold Schwarzenegger
Governor

January 27, 2010

Mr. Daniel Rynn
Principal Civil Engineer
Burbank Water Reclamation Plant
740 North Lake Street
Burbank, CA 91502

Dear Mr. Rynn:

TENTATIVE WASTE DISCHARGE REQUIREMENTS AND NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT – CITY OF BURBANK, BURBANK WATER RECLAMATION PLANT (NPDES NO. CA0055531, CI NO. 4424)

On January 25, 2010, after several years of discussions, the City of Burbank, the City of Los Angeles, and the Los Angeles Regional Board staff, reached an agreement, *Settlement Agreement Regarding Permits for Donald C. Tillman, LA-Glendale, and Burbank Water Reclamation Plants (Settlement Agreement)*. The Settlement Agreement was adopted in an effort to settle a variety of pending legal challenges to Order No. R4-2006-0085 (Order), which serves as Waste Discharge Requirements and National Pollutant Discharge Elimination System (NPDES) permit for the Burbank Water Reclamation Plant (and the previous permit for that facility), pending both in court and before the State Water Resources Control Board. The Settlement Agreement includes a variety of proposals to revise the Order. On April 1, 2010, the Regional Board will consider revising Order No. R4-2006-0085, pursuant to and consistent with the terms of the *Settlement Agreement*.

Pursuant to the Federal Clean Water Act, as amended, and in accordance with the California Water Code, tentative waste discharge requirements have been prepared.

Enclosed are copies of the following:

1. Tentative Requirements consisting of:
 - a. Board Order;
 - b. Fact sheet (Attachment F); and,
 - c. Tentative Monitoring and Reporting Program (Attachment T).
2. Public Notification consisting of:
 - a. Instruction Sheet for Posting Public Notice;
 - b. Public Notice; and
 - c. Statement of Posting Notice.
3. Settlement Agreement

California Environmental Protection Agency



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Our mission is to preserve and enhance the quality of California's water resources for the benefit of present and future generations.

In accordance with administrative procedures, this Board at a public hearing to be held on April 1, 2010, at 9:00 a.m., at the Metropolitan Water District of Southern California Board Room, 700 North Alameda Street, Los Angeles, California, will consider the enclosed Tentative Requirements and comments submitted in writing regarding the changes contained within the proposed amended Order. The Board will hear any testimony pertinent to this discharge and the tentative requirements. It is expected that the Board will take action at the hearing; however, as testimony indicates, the Board, at its discretion, may order further action by staff.

The agenda for the meeting will be posted on the Los Angeles Regional Water Quality Control Board's website (http://www.waterboards.ca.gov/losangeles/board_info/agenda/index.shtml) approximately one week prior to the meeting.

Written comments on the strikeout/underline changes that are contained in the tentative amended Order must be received at the Regional Board office by 12 p.m. (Noon) on February 26, 2010, in order to be evaluated by Board staff and included in the Board's agenda folder. Comments received after that date will not be considered, absent extraordinary circumstances. Timely submittal of written comments is required to ensure that all comments are accurately and fully included in the administrative record, that Board staff is able to provide timely review, and that Regional Board members have sufficient time to give full consideration to the comments and issues raised.

With respect to the public notices, in accordance with the Federal Clean Water Act, as amended, and the California Code of Regulations, you are required to follow the enclosed instructions for publication or posting of the notice no later than March 1, 2010.

Failure to publish or post the notice by the above date may require us to reschedule this item for a later hearing and will require the publication or posting of a second notice. Please notify this Board by telephone when the notice has been published and submit the proof of publication or posting as required in the enclosed instructions. Proof of posting or publication of the notice must be received by the Executive Officer of this State Water Board no later than March 10, 2010.

If you have any questions please call me at (213) 576-6756, or Veronica Cuevas at (213) 576-6662.

Sincerely,

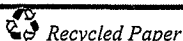


Rebecca E. Christmann, Unit Lead
Municipal Permitting Unit (NPDES)

Enclosures

cc: (See Mailing List)

California Environmental Protection Agency



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MAILING LIST (Cont.)

Environmental Protection Agency, Region 9, Permits Branch (WTR-5)
NOAA, National Marine Fisheries Service
Department of Interior, U.S. Fish and Wildlife Service
Mr. Michael Levy, State Water Resources Control Board, Office of Chief Counsel
Department of Fish and Game, Region 5
California State Parks and Recreation
State Coastal Conservancy
Los Angeles County, DPW, Watershed Division
Los Angeles County, Department of Health Services
Water Replenishment District of Southern California
Main San Gabriel Basin Watermaster
Heal the Bay
Environment Now
Santa Monica Baykeeper
Natural Resources Defense Council
Friends of the Los Angeles River
Los Angeles and San Gabriel Rivers Watershed Council
Sierra Club
Ms. Belinda Faustinos, San Gabriel and lower Los Angeles Rivers and Mountains
Conservancy

