

STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

STAFF SUMMARY REPORT (Robert Schlipf)
MEETING DATE: April 13, 2016

ITEM: 5A

SUBJECT: **City of Petaluma, Ellis Creek Water Recycling Facility and Wastewater Collection System, Petaluma, Sonoma County - Reissuance of NPDES Permit**

CHRONOLOGY: January 2011 – NPDES permit reissued

DISCUSSION: The Revised Tentative Order (Appendix A) would reissue the NPDES permit for the City of Petaluma's discharge of treated wastewater to the Petaluma River during the wet season. The City's treatment plant provides secondary level treatment for domestic, commercial, and industrial wastewater from Petaluma and the unincorporated community of Penngrove. The service area has a population of about 61,200. The City treats about 5.3 million gallons per day of wastewater. In dry summer months, all treated wastewater is recycled through irrigation of pastures, golf courses, and vineyards, and there is no discharge to the river.

This reissuance would update discharge requirements using current data in accordance with State and regional policies. The City submitted comments (Appendix B) on a draft permit distributed for public review. We resolved all the comments and modified the draft permit where appropriate as described in the responses to comments (Appendix C). The attached Revised Tentative Order reflects these modifications. We expect this item to remain uncontested.

An interesting fact about this wastewater treatment plant is that it is the only treatment plant in the Bay Area that achieves full removal of nitrogen. This is achieved through a unique activated sludge process that simultaneously nitrifies and denitrifies. This new process was part of the City's treatment plant upgrades completed in 2009. The upgrades also included 146 acres of oxidation ponds, 16 acres of constructed wetlands, and 31 acres of polishing wetlands. These upgrades have dramatically improved the quality of the City's discharge to the Petaluma River. For example, solids loadings are about one-tenth of pre-upgrade levels.

RECOMMEN-
DATION: Adoption of the Revised Tentative Order

FILE: CW-248087

Appendices: A. Revised Tentative Order
B. Comments
C. Response to Comments

APPENDIX A

San Francisco Bay Regional Water Quality Control Board

**REVISED TENTATIVE ORDER No. R2-2016-00XX
NPDES No. CA0037810**

The following discharger is subject to waste discharge requirements (WDRs) set forth in this Order.

Table 1. Discharger Information

Discharger	City of Petaluma
Facility Name	Ellis Creek Water Recycling Facility and its collection system
Facility Address	3890 Cypress Drive Petaluma, CA 94954 Sonoma County
CIWQS Place Number	248087

Table 2. Discharge Locations

Discharge Point	Effluent Description	Discharge Point Latitude (North)	Discharge Point Longitude (West)	Receiving Water
001	Secondary-treated municipal and industrial wastewater	38.2088	-122.5820	Petaluma River

Table 3. Administrative Information

This Order was adopted on:	DATE
This Order shall become effective on:	June 1, 2016
This Order shall expire on:	May 31, 2021
CIWQS Regulatory Measure	TBD
The Discharger shall file a Report of Waste Discharge as an application for reissuance of WDRs in accordance with California Code of Regulations, title 23, and an application for reissuance of a National Pollutant Discharge Elimination System (NPDES) permit no later than:	September 3, 2020
The U.S. Environmental Protection Agency (U.S. EPA) and the California Regional Water Quality Control Board, San Francisco Bay Region, have classified this discharge as follows:	Major

I, Bruce H. Wolfe, Executive Officer, do hereby certify that this Order with all attachments is a full, true, and correct copy of the Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on the date indicated above.

Bruce H. Wolfe, Executive Officer

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I. FACILITY INFORMATION

Information describing the City of Petaluma Ellis Creek Water Recycling Facility and its wastewater collection system (Facility) is summarized in Table 1 and in Fact Sheet (Attachment F) sections I and II.

II. FINDINGS

The California Regional Water Quality Control Board, San Francisco Bay Region (Regional Water Board), finds:

- A. Legal Authorities.** This Order serves as WDRs pursuant to California Water Code article 4, chapter 4, division 7 (commencing with § 13260). This Order is also issued pursuant to federal Clean Water Act (CWA) section 402 and implementing regulations adopted by U.S. EPA and Water Code chapter 5.5, division 7 (commencing with § 13370). It shall serve as an NPDES permit for point source discharges from the Facility to surface waters.
- B. Background and Rationale for Requirements.** The Regional Water Board developed the requirements in this Order based on information the Discharger submitted as part of its application, information obtained through monitoring and reporting programs, and other available information. The Fact Sheet (Attachment F) contains background information and rationale for the requirements in this Order and is hereby incorporated into and constitutes findings for this Order. Attachments A through E, G, and H are also incorporated into this Order.
- C. Provisions and Requirements Implementing State Law.** No provisions or requirements in this Order are included to implement State law only.
- D. Notification of Interested Parties.** The Regional Water Board notified the Discharger and interested agencies and persons of its intent to prescribe these WDRs and provided an opportunity to submit written comments and recommendations. The Fact Sheet provides details regarding the notification.
- E. Consideration of Public Comment.** The Regional Water Board, in a public meeting, heard and considered all comments pertaining to the discharge. The Fact Sheet provides details regarding the public hearing.

THEREFORE, IT IS HEREBY ORDERED that Order No. R2-2011-0003 is rescinded upon the effective date of this Order except for enforcement purposes, and, in order to meet the provisions of Water Code division 7 (commencing with § 13000) and regulations adopted thereunder, and the provisions of the CWA and regulations and guidelines adopted thereunder, the Discharger shall comply with the requirements in this Order. This action in no way prevents the Regional Water Board from taking enforcement action for past violations of the previous order.

III. DISCHARGE PROHIBITIONS

- A.** Discharge of treated wastewater at a location or in a manner different from that described in this Order is prohibited.
- B.** The bypass of untreated or partially-treated wastewater to waters of the United States is prohibited, except as provided for in Attachment D sections I.G.2 and I.G.3.

- C. Average dry weather influent flow in excess of 6.7 MGD is prohibited. Average dry weather influent flow shall be determined from three consecutive dry weather months each year, with compliance measured at Monitoring Location INF-001 as described in the Monitoring and Reporting Program (MRP, Attachment E).
- D. Any sanitary sewer overflow that results in a discharge of untreated or partially-treated wastewater to waters of the United States is prohibited.
- E. Discharge to the Petaluma River is prohibited during the dry season each year, from May 1 through October 20, unless Facility effluent flow will exceed the capacity of the recycled water distribution and storage system (described in the Fact Sheet Attachment F of this Order) to meet recycle water demand. Discharge shall not arise as a result of the Discharger's failure to produce, use, or supply demand for recycled water that the Regional Water Board has authorized. Discharge during the dry season shall be monitored and meet applicable effluent limitations and shall consist of fully treated effluent.

If there is discharge during the dry season, the Discharger shall describe in the transmittal letter of the next self-monitoring report the reasons for the discharge, with supporting information, and include a table that describes the volume and duration of the discharge to the receiving water. In accordance with the Monitoring and Reporting Program (MRP, Attachment E), all discharge volume and quality data shall be reported in the appropriate monthly self-monitoring report.

IV. EFFLUENT LIMITATIONS AND DISCHARGE SPECIFICATIONS

- A. Discharges at Discharge Point No. 001 shall comply with the following effluent limitations, with compliance measured at Monitoring Location EFF-001 as described in the MRP:

Table 4. Effluent Limitations

Parameter	Units	Effluent Limitations				
		Average Monthly	Average Weekly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
Biochemical Oxygen Demand, 5-day @ 20°C (BOD ₅)	mg/L	30	45	---	---	---
Total Suspended Solids (TSS)	mg/L	30	45	---	---	---
Oil and Grease	mg/L	10	---	20	---	---
pH ^[1]	standard units	---	---	---	6.5	8.5
Total Residual Chlorine	mg/L	---	---	---	---	0.0 ^[2]
Ammonia, Total	mg/L	3.0	---	8.0	---	---
Copper, Total	µg/L	7.0	---	12	---	---
Cyanide, Total	µg/L	5.3	---	13	---	---
Bis (2-ethyl-hexyl) phthalate	µg/L	5.9	---	12	---	---
Dioxin-TEQ	µg/L	1.4 x 10 ⁻⁸	---	2.8 x 10 ⁻⁸	---	---

Unit Abbreviations:

mg/L = milligrams per liter
µg/L = micrograms per liter

Table Footnote:

^[1] If the Discharger monitors pH continuously, pursuant to 40 C.F.R. section 401.17 the Discharger shall be in compliance with this pH limitation provided that both of the following conditions are satisfied: (i) the total time during which the pH is outside the required range

shall not exceed 7 hours and 26 minutes in any calendar month; and (ii) no individual excursion from the required pH range shall exceed 60 minutes.

- [2] The Discharger may elect to use a continuous on-line monitoring system for measuring or determining that residual dechlorinating agent is present. This monitoring system may be used to prove that anomalous residual chlorine exceedances measured by on-line chlorine analyzers are false positives because it is chemically improbable to have chlorine present in the presence of sodium bisulfite. If Regional Water Board staff finds convincing evidence that chlorine residual exceedances are false positives, the exceedances are not violations of this Order's total chlorine residual limit.

B. Percent Removal. The average monthly percent removal of biochemical oxygen demand (BOD₅) and total suspended solids (TSS) at Discharge Point No. 001 shall not be less than 85 percent (i.e., in each calendar month, the arithmetic mean of BOD₅ and TSS, by concentration, for effluent samples collected at Monitoring Location EFF-001 as described in the MRP, shall not exceed 15 percent of the arithmetic mean of the BOD₅ and TSS, by concentration, for influent samples collected at Monitoring Location INF-001 as described in the MRP at approximately the same times during the same period).

C. Enterococcus Bacteria. The discharge at Discharge Point No. 001 shall meet the following limitation of bacteriological quality, with compliance measured at Monitoring Location EFF-001-D, as defined in the attached MRP (Attachment E):

The geometric mean enterococcus bacteria concentration of all samples in each calendar month shall not exceed 35 most probable number per 100 milliliters (MPN/100 mL).

D. Whole Effluent Acute Toxicity. The survival rate at Discharge Point No. 001 shall comply with the following limitations, with compliance measured at Monitoring Location EFF-001 as described in the MRP:

- An 11-sample median value of not less than 90 percent survival; and
- An 11-sample 90th percentile value of not less than 70 percent survival.

These acute toxicity limitations are defined as follows:

- **11-sample median.** A bioassay test showing survival of less than 90 percent represents a violation of this effluent limit if five or more of the past ten or fewer bioassay tests also show less than 90 percent survival.
- **11-sample 90th percentile.** A bioassay test showing survival of less than 70 percent represents a violation of this effluent limit if one or more of the past ten or fewer bioassay tests also show less than 70 percent survival.

E. Reliable Treatment. The Discharger shall equalize treated wastewater, subsequent to secondary clarification, in the oxidation ponds or wetlands, for at least one week of mean hydraulic residence time. Compliance shall be determined by calculation with the calculation results reported when there is discharge as required in Attachment E, Monitoring and Reporting Program.

V. RECEIVING WATER LIMITATIONS

A. The discharge shall not cause the following conditions to exist in receiving waters:

1. Floating material, including solids, liquids, foams, and scum, in concentrations that cause nuisance or adversely affect beneficial uses;
 2. Alteration of suspended sediment in such a manner as to cause nuisance or adversely affect beneficial uses or detrimental increase in the concentrations of toxic pollutants in sediments or aquatic life;
 3. Suspended material in concentrations that cause nuisance or adversely affect beneficial uses;
 4. Bottom deposits or aquatic growths to the extent that such deposits or growths cause nuisance or adversely affect beneficial uses;
 5. Alteration of temperature beyond present natural background levels such that the temperature alteration adversely affects beneficial uses;
 6. Changes in turbidity that cause nuisance or adversely affect beneficial uses or increases from normal background light penetration or turbidity greater than 10 percent in areas where natural turbidity is greater than 50 nephelometric turbidity units;
 7. Coloration that causes nuisance or adversely affects beneficial uses;
 8. Visible, floating, suspended, or deposited oil or other products of petroleum origin; or
 9. Toxic or other deleterious substances in concentrations or quantities that cause deleterious effects on wildlife, waterfowl, or other aquatic biota, or render any of these unfit for human consumption, either at levels created in the receiving waters or as a result of biological concentration.
- B.** The discharge shall not cause the following limitations to be exceeded in receiving waters at any place within one foot of the water surface:
1. Dissolved Oxygen 5.0 mg/L, minimum

The median dissolved oxygen concentration for any three consecutive months shall not be less than 80% of the dissolved oxygen content at saturation. When natural factors cause concentrations less than that specified above, the discharge shall not cause further reduction in ambient dissolved oxygen concentrations.
 2. Dissolved Sulfide Natural background levels
 3. pH The pH shall not be depressed below 6.5 or raised above 8.5. The discharge shall not cause changes greater than 0.5 pH units in normal ambient pH levels.
 4. Nutrients Waters shall not contain biostimulatory substances in concentrations that promote aquatic growths to the extent that such growths cause nuisance or adversely affect beneficial uses.

- C. The discharge shall not cause a violation of any water quality standard for receiving waters adopted by the Regional Water Board or State Water Board as required by the CWA and regulations adopted thereunder. If more stringent water quality standards are promulgated or approved pursuant to CWA section 303, or amendments thereto, the Regional Water Board may revise or modify this Order in accordance with the more stringent standards.

VI. PROVISIONS

A. Standard Provisions

1. The Discharger shall comply with all “Standard Provisions” in Attachment D.
2. The Discharger shall comply with all applicable provisions of the “Regional Standard Provisions, and Monitoring and Reporting Requirements for NPDES Wastewater Discharge Permits” (Attachment G).

B. Monitoring and Reporting

The Discharger shall comply with the MRP (Attachment E) and future revisions thereto and applicable sampling and reporting requirements in Attachments D and G.

C. Special Provisions

1. Reopener Provisions

The Regional Water Board may modify or reopen this Order prior to its expiration date in any of the following circumstances as allowed by law:

- a. If present or future investigations demonstrate that the discharges governed by this Order have or will have a reasonable potential to cause or contribute to, or will cease to have, adverse impacts on water quality or beneficial uses of the receiving waters.
- b. If new or revised water quality objectives or total maximum daily loads (TMDLs) come into effect for San Francisco Bay or contiguous water bodies (whether statewide, regional, or site-specific). In such cases, effluent limitations in this Order may be modified as necessary to reflect the updated water quality objectives and wasteload allocations in the TMDLs. Adoption of the effluent limitations in this Order is not intended to restrict in any way future modifications based on legally-adopted water quality objectives or TMDLs or as otherwise permitted under federal regulations governing NPDES permit modifications.
- c. If translator, dilution, or other water quality studies provide a basis for determining that a permit condition should be modified.
- d. If State Water Board precedential decisions, new policies, new laws, or new regulations are adopted.
- e. If an administrative or judicial decision on a separate NPDES permit or WDRs addresses requirements similar to this discharge.
- f. Or as otherwise authorized by law.

The Discharger may request a permit modification based on any of the circumstances above. With any such request, the Discharger shall include antidegradation and anti-backsliding analyses.

2. Effluent Characterization Study and Report

- a. Study Elements.** The Discharger shall continue to characterize and evaluate the discharge from the following discharge point to verify that the “no” or “unknown” reasonable potential analysis conclusions of this Order remain valid and to inform the next permit reissuance. The Discharger shall collect representative samples at the monitoring station set forth below, as defined in the MRP, at no less than the frequency specified below:

<u>Discharge Point</u>	<u>Monitoring Location</u>	<u>Minimum Frequency</u>
001	EFF-001	Once

The samples shall be analyzed for the pollutants listed in Attachment G, Table C, except for those pollutants with effluent limitations where the MRP already requires more frequent monitoring and except for those pollutants for which there are no water quality criteria (see Fact Sheet Table F-7). Compliance with this requirement shall be achieved in accordance with the specifications of Attachment G sections III.A.1 and III.A.2.

The Discharger shall evaluate whether concentrations of any of these pollutants significantly increase over past performance. The Discharger shall investigate the cause of any such increase. The investigation may include, but need not be limited to, an increase in monitoring frequency, monitoring of internal process streams, and monitoring of influent sources. The Discharger shall establish remedial measures addressing any increase resulting in reasonable potential to cause or contribute to an excursion above applicable water quality objectives. This requirement may be satisfied through identification of the constituent as a “pollutant of concern” in the Discharger’s Pollutant Minimization Program, described in Provision VI.C.3.

b. Reporting Requirements

- i. Routine Reporting.** The Discharger shall, within 45 days of receipt of analytical results, report the following in the transmittal letter for the appropriate self-monitoring report:
- (a)** Indication that a sample for this study was collected; and
 - (b)** Identity of pollutants detected at or above applicable water quality criteria (see Fact Sheet Table F-7) and the detected concentrations of those pollutants.
- ii. Final Report.** The Discharger shall submit a final report that presents all these data with the application for permit reissuance.

3. Receiving Water Characterization Study and Report

- a. Study Elements.** The Discharger shall characterize and evaluate the receiving water at the following receiving water location, as defined in the MRP, to inform the next permit reissuance at no less than the frequency specified below:

<u>Monitoring Location</u>	<u>Minimum Frequency</u>
RSW-002A	Once (during a month when discharge is allowed)

Samples shall be analyzed for the pollutants listed in Attachment G, Table C, except for those pollutants for which there are no water quality criteria (see Fact Sheet Table F-7). Compliance with this requirement shall be achieved in accordance with the specifications of Attachment G sections III.A.1 and III.A.2.

b. Reporting Requirements

Final Report. The Discharger shall submit a final report that presents all these data with the application for permit reissuance.

4. Pollutant Minimization Program

- a.** The Discharger shall continue to improve its existing Pollutant Minimization Program to promote minimization of pollutant loadings to the Facility and therefore to the receiving waters.
- b.** The Discharger shall submit an annual report no later than February 28 each year. Each annual report shall include at least the following information:
- i. Brief description of Facility.** The description shall include the Facility's service area and treatment plant processes.
 - ii. Discussion of current pollutants of concern.** Periodically, the Discharger shall analyze its circumstances to determine which pollutants are currently a problem and which pollutants may be potential future problems. This discussion shall include the reasons for choosing the pollutants.
 - iii. Identification of sources for pollutants of concern.** This discussion shall include how the Discharger intends to estimate and identify pollutant sources. The Discharger shall include sources or potential sources not directly within the ability or authority of the Discharger to control, such as pollutants in the potable water supply and air deposition.
 - iv. Identification of tasks to reduce the sources of pollutants of concern.** This discussion shall identify and prioritize tasks to address the Discharger's pollutants of concern. The Discharger may implement the tasks by itself or participate in group, regional, or national tasks that address its pollutants of concern. The Discharger is strongly encouraged to participate in group, regional, or national tasks that address its pollutants of concern whenever it is efficient and appropriate to do so. An implementation timeline shall be included for each task.

- v. Outreach to employees.** The Discharger shall inform employees about the pollutants of concern, potential sources, and how they might be able to help reduce the discharge of these pollutants of concern into the Facility. The Discharger may provide a forum for employees to provide input.
- vi. Continuation of Public Outreach Program.** The Discharger shall prepare a pollution prevention public outreach program for its service area. Outreach may include participation in existing community events, such as county fairs; initiating new community events, such as displays and contests during Pollution Prevention Week; conducting school outreach programs; conducting plant tours; and providing public information in newspaper articles or advertisements, radio or television stories or spots, newsletters, utility bill inserts, or web sites. Information shall be specific to target audiences. The Discharger shall coordinate with other agencies as appropriate.
- vii. Discussion of criteria used to measure Pollutant Minimization Program and task effectiveness.** The Discharger shall establish criteria to evaluate the effectiveness of its Pollutant Minimization Program. This discussion shall identify the specific criteria used to measure the effectiveness of each task in Provisions VI.C.3.b.iii, iv, v, and vi.
- viii. Documentation of efforts and progress.** This discussion shall detail all of the Discharger's Pollutant Minimization Program activities during the reporting year.
- ix. Evaluation of Pollutant Minimization Program and task effectiveness.** This Discharger shall use the criteria established in Provision VI.C.3.b.vii to evaluate the program and task effectiveness.
- x. Identification of specific tasks and timelines for future efforts.** Based on the evaluation, the Discharger shall explain how it intends to continue or change its tasks to more effectively reduce the amount of pollutants flowing to the Facility and subsequently in its effluent.
- c.** The Discharger shall develop and conduct a Pollutant Minimization Program as further described below when there is evidence that a priority pollutant is present in the effluent above an effluent limitation (e.g., sample results reported as detected but not quantified [DNQ] when the effluent limitation is less than the method detection limit [MDL], sample results from analytical methods more sensitive than those methods required by this Order, presence of whole effluent toxicity, health advisories for fish consumption, or results of benthic or aquatic organism tissue sampling) and either:

 - i.** A sample result is reported as DNQ and the effluent limitation is less than the Reporting Level (RL); or
 - ii.** A sample result is reported as not detected (ND) and the effluent limitation is less than the MDL, using definitions in Attachment A and reporting protocols described in the MRP.

- d. If triggered by the reasons set forth in Provision VI.C.3.c, above, the Discharger's Pollutant Minimization Program shall include, but not be limited to, the following actions and submittals:
 - i. Annual review and semi-annual monitoring of potential sources of the reportable priority pollutants, which may include fish tissue monitoring and other bio-uptake sampling, or alternative measures when source monitoring is unlikely to produce useful analytical data;
 - ii. Quarterly monitoring for the reportable priority pollutants in the influent to the Facility. The Executive Officer may approve alternative measures when influent monitoring is unlikely to produce useful analytical data;
 - iii. Submittal of a control strategy designed to proceed toward the goal of maintaining concentrations of the reportable priority pollutants in the effluent at or below the effluent limitation;
 - iv. Implementation of appropriate cost-effective control measures for the reportable priority pollutants, consistent with the control strategy; and
 - v. Inclusion of the following specific items within the annual report required by Provision VI.C.3.b above:
 - (a) All Pollutant Minimization Program monitoring results for the previous year;
 - (b) List of potential sources of the reportable priority pollutants;
 - (c) Summary of all actions undertaken pursuant to the control strategy; and
 - (d) Description of actions to be taken in the following year.

5. Special Provisions for Municipal Facilities

a. Pretreatment Program Requirements

- (1) Pretreatment Program: The Discharger shall implement and enforce its approved pretreatment program in accordance with Federal Pretreatment Regulations (40 CFR §403); pretreatment standards promulgated under CWA Sections 307 (b), 307 (c), and 307 (d); pretreatment requirements specified at 40 CFR §122.44 (j); and the requirements in Attachment H, "Pretreatment Requirements". The Discharger's responsibilities include, but are not limited to:
 - (a) Enforcement of National Pretreatment Standards established at 40 CFR §403.5 and §403.6;
 - (b) Implementation of its pretreatment program in accordance with legal authorities, policies, procedures, and financial provisions described in the General Pretreatment regulations at 40 CFR §403 and its approved pretreatment program;
 - (c) Submission of reports to U.S. EPA, the State Water Board, and the Regional Water Board, as described in Attachment H "Pretreatment Requirements"; and

- (d) Evaluate the need to revise local limits pursuant to 40 CFR §403.5 (c) (1) and, within 180 days after the effective date of this Order, submit a report describing a plan and schedule for implementation.
- (2) The Discharger shall implement its approved pretreatment program, and the program shall be an enforceable condition of this Order. If the Discharger fails to perform the pretreatment functions, the Regional Water Board, the State Water Board, or U.S. EPA may take enforcement actions against the Discharger as authorized by the Clean Water Act.

b. Sludge and Biosolids Management

- i. All sludge and biosolids shall be disposed of, managed, or reused in a municipal solid waste landfill; through land application; as a Class A compost; through a waste-to-energy facility or another recognized and approved technology; in a sludge-only landfill; or in a sewage sludge incinerator in accordance with 40 C.F.R. part 503.
 - ii. Sludge and biosolids treatment, storage, and disposal, or reuse, shall not create a nuisance, such as objectionable odors or flies, or result in groundwater contamination.
 - iii. The sludge and biosolids treatment and storage site shall have facilities adequate to divert surface runoff from adjacent areas, to protect site boundaries from erosion, and to prevent any conditions that would cause drainage from the materials in the storage site. Adequate protection is defined as protection from at least a 100-year storm and the highest possible tidal stage that may occur.
 - iv. Sludge or biosolids disposed in a municipal solid waste landfill shall meet the requirements of 40 C.F.R. part 258.
 - v. This Order does not authorize permanent onsite sludge or biosolids storage or disposal. A Report of Waste Discharge shall be filed and the site brought into compliance with all applicable regulations prior to commencement of any such activity.
- c. Collection System Management.** The Discharger shall properly operate and maintain its collection system (see Attachment D section I.D). The Discharger shall report any noncompliance (see Attachment D sections V.E.1 and V.E.2) and mitigate any discharge from its collection system that violates this Order (see Attachment D section I.C).

The *Statewide General Waste Discharge Requirements for Sanitary Sewer Systems* (General Collection System WDRs), State Water Board Order No. 2006-0003 DWQ as amended by State Water Board Order No. WQ 2013-0058-EXEC, has requirements for operation and maintenance of separate sanitary sewer collection systems and for reporting and mitigating sanitary sewer overflows from the separate sanitary sewer portion of the Discharger's collection system. While the Discharger must comply with both the General Collection System WDRs and this Order, the General Collection System WDRs more clearly and specifically stipulate requirements for operation and maintenance and for reporting and mitigating sanitary sewer overflows. Implementation

of the General Collection System WDRs for proper operation and maintenance and mitigation of sanitary sewer overflows will satisfy the corresponding federal NPDES requirements specified in Attachment D (as supplemented by Attachment G). Following the notification and reporting requirements in the General Collection System WDRs will satisfy NPDES the corresponding reporting requirements specified in Attachment D (as supplemented by Attachment G) for sanitary sewer overflows from the separate sanitary sewer portion of the collection system.

- d. Standard Operating Procedures for Resource Recovery.** If the Discharger receives hauled-in anaerobically-digestible material for injection into an anaerobic digester, the Discharger shall notify the Regional Water Board and develop and implement Standard Operating Procedures for this activity. The Standard Operating Procedures shall be developed prior to initiation of hauling. The Standard Operating Procedures shall address material handling, including unloading, screening or other processing prior to anaerobic digestion, and transportation; spill prevention; spill response; avoidance of the introduction of materials that could cause interference, pass through, or upset of the treatment processes; avoidance of prohibited material; vector control; odor control; operation and maintenance; and the disposition of any solid waste segregated from introduction to the digester. The Discharger shall train its staff on the Standard Operating Procedures and maintain records for a minimum of three years for each load received, describing the hauler, waste type, and quantity received. In addition, the Discharger shall maintain records for a minimum of three years for the disposition, location, and quantity of cumulative pre-digestion segregated solid waste hauled offsite.

6. Other Special Provisions

- a. Copper Action Plan.** The Discharger shall implement source control and pollution prevention for copper in accordance with the following tasks and time schedule:

Table 5. Copper Action Plan

Task	Compliance Date
1. Implement Copper Control Program Continue implementing existing program described in the Discharger's plan of June 9, 2010, to reduce identified copper sources, including, as applicable, taking the following actions: a. Provide education and outreach to the public (e.g., focus on proper pool and spa maintenance and plumbers' roles in reducing corrosion); b. If corrosion is determined to be a significant copper source, work cooperatively with local water purveyors to reduce and control water corrosivity, as appropriate, and ensure that local plumbing contractors implement best management practices to reduce corrosion in pipes; and c. Educate plumbers, designers, and maintenance contractors for pools and spas to encourage best management practices that minimize copper discharges.	Implementation shall be ongoing.

Task	Compliance Date
2. Implement Additional Measures If the Regional Water Board notifies the Discharger that the three-year rolling mean dissolved copper concentration in San Pablo Bay exceeds 3.0 µg/L, then within 90 days of the notification, the Discharger shall evaluate the effluent copper concentration trend and, if it is increasing, develop and begin implementation of additional measures to control copper discharges. The Discharger shall report on the progress and effectiveness of actions taken and provide a schedule for actions to be taken in the next 12 months.	With next annual pollution prevention report due February 28 (at least 90 days following notification)
3. Report Status Submit an annual report documenting copper control program implementation that evaluates the effectiveness of the actions taken, including any additional actions required by Task 2 above, and provides a schedule for actions to be taken within the next 12 months	With annual pollution prevention report due February 28 each year.

- b. Cyanide Action Plan.** The Discharger shall implement monitoring and surveillance, source control and pollution prevention for cyanide in accordance with the following tasks and time schedule:

Table 6. Cyanide Action Plan

Task	Compliance Date
1. Review Potential Cyanide Sources Submit an up-to-date inventory of potential cyanide sources. If no cyanide sources are identified, tasks 2 and 3 are not required, unless the Discharger receives a request to discharge detectable levels of cyanide to the sewer. If so, the Discharger shall notify the Executive Officer and implement tasks 2 and 3.	With annual Pollution Prevention Report due February 28, 2017.
2. Implement Cyanide Control Program The Discharger shall continue to implement its program to minimize cyanide discharges consisting, at a minimum, of the following elements: - Inspect each potential source to assess the need to include that source in the control program. - Inspect contributing sources included in the control program annually. Inspection elements may be based on U.S. EPA guidance, such as <i>Industrial User Inspection and Sampling Manual for POTWs</i> (EPA 831-B-94-01). - Develop and distribute educational materials to sources and potential sources regarding the need to prevent cyanide discharges. - Prepare an emergency monitoring and response plan to be implemented if a significant cyanide discharge occurs. If the plant influent cyanide concentration exceeds 13 µg/L, the Discharger shall collect a follow-up sample within 5 days of becoming aware of the laboratory results. If the results of the follow-up sample also exceed 13 µg/L, then a "significant cyanide discharge" is occurring.	With annual Pollution Prevention Report due February 28. Plan implementation shall be ongoing.

Task	Compliance Date
3. Implement Additional Measures If the Regional Water Board notifies the Discharger that ambient monitoring shows cyanide concentrations are 1.0 µg/L or higher in the main body of San Francisco Bay, then within 90 days of the notification, the Discharger shall commence actions to identify and abate cyanide sources responsible for the elevated ambient concentrations and shall report on the progress and effectiveness of actions taken and provide a schedule for actions to be taken in the next 12 months.	If required, with next annual pollution prevention report due February 28 following 90 days after notification
4. Report Status of Cyanide Control Program The Discharger shall submit an annual report documenting cyanide control program implementation and addressing the effectiveness of actions taken, including any additional cyanide controls required by Task 3 above and provide a schedule for actions to be taken in the next 12 months.	With annual pollution prevention report due February 28 each year

ATTACHMENT A – DEFINITIONS

Arithmetic Mean (μ)

Also called the average, the sum of measured values divided by the number of samples. For ambient water concentrations, the arithmetic mean is calculated as follows:

$$\text{Arithmetic mean} = \mu = \Sigma x / n \quad \text{where: } \Sigma x \text{ is the sum of the measured ambient water concentrations, and } n \text{ is the number of samples.}$$

Average Monthly Effluent Limitation (AMEL)

The highest allowable average of daily discharges over a calendar month, calculated as the sum of all daily discharges measured during a calendar month divided by the number of daily discharges measured during that month.

Average Weekly Effluent Limitation (AWEL)

The highest allowable average of daily discharges over a calendar week (Sunday through Saturday), calculated as the sum of all daily discharges measured during a calendar week divided by the number of daily discharges measured during that week.

Bioaccumulative

Taken up by an organism from its surrounding medium through gill membranes, epithelial tissue, or from food and subsequently concentrated and retained in the body of the organism.

Carcinogenic

Known to cause cancer in living organisms.

Coefficient of Variation

Measure of data variability calculated as the estimated standard deviation divided by the arithmetic mean of the observed values.

Daily Discharge

Either: (1) the total mass of the constituent discharged over the calendar day (12:00 am through 11:59 pm) or any 24-hour period that reasonably represents a calendar day for purposes of sampling (as specified in the permit) for a constituent with limitations expressed in units of mass; or (2) the unweighted arithmetic mean measurement of the constituent over the day for a constituent with limitations expressed in other units of measurement (e.g., concentration).

The daily discharge may be determined by the analytical results of a composite sample taken over the course of one day (a calendar day or other 24-hour period defined as a day) or by the arithmetic mean of analytical results from one or more grab samples taken over the course of the day.

For composite sampling, if 1 day is defined as a 24-hour period other than a calendar day, the analytical result for the 24-hour period is considered the result for the calendar day in which the 24-hour period ends.

Detected, but Not Quantified (DNQ)

Sample result less than the RL, but greater than or equal to the laboratory's MDL. Sample results reported as DNQ are estimated concentrations.

Dilution Credit

Amount of dilution granted to a discharge in the calculation of a water quality-based effluent limitation, based on the allowance of a specified mixing zone. It is calculated from the dilution ratio or determined by conducting a mixing zone study or modeling the discharge and receiving water.

Effluent Concentration Allowance (ECA)

Value derived from the water quality criterion/objective, dilution credit, and ambient background concentration that is used, in conjunction with the CV for the effluent monitoring data, to calculate a long-term average (LTA) discharge concentration. The ECA has the same meaning as waste load allocation (WLA) as used in U.S. EPA guidance (*Technical Support Document For Water Quality-based Toxics Control*, March 1991, second printing, EPA/505/2-90-001).

Enclosed Bay

Indentation along the coast that encloses an area of oceanic water within a distinct headlands or harbor works. Enclosed bays include all bays where the narrowest distance between the headlands or outermost harbor works is less than 75 percent of the greatest dimension of the enclosed portion of the bay. Enclosed bays include, but are not limited to, Humboldt Bay, Bodega Harbor, Tomales Bay, Drake's Estero, San Francisco Bay, Morro Bay, Los Angeles-Long Beach Harbor, Upper and Lower Newport Bay, Mission Bay, and San Diego Bay. Enclosed bays do not include inland surface waters or ocean waters.

Estimated Chemical Concentration

Concentration that results from the confirmed detection of the substance below the ML value by the analytical method.

Estuaries

Waters, including coastal lagoons, located at the mouths of streams that serve as areas of mixing for fresh and ocean waters. Coastal lagoons and mouths of streams that are temporarily separated from the ocean by sandbars are considered estuaries. Estuarine waters are considered to extend from a bay or the open ocean to a point upstream where there is no significant mixing of fresh water and seawater. Estuarine waters include, but are not limited to, the Sacramento-San Joaquin Delta, as defined in Water Code section 12220, Suisun Bay, Carquinez Strait downstream to the Carquinez Bridge, and appropriate areas of the Smith, Mad, Eel, Noyo, Russian, Klamath, San Diego, and Otay rivers. Estuaries do not include inland surface waters or ocean waters.

Inland Surface Waters

All surface waters of the state that do not include the ocean, enclosed bays, or estuaries.

Instantaneous Maximum Effluent Limitation

Highest allowable value for any single grab sample or aliquot (i.e., each grab sample or aliquot is independently compared to the instantaneous maximum limitation).

Instantaneous Minimum Effluent Limitation

Lowest allowable value for any single grab sample or aliquot (i.e., each grab sample or aliquot is independently compared to the instantaneous minimum limitation).

Maximum Daily Effluent Limitation (MDEL)

Highest allowable daily discharge of a pollutant, over a calendar day (or 24-hour period). For pollutants with limitations expressed in units of mass, the daily discharge is calculated as the total mass of the pollutant discharged over the day. For pollutants with limitations expressed in other units of measurement, the daily discharge is calculated as the arithmetic mean measurement of the pollutant over the day.

Median

Middle measurement in a set of data. The median of a set of data is found by first arranging the measurements in order of magnitude (either increasing or decreasing order). If the number of measurements (n) is odd, then the median = $X_{(n+1)/2}$. If n is even, then the median = $(X_{n/2} + X_{(n/2)+1})/2$ (i.e., the midpoint between $n/2$ and $n/2+1$).

Method Detection Limit (MDL)

Minimum concentration of a substance that can be measured and reported with 99 percent confidence that the analyte concentration is greater than zero, as defined in 40 C.F.R. part 136, Attachment B, revised as of July 3, 1999.

Minimum Level (ML)

Concentration at which the entire analytical system gives a recognizable signal and acceptable calibration point. The ML is the concentration in a sample that is equivalent to the concentration of the lowest calibration standard analyzed by a specific analytical procedure, assuming that all the method specified sample weights, volumes, and processing steps have been followed.

Mixing Zone

Limited volume of receiving water allocated for mixing with a wastewater discharge where water quality criteria can be exceeded without causing adverse effects to the overall water body.

Not Detected (ND)

Sample results less than the laboratory's MDL.

Persistent Pollutants

Substances for which degradation or decomposition in the environment is nonexistent or very slow.

Pollutant Minimization Program

Program of waste minimization and pollution prevention actions that include, but are not limited to, product substitution, waste stream recycling, alternative waste management methods, and education of the public and businesses. The goal of the Pollutant Minimization Program is to reduce all potential sources of a priority pollutant through pollutant minimization (control) strategies, including pollution prevention measures as appropriate, to maintain the effluent concentration at or below the water quality-based effluent limitation. Pollution prevention measures may be particularly appropriate for persistent bioaccumulative priority pollutants where there is evidence that beneficial uses are being impacted. Cost effectiveness may be considered when establishing the requirements of a Pollutant Minimization Program. The completion and implementation of a Pollution Prevention Plan, if required pursuant to Water Code section 13263.3(d), is considered to fulfill Pollutant Minimization Program requirements.

Pollution Prevention

Any action that causes a net reduction in the use or generation of a hazardous substance or other pollutant that is discharged into water and includes, but is not limited to, input change, operational improvement, production process change, and product reformulation (as defined in Water Code section 13263.3). Pollution prevention does not include actions that merely shift a pollutant in wastewater from one environmental medium to another environmental medium, unless clear environmental benefits of such an approach are identified to the satisfaction of the State Water Board or Regional Water Board.

Reporting Level (RL)

ML (and its associated analytical method) chosen by the Discharger for reporting and compliance determination from the MLs included in this Order, including an additional factor if applicable as discussed herein. The MLs included in this Order correspond to approved analytical methods for reporting a sample result that are selected by the Regional Water Board either from SIP Appendix 4 in accordance with SIP section 2.4.2 or established in accordance with SIP section 2.4.3. The ML is based on the proper application of method-based analytical procedures for sample preparation and the absence of any matrix interferences. Other factors may be applied to the ML depending on the specific sample preparation steps employed. For example, the treatment typically applied in cases where there are matrix-effects is to dilute the sample or sample aliquot by a factor of ten. In such cases, this additional factor must be applied to the ML in the computation of the RL.

Source of Drinking Water

Any water designated as having a municipal or domestic supply (MUN) beneficial use.

Standard Deviation (σ)

Measure of variability calculated as follows:

$$\sigma = (\sum[(x - \mu)^2]/(n - 1))^{0.5}$$

where:

x is the observed value;

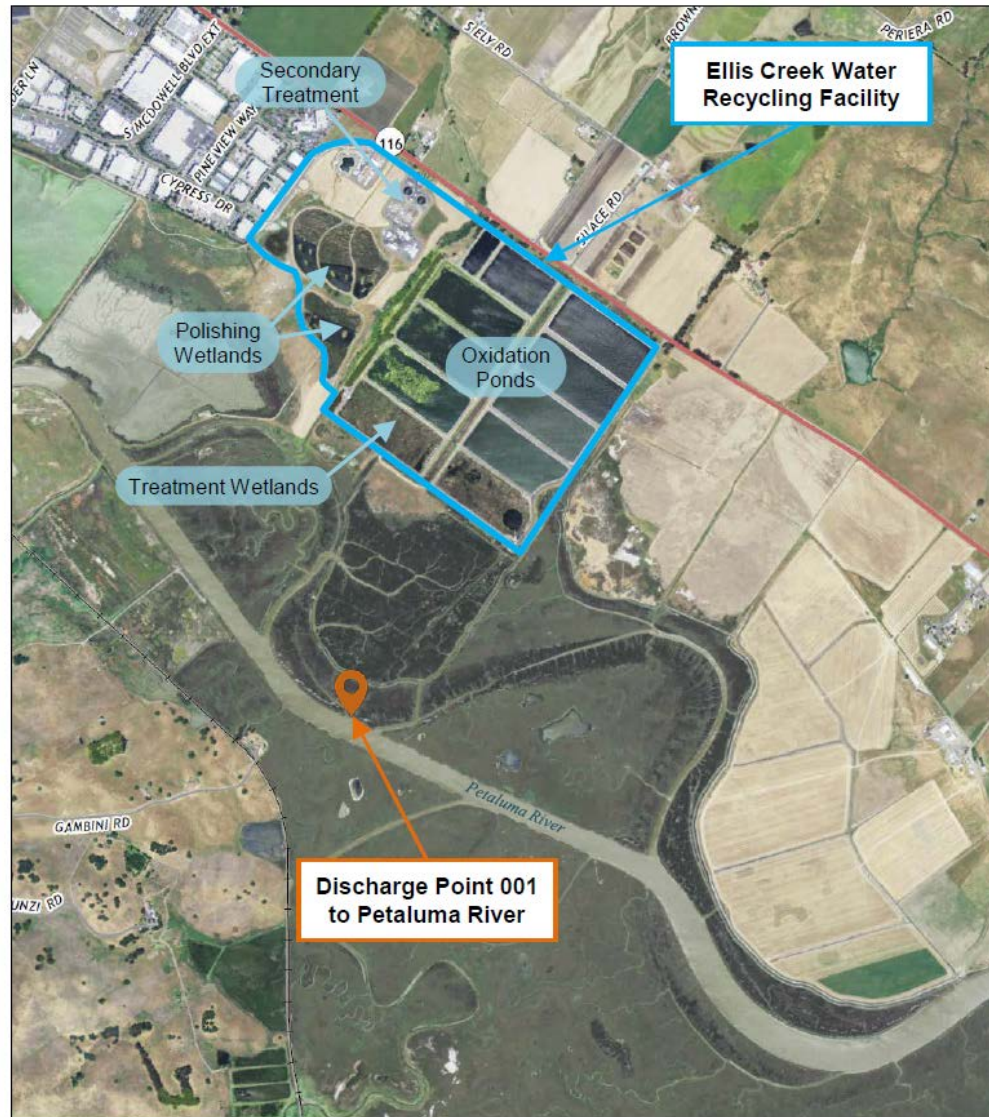
μ is the arithmetic mean of the observed values; and

n is the number of samples.

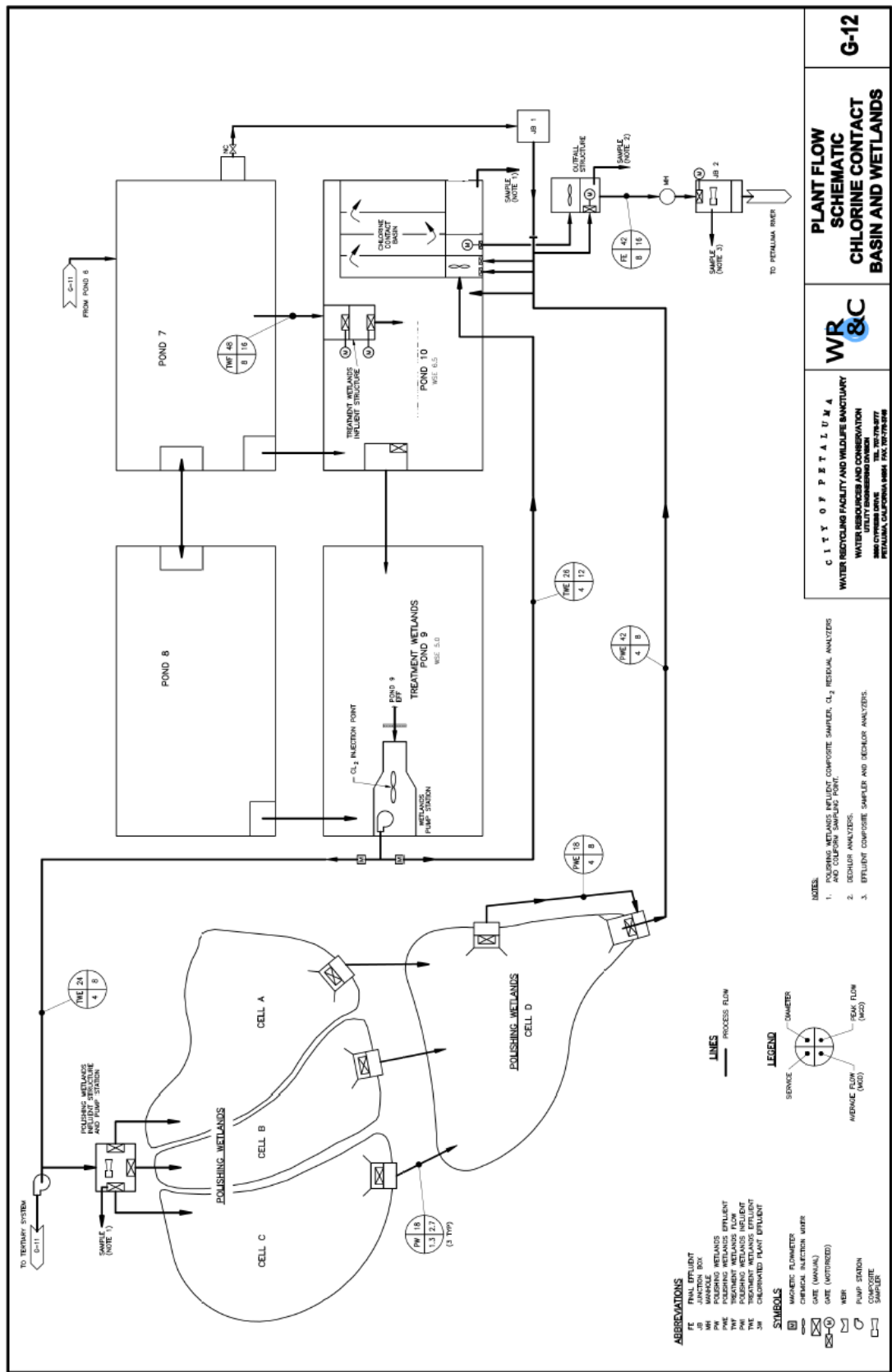
Toxicity Reduction Evaluation (TRE)

Study conducted in a step-wise process designed to identify the causative agents of effluent or ambient toxicity, isolate the sources of toxicity, evaluate the effectiveness of toxicity control options, and then confirm the reduction in toxicity. The first steps of the TRE consist of the collection of data relevant to the toxicity, including additional toxicity testing, and an evaluation of facility operations and maintenance practices, and best management practices. A Toxicity Identification Evaluation (TIE) may be required as part of the TRE, if appropriate. A TIE is a set of procedures to identify the specific chemicals responsible for toxicity. These procedures are performed in three phases (characterization, identification, and confirmation) using aquatic organism toxicity tests.

ATTACHMENT B – FACILITY MAP



City of Petaluma - Ellis Creek Water Recycling Facility - NPDES Permit No. CA0037810



City of Petaluma - Ellis Creek Water Recycling Facility - NPDES Permit No. CA0037810

ATTACHMENT D –STANDARD PROVISIONS

I. STANDARD PROVISIONS – PERMIT COMPLIANCE

A. Duty to Comply

1. The Discharger must comply with all of the terms, requirements, and conditions of this Order. Any noncompliance constitutes a violation of the Clean Water Act (CWA) and the California Water Code and is grounds for enforcement action; permit termination, revocation and reissuance, or modification; denial of a permit renewal application; or a combination thereof. (40 C.F.R. § 122.41(a); Wat. Code §§ 13261, 13263, 13265, 13268, 13000, 13001, 13304, 13350, 13385.)
2. The Discharger shall comply with effluent standards or prohibitions established under CWA section 307(a) for toxic pollutants and with standards for sewage sludge use or disposal established under CWA section 405(d) within the time provided in the regulations that establish these standards or prohibitions, even if this Order has not yet been modified to incorporate the requirement. (40 C.F.R. § 122.41(a)(1).)

B. Need to Halt or Reduce Activity Not a Defense

It shall not be a defense for a Discharger in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this Order. (40 C.F.R. § 122.41(c).)

C. Duty to Mitigate

The Discharger shall take all reasonable steps to minimize or prevent any discharge or sludge use or disposal in violation of this Order that has a reasonable likelihood of adversely affecting human health or the environment. (40 C.F.R. § 122.41(d).)

D. Proper Operation and Maintenance

The Discharger shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the Discharger to achieve compliance with the conditions of this Order. Proper operation and maintenance also includes adequate laboratory controls and appropriate quality assurance procedures. This provision requires the operation of backup or auxiliary facilities or similar systems that are installed by a Discharger only when necessary to achieve compliance with the conditions of this Order. (40 C.F.R. § 122.41(e).)

E. Property Rights

1. This Order does not convey any property rights of any sort or any exclusive privileges. (40 C.F.R. § 122.41(g).)
2. The issuance of this Order does not authorize any injury to persons or property or invasion of other private rights, or any infringement of state or local law or regulations. (40 C.F.R. § 122.5(c).)

F. Inspection and Entry

The Discharger shall allow the Regional Water Board, State Water Board, U.S. EPA, and/or their authorized representatives (including an authorized contractor acting as their representative), upon the presentation of credentials and other documents, as may be required by law, to (33 U.S.C. § 1318(a)(4)(B); 40 C.F.R. § 122.41(i); Wat. Code, §§ 13267, 13383):

1. Enter upon the Discharger's premises where a regulated facility or activity is located or conducted, or where records are kept under the conditions of this Order (33 U.S.C. § 1318(a)(4)(B)(i); 40 C.F.R. § 122.41(i)(1); Wat. Code, §§ 13267, 13383);
2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this Order (33 U.S.C. § 1318(a)(4)(B)(ii); 40 C.F.R. § 122.41(i)(2)); Wat. Code, §§ 13267, 13383);
3. Inspect and photograph, at reasonable times, any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this Order (33 U.S.C. § 1318(a)(4)(B)(ii); 40 C.F.R. § 122.41(i)(3); Wat. Code, §§ 13267, 13383); and
4. Sample or monitor, at reasonable times, for the purposes of ensuring Order compliance or as otherwise authorized by the CWA or the Water Code, any substances or parameters at any location. (33 U.S.C. § 1318(a)(4)(B); 40 C.F.R. § 122.41(i)(4); Wat. Code, §§ 13267, 13383.)

G. Bypass

1. Definitions

- a. "Bypass" means the intentional diversion of waste streams from any portion of a treatment facility. (40 C.F.R. § 122.41(m)(1)(i).)
- b. "Severe property damage" means substantial physical damage to property, damage to the treatment facilities, which causes them to become inoperable, or substantial and permanent loss of natural resources that can reasonably be expected to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in production. (40 C.F.R. § 122.41(m)(1)(ii).)

2. **Bypass not exceeding limitations.** The Discharger may allow any bypass to occur which does not cause exceedances of effluent limitations, but only if it is for essential maintenance to assure efficient operation. These bypasses are not subject to the provisions listed in Standard Provisions – Permit Compliance I.G.3, I.G.4, and I.G.5 below. (40 C.F.R. § 122.41(m)(2).)

3. **Prohibition of bypass.** Bypass is prohibited, and the Regional Water Board may take enforcement action against a Discharger for bypass, unless (40 C.F.R. § 122.41(m)(4)(i)):

- a. Bypass was unavoidable to prevent loss of life, personal injury, or severe property damage (40 C.F.R. § 122.41(m)(4)(i)(A));
- b. There were no feasible alternatives to the bypass, such as the use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods of

equipment downtime. This condition is not satisfied if adequate back-up equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass that occurred during normal periods of equipment downtime or preventive maintenance (40 C.F.R. § 122.41(m)(4)(i)(B)); and

- c. The Discharger submitted notice to the Regional Water Board as required under Standard Provisions – Permit Compliance I.G.5 below. (40 C.F.R. § 122.41(m)(4)(i)(C).)

- 4. **Approval.** The Regional Water Board may approve an anticipated bypass, after considering its adverse effects, if the Regional Water Board determines that it will meet the three conditions listed in Standard Provisions—Permit Compliance I.G.3 above. (40 C.F.R. § 122.41(m)(4)(ii).)

5. Notice

- a. **Anticipated bypass.** If the Discharger knows in advance of the need for a bypass, it shall submit a notice, if possible at least 10 days before the date of the bypass. (40 C.F.R. § 122.41(m)(3)(i).)
- b. **Unanticipated bypass.** The Discharger shall submit notice of an unanticipated bypass as required in Standard Provisions - Reporting V.E below (24-hour notice). (40 C.F.R. § 122.41(m)(3)(ii).)

H. Upset

Upset means an exceptional incident in which there is unintentional and temporary noncompliance with technology based permit effluent limitations because of factors beyond the reasonable control of the Discharger. An upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventive maintenance, or careless or improper operation. (40 C.F.R. § 122.41(n)(1).)

- 1. **Effect of an upset.** An upset constitutes an affirmative defense to an action brought for noncompliance with such technology based permit effluent limitations if the requirements of Standard Provisions – Permit Compliance I.H.2 below are met. No determination made during administrative review of claims that noncompliance was caused by upset, and before an action for noncompliance, is final administrative action subject to judicial review. (40 C.F.R. § 122.41(n)(2).)
- 2. **Conditions necessary for a demonstration of upset.** A Discharger who wishes to establish the affirmative defense of upset shall demonstrate, through properly signed, contemporaneous operating logs or other relevant evidence that (40 C.F.R. § 122.41(n)(3)):
 - a. An upset occurred and that the Discharger can identify the cause(s) of the upset (40 C.F.R. § 122.41(n)(3)(i));
 - b. The permitted facility was, at the time, being properly operated (40 C.F.R. § 122.41(n)(3)(ii));
 - c. The Discharger submitted notice of the upset as required in Standard Provisions—Reporting V.E.2.b below (24-hour notice) (40 C.F.R. § 122.41(n)(3)(iii)); and

- d. The Discharger complied with any remedial measures required under Standard Provisions—Permit Compliance I.C above. (40 C.F.R. § 122.41(n)(3)(iv).)

- 3. **Burden of proof.** In any enforcement proceeding, the Discharger seeking to establish the occurrence of an upset has the burden of proof. (40 C.F.R. § 122.41(n)(4).)

II. STANDARD PROVISIONS—PERMIT ACTION

A. General

This Order may be modified, revoked and reissued, or terminated for cause. The filing of a request by the Discharger for modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance does not stay any Order condition. (40 C.F.R. § 122.41(f).)

B. Duty to Reapply

If the Discharger wishes to continue an activity regulated by this Order after the expiration date of this Order, the Discharger must apply for and obtain a new permit. (40 C.F.R. § 122.41(b).)

C. Transfers

This Order is not transferable to any person except after notice to the Regional Water Board. The Regional Water Board may require modification or revocation and reissuance of the Order to change the name of the Discharger and incorporate such other requirements as may be necessary under the CWA and the Water Code. (40 C.F.R. §§ 122.41(l)(3), 122.61.)

III. STANDARD PROVISIONS – MONITORING

- A. Samples and measurements taken for the purpose of monitoring shall be representative of the monitored activity. (40 C.F.R. § 122.41(j)(1).)
- B. Monitoring must be conducted according to test procedures approved under 40 C.F.R. part 136 for the analyses of pollutants unless another method is required under 40 C.F.R. chapter 1, subchapters N or O. Monitoring must be conducted according to sufficiently sensitive test methods approved under 40 C.F.R. part 136 for the analysis of pollutants or pollutant parameters or required under 40 C.F.R. chapter 1, subchapter N or O. For the purposes of this paragraph, a method is sufficiently sensitive when:
 - 1. The method minimum level (ML) is at or below the level of the effluent limitation established in the permit for the measured pollutant or pollutant parameter, and either (a) the method ML is at or below the level of the applicable water quality criterion for the measured pollutant or pollutant parameter, or (b) the method ML is above the applicable water quality criterion but the amount of the pollutant or pollutant parameter in a facility's discharge is high enough that the method detects and quantifies the level of the pollutant or pollutant parameter in the discharge; or
 - 2. The method has the lowest ML of the analytical methods approved under 40 C.F.R. part 136 or required under 40 C.F.R. chapter 1, subchapter N or O for the measured pollutant or pollutant parameter.

In the case of pollutants for which there are no approved methods under 40 C.F.R. part 136 or otherwise required under 40 C.F.R. chapter 1, subchapters N or O, monitoring must be conducted according to a test procedure specified in this Order for such pollutants. (40 C.F.R. §§ 122.21(e)(3), 122.41(j)(4), 122.44(i)(1)(iv).)

IV. STANDARD PROVISIONS—RECORDS

- A.** Except for records of monitoring information required by this Order related to the Discharger's sewage sludge use and disposal activities, which shall be retained for a period of at least five years (or longer as required by 40 C.F.R. part 503), the Discharger shall retain records of all monitoring information, including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, copies of all reports required by this Order, and records of all data used to complete the application for this Order, for a period of at least three (3) years from the date of the sample, measurement, report or application. This period may be extended by request of the Regional Water Board Executive Officer at any time. (40 C.F.R. § 122.41(j)(2).)
- B.** Records of monitoring information shall include the following:
 - 1. The date, exact place, and time of sampling or measurements (40 C.F.R. § 122.41(j)(3)(i));
 - 2. The individual(s) who performed the sampling or measurements (40 C.F.R. § 122.41(j)(3)(ii));
 - 3. The date(s) the analyses were performed (40 C.F.R. § 122.41(j)(3)(iii));
 - 4. The individual(s) who performed the analyses (40 C.F.R. § 122.41(j)(3)(iv));
 - 5. The analytical techniques or methods used (40 C.F.R. § 122.41(j)(3)(v)); and
 - 6. The results of such analyses. (40 C.F.R. § 122.41(j)(3)(vi).)
- C.** Claims of confidentiality for the following information will be denied (40 C.F.R. § 122.7(b)):
 - 1. The name and address of any permit applicant or Discharger (40 C.F.R. § 122.7(b)(1)); and
 - 2. Permit applications and attachments, permits, and effluent data. (40 C.F.R. § 122.7(b)(2).)

V. STANDARD PROVISIONS—REPORTING

A. Duty to Provide Information

The Discharger shall furnish to the Regional Water Board, State Water Board, or U.S. EPA within a reasonable time, any information which the Regional Water Board, State Water Board, or U.S. EPA may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this Order or to determine compliance with this Order. Upon request, the Discharger shall also furnish to the Regional Water Board, State Water Board, or U.S. EPA copies of records required to be kept by this Order. (40 C.F.R. § 122.41(h); Wat. Code, §§ 13267, 13383.)

B. Signatory and Certification Requirements

1. All applications, reports, or information submitted to the Regional Water Board, State Water Board, and/or U.S. EPA shall be signed and certified in accordance with Standard Provisions—Reporting V.B.2, V.B.3, V.B.4, and V.B.5 below. (40 C.F.R. § 122.41(k).)
2. For a corporation, all permit applications shall be signed by a responsible corporate officer. For the purpose of this section, a responsible corporate officer means: (i) a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy- or decision-making functions for the corporation, or (ii) the manager of one or more manufacturing, production, or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures. (40 C.F.R. § 122.22(a)(1).)

For a partnership or sole proprietorship, all permit applications shall be signed by a general partner or the proprietor, respectively. (40 C.F.R. § 122.22(a)(2).)

For a municipality, state, federal, or other public agency, all permit applications shall be signed by either a principal executive officer or ranking elected official. For purposes of this provision, a principal executive officer of a federal agency includes (i) the chief executive officer of the agency, or (ii) a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., Regional Administrators of U.S. EPA). (40 C.F.R. § 122.22(a)(3).)

3. All reports required by this Order and other information requested by the Regional Water Board, State Water Board, or U.S. EPA shall be signed by a person described in Standard Provisions – Reporting V.B.2 above, or by a duly authorized representative of that person. A person is a duly authorized representative only if:
 - a. The authorization is made in writing by a person described in Standard Provisions—Reporting V.B.2 above (40 C.F.R. § 122.22(b)(1));
 - b. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity such as the position of plant manager, operator of a well or a well field, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters for the company. (A duly authorized representative may thus be either a named individual or any individual occupying a named position.) (40 C.F.R. § 122.22(b)(2)); and
 - c. The written authorization is submitted to the Regional Water Board and State Water Board. (40 C.F.R. § 122.22(b)(3).)

4. If an authorization under Standard Provisions – Reporting V.B.3 above is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of Standard Provisions—Reporting V.B.3 above must be submitted to the Regional Water Board and State Water Board prior to or together with any reports, information, or applications, to be signed by an authorized representative. (40 C.F.R. § 122.22(c).)
5. Any person signing a document under Standard Provisions—Reporting V.B.2 or V.B.3 above shall make the following certification:

“I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.” (40 C.F.R. § 122.22(d).)

C. Monitoring Reports

1. Monitoring results shall be reported at the intervals specified in the Monitoring and Reporting Program in this Order. (40 C.F.R. § 122.22(l)(4).)
2. Monitoring results must be reported on a Discharge Monitoring Report (DMR) form or forms provided or specified by the Regional Water Board or State Water Board for reporting results of monitoring of sludge use or disposal practices. (40 C.F.R. § 122.41(l)(4)(i).)
3. If the Discharger monitors any pollutant more frequently than required by this Order using test procedures approved under 40 C.F.R. part 136, or another method required for an industry-specific waste stream under 40 C.F.R. subchapters N or O, the results of such monitoring shall be included in the calculation and reporting of the data submitted in the DMR or sludge reporting form specified by the Regional Water Board. (40 C.F.R. § 122.41(l)(4)(ii).)
4. Calculations for all limitations, which require averaging of measurements, shall utilize an arithmetic mean unless otherwise specified in this Order. (40 C.F.R. § 122.41(l)(4)(iii).)

D. Compliance Schedules

Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of this Order, shall be submitted no later than 14 days following each schedule date. (40 C.F.R. § 122.41(l)(5).)

E. Twenty-Four Hour Reporting

1. The Discharger shall report any noncompliance that may endanger health or the environment. Any information shall be provided orally within 24 hours from the time the Discharger becomes aware of the circumstances. A written submission shall also be provided within five (5) days of the time the Discharger becomes aware of the circumstances. The written

submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance. (40 C.F.R. § 122.41(l)(6)(i).)

2. The following shall be included as information that must be reported within 24 hours under this paragraph (40 C.F.R. § 122.41(l)(6)(ii)):
 - a. Any unanticipated bypass that exceeds any effluent limitation in this Order. (40 C.F.R. § 122.41(l)(6)(ii)(A).)
 - b. Any upset that exceeds any effluent limitation in this Order. (40 C.F.R. § 122.41(l)(6)(ii)(B).)
3. The Regional Water Board may waive the above-required written report under this provision on a case-by-case basis if an oral report has been received within 24 hours. (40 C.F.R. § 122.41(l)(6)(iii).)

F. Planned Changes

The Discharger shall give notice to the Regional Water Board as soon as possible of any planned physical alterations or additions to the permitted facility. Notice is required under this provision only when (40 C.F.R. § 122.41(l)(1)):

1. The alteration or addition to a permitted facility may meet one of the criteria for determining whether a facility is a new source in 40 C.F.R. section 122.29(b) (40 C.F.R. § 122.41(l)(1)(i)); or
2. The alteration or addition could significantly change the nature or increase the quantity of pollutants discharged. This notification applies to pollutants that are not subject to effluent limitations in this Order. (Alternatively, for an existing manufacturing, commercial, mining, or silvicultural discharge as referenced in 40 C.F.R. section 122.42(a), this notification applies to pollutants that are subject neither to effluent limitations in this Order nor to notification requirements under 40 C.F.R. section 122.42(a)(1) (see Additional Provisions—Notification Levels VII.A.1).) (40 C.F.R. § 122.41(l)(1)(ii).)
3. The alteration or addition results in a significant change in the Discharger's sludge use or disposal practices, and such alteration, addition, or change may justify the application of permit conditions that are different from or absent in the existing permit, including notification of additional use or disposal sites not reported during the permit application process or not reported pursuant to an approved land application plan. (40 C.F.R. § 122.41(l)(1)(iii).)

G. Anticipated Noncompliance

The Discharger shall give advance notice to the Regional Water Board or State Water Board of any planned changes in the permitted facility or activity that may result in noncompliance with this Order's requirements. (40 C.F.R. § 122.41(l)(2).)

H. Other Noncompliance

The Discharger shall report all instances of noncompliance not reported under Standard Provisions—Reporting V.C, V.D, and V.E above at the time monitoring reports are submitted. The reports shall contain the information listed in Standard Provision—Reporting V.E above. (40 C.F.R. § 122.41(l)(7).)

I. Other Information

When the Discharger becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application or in any report to the Regional Water Board, State Water Board, or U.S. EPA, the Discharger shall promptly submit such facts or information. (40 C.F.R. § 122.41(l)(8).)

VI. STANDARD PROVISIONS – ENFORCEMENT

- A. The Regional Water Board is authorized to enforce the terms of this permit under several provisions of the Water Code, including, but not limited to, sections 13268, 13385, 13386, and 13387.

VII. ADDITIONAL PROVISIONS—NOTIFICATION LEVELS

A. Publicly-Owned Treatment Works (POTWs)

All POTWs shall provide adequate notice to the Regional Water Board of the following (40 C.F.R. § 122.42(b)):

1. Any new introduction of pollutants into the POTW from an indirect discharger that would be subject to CWA sections 301 or 306 if it were directly discharging those pollutants (40 C.F.R. § 122.42(b)(1)); and
2. Any substantial change in the volume or character of pollutants being introduced into that POTW by a source introducing pollutants into the POTW at the time of adoption of this Order. (40 C.F.R. § 122.42(b)(2).)
3. Adequate notice shall include information on the quality and quantity of effluent introduced into the POTW as well as any anticipated impact of the change on the quantity or quality of effluent to be discharged from the POTW. (40 C.F.R. § 122.42(b)(3).)

ATTACHMENT E – MONITORING AND REPORTING PROGRAM (MRP)

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ATTACHMENT E – MONITORING AND REPORTING PROGRAM (MRP)

Clean Water Act section 308 and 40 C.F.R. sections 122.41(h), 122.41(j)-(l), 122.44(i), and 122.48 require that all NPDES permits specify monitoring and reporting requirements. Water Code sections 13267 and 13383 also authorize the Regional Water Board to establish monitoring, inspection, entry, reporting, and recordkeeping requirements. This MRP establishes monitoring, reporting, and recordkeeping requirements that implement federal and State laws and regulations.

I. GENERAL MONITORING PROVISIONS

- A. The Discharger shall comply with this MRP. The Executive Officer may amend this MRP pursuant to 40 C.F.R. sections 122.62, 122.63, and 124.5. If any discrepancies exist between this MRP and the “Regional Standard Provisions, and Monitoring and Reporting Requirements (Supplement to Attachment D) for NPDES Wastewater Discharge Permits” (Attachment G), this MRP shall prevail.
- B. The Discharger shall conduct all monitoring in accordance with Attachment D, section III, as supplemented by Attachment G. Equivalent test methods must be more sensitive than those specified in 40 C.F.R. section 136 and must be specified in this permit.

II. MONITORING LOCATIONS

The Discharger shall establish the following monitoring locations to demonstrate compliance with the effluent limitations, discharge specifications, and other requirements in this Order:

Table E-1. Monitoring Locations

Monitoring Location Type	Monitoring Location Name	Monitoring Location Description
Influent	INF-001 (formerly A-001)	Any point in the plant at which all waste tributary to the treatment system is present and preceding any phase of treatment that may alter the influent character.
Effluent	EFF-001 (formerly E-001)	Any point in the outfall pipe between the point of discharge to the Petaluma River (Discharge Point No. 001) and the point at which all flow contributing to the outfall is present. May be the same as EFF-001-D.
Effluent	EFF-001-D (formerly E-001-D)	Any point in the disinfection facility for flow EFF-001, where adequate contact with the disinfectant is assured.
Effluent	REC-001	Any point after full treatment, including disinfection, that represents all wastewater directed offsite for tertiary recycled water distribution (REC-001) and thus not discharged to the Petaluma River at Discharge Point No. 001.
Receiving Water	RSW-001 (formerly C-1)	In the Petaluma River directly above the point of discharge.
Receiving Water	RSW-002A (formerly C-2A)	In the Petaluma River 500 feet upstream of the discharge.
Receiving Water	RSW-002B (formerly C-2B)	In the Petaluma River 500 feet downstream of the discharge.
Receiving Water	RSW-003R (formerly C-R)	In the Petaluma River 2,000 feet downstream of the discharge.
Biosolids	BIO-001	Any point following onsite biosolids processing.

III. INFLUENT MONITORING REQUIREMENTS

The Discharger shall monitor plant influent at Monitoring Location EFF-001 as follows:

Table E-2. Influent Monitoring

Parameter	Units	Sample Type	Minimum Sampling Frequency
Flow ^[1]	MGD	Continuous	Continuous/D
Biochemical Oxygen Demand (5-day @ 20°C)	mg/L	C-24	1/Week ^[2]
Total Suspended Solids	mg/L	C-24	1/Week ^[2]
Cyanide	µg/L	Grab	1/Month

Abbreviations:

MGD = million gallons per day
mg/L = milligrams per liter
C-24 = 24-hour composite sample
Continuous/D = measured continuously, and recorded and reported daily
1/Week = once per week

Footnotes:

^[1] Flow shall be monitored continuously and the following information shall be reported in monthly self-monitoring reports:

- Daily average flow (MGD)
- Total monthly flow volume (MG)

^[2] The Discharger shall collect influent samples on the same days as effluent samples. The monitoring frequency may be decreased to once per quarter when not discharging to the Petaluma River.

IV. EFFLUENT MONITORING REQUIREMENTS

A. Discharges to Petaluma River

When discharging to the Petaluma River, the Discharger shall monitor plant effluent at Monitoring Location EFF-001 as follows. When the minimum sampling frequency is weekly, monthly, or quarterly, at least one sample is required for any weekly, monthly, or quarterly period in which a discharge to Discharge Point No. 001 occurs.

Table E-3. Effluent Monitoring—Monitoring Location EFF-001

Parameter	Units	Monitoring Station	Sample Type	Minimum Sampling Frequency
Flow ^[1]	MGD	EFF-001	Continuous	Continuous/D
Biochemical Oxygen Demand (5-day @ 20°C)	mg/L	EFF-001	C-24	1/Week
Total Suspended Solids	mg/L	EFF-001	C-24	1/Week
Oil and Grease	mg/L	EFF-001	Grab	1/Quarter ^[2]
Enterococcus Bacteria	MPN/100 mL ^[3]	EFF-001-D	Grab	1/Week
Ammonia, Total	mg/L as N	EFF-001	C-24	1/Month ^[4]
pH	standard units	EFF-001	Grab	1/Day ^[4,5]
Temperature	°C	EFF-001	Grab	1/Day ^[4]
Acute Toxicity ^[6]	% survival	EFF-001	C-24	1/Month
Chronic Toxicity ^[7]	TU _c	EFF-001	C-24	1/Quarter
Chlorine Residual ^[8]	mg/L	EFF-001	Continuous or Grab	Continuous/1H
Copper	µg/L	EFF-001	C-24	1/Month
Cyanide ^[9]	µg/L	EFF-001	Grab	1/Month
Dioxin-TEQ	µg/L	EFF-001	Grab	1/Year

Parameter	Units	Monitoring Station	Sample Type	Minimum Sampling Frequency
Bis (2-ethyl-hexyl) phthalate	µg/L	EFF-001	Grab	1/Year
Secondary Treated Effluent Equalization Time	days	EFF-001	Calculation	1/Week

Abbreviations:

MGD	= million gallons per day
mg/L	= milligrams per liter
µg/L	= micrograms per liter
mg/L as N	= milligrams per liter as nitrogen
MPN/100 mL	= most probable number per 100 milliliters
°C	= degrees Celsius
% survival	= percent survival
TUc	= chronic toxicity units, equal to 100/NOEL, where NOEL = IC25, EC25, or NOEC
C-24	= 24-hour composite
Grab	= grab sample
Continuous/D	= measured continuously, and recorded and reported daily
Continuous/1H	= measured continuously or, if infeasible, at least every hour
1/Day	= once per day
1/Month	= once per month
1/Quarter	= once per quarter

Footnotes:

- [1] Flow shall be monitored continuously and the following information shall be reported in self-monitoring reports:
- Daily average flow (MGD)
 - Total monthly flow volume (MG)
- [2] Oil and grease sampling and analysis shall be conducted in accordance with U.S. EPA Method 1664A.
- [3] Results may be reported as Colony Forming Units/100 milliliters (CFU/100 mL) if the laboratory method used provides results in CFU/100 mL.
- [4] Ammonia monitoring shall occur concurrently with pH and temperature monitoring.
- [5] If pH is monitored continuously, the minimum and maximum pH values for each day shall be reported in self-monitoring reports.
- [6] Acute bioassay tests shall be performed in accordance with MRP section V.A.
- [7] Chronic bioassay tests shall be performed in accordance with MRP section V.B.
- [8] During times when at least a portion of the effluent has been routed through the chlorine contact chamber, effluent chlorine concentrations shall be measured continuously. Otherwise, when dechlorinating naturally through the polishing wetlands, effluent chlorine concentrations shall be measured by collection of grab samples twice daily at least four hours apart. Chlorine residual concentrations shall be monitored and reported for sampling points both before and after dechlorination. The Discharger shall report the maximum residual chlorine concentration observed following dechlorination on a daily basis. Total chlorine dosage (kg/day) shall be recorded on a daily basis.
- Alternatively, effluent residual chlorine concentrations may be monitored continuously, or by collecting grab samples every hour, immediately following dechlorination. The Discharger shall describe all excursions of the chlorine limit in the transmittal letter of self-monitoring reports as required by Attachment G section V.C.1.a. If monitoring continuously, the Discharger shall report through data upload to CIWQS, from discrete readings of the continuous monitoring every hour on the hour, the maximum for each day and any other discrete hourly reading that exceed the effluent limit, and, for the purpose of mandatory minimum penalties required by Water Code section 13385(i), compliance shall be based only on these discrete readings. The Discharger shall retain continuous monitoring readings for at least three years. The Regional Water Board reserves the right to use all continuous monitoring data for discretionary enforcement.
- [9] The Discharger may, at its option, analyze for cyanide as Weak Acid Dissociable Cyanide using protocols specified in Standard Method Part 4500-CN-I, USEPA Method OI 1677, or an equivalent method in the latest edition.

B. Discharges Reused Offsite

The Discharger shall monitor plant effluent flow at Monitoring Location REC-001 continuously and the following information shall be reported in self-monitoring reports:

- Daily average flow (MGD)
- Total monthly flow volume (MG)

V. WHOLE EFFLUENT TOXICITY TESTING REQUIREMENTS

A. Whole Effluent Acute Toxicity

1. Compliance with the acute toxicity effluent limitations at Discharge Point No. 001 shall be evaluated at Monitoring Location EFF-001 by measuring survival of test organisms exposed to 96-hour static renewal bioassays with 24-hour composite samples on consecutive or alternating days.
2. Test organisms shall be fathead minnow (*Pimephales promelas*). The Executive Officer may specify a more sensitive organism or, if testing a particular organism proves unworkable, the most sensitive organism available.
3. All bioassays shall be performed according to the most up-to-date protocols in 40 C.F.R. part 136, currently *Methods for Measuring the Acute Toxicity of Effluents and Receiving Water to Freshwater and Marine Organisms*, 5th Edition (EPA-821-R-02-012). If these protocols prove unworkable, the Executive Officer and the Environmental Laboratory Accreditation Program may grant exceptions in writing upon the Discharger's request with justification.
4. If the Discharger demonstrates that specific identifiable substances in the discharge are rapidly rendered harmless upon discharge to the receiving water, compliance with the acute toxicity limitation may be determined after test samples are adjusted to remove the influence of those substances. Written acknowledgement that the Executive Officer concurs with the Discharger's demonstration and that the adjustment will not remove the influence of other substances must be obtained prior to any such adjustment.
5. Bioassay water monitoring shall include, on a daily basis, pH, dissolved oxygen, ammonia (if toxicity is observed), temperature, hardness, and alkalinity. These results shall be reported. If final or intermediate results of an acute bioassay test indicate a violation or threatened violation (e.g., the percentage of surviving test organisms is less than 70 percent), the Discharger shall initiate a new test as soon as practical and shall investigate the cause of the mortalities and report its findings in the next self-monitoring report. The Discharger shall repeat the test until a test fish survival rate of 90 percent or greater is observed. If the control fish survival rate is less than 90 percent, the bioassay test shall be restarted with new fish and shall continue as soon as practical until an acceptable test is completed (i.e., control fish survival rate is 90 percent or greater).

B. Whole Effluent Chronic Toxicity

1. Monitoring Requirements

- a. **Sampling.** The Discharger shall collect 24-hour composite effluent samples at Monitoring Location EFF-001 for critical life stage toxicity tests as indicated below. For toxicity tests requiring renewals, the Discharger shall collect 24-hour composite samples on consecutive or alternating days.

- b. Test Species.** The test species shall be the *Americamysis bahia* (mysid shrimp). The Discharger shall conduct a screening chronic toxicity test as described in Appendix E-1, or as described in applicable State Water Board plan provisions that become effective after adoption of this Order, following any significant change in the nature of the effluent. If there is no significant change in the nature of the effluent, the Discharger shall conduct a screening test and submit the results with its application for permit reissuance.
- c. Frequency.** Chronic toxicity monitoring shall be as specified below:
- i.** The Discharger shall monitor quarterly during the discharge season.
 - ii.** The Discharger shall accelerate monitoring to monthly after exceeding a three-sample median of 1 TUC or a single sample maximum of 2 TUC for discharges via Discharge Point No. 001 or as otherwise specified by the Executive Officer. Based on the TUC results, the Executive Officer may specify a different frequency for accelerated monitoring to ensure that accelerated monitoring provides useful information.
 - iii.** The Discharger shall return to routine monitoring if accelerated monitoring does not exceed the trigger in ii, above.
 - iv.** If accelerated monitoring confirms consistent toxicity in excess of the trigger in ii, above, the Discharger shall continue accelerated monitoring and initiate toxicity reduction evaluation (TRE) procedures in accordance with section V.B.3, below.
 - v.** The Discharger shall return to routine monitoring after implementing appropriate elements of the TRE and either the toxicity drops below the trigger in ii, above, or, based on the TRE results, the Executive Officer determines that accelerated monitoring would no longer provide useful information.

Monitoring conducted pursuant to a TRE shall satisfy the requirements for routine and accelerated monitoring while the TRE is underway.

- d. Methodology.** Sample collection, handling, and preservation shall be in accordance with U.S. EPA protocols. In addition, bioassays shall be conducted in compliance with the most recently promulgated test methods, as shown in Appendix E-1. These are *Short-Term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Marine and Estuarine Organisms*, currently third edition (EPA-821-R-02-014). If these protocols prove unworkable, the Executive Officer and the Environmental Laboratory Accreditation Program may grant exceptions in writing upon the Discharger's request with justification. If the Discharger demonstrates that specific identifiable substances in the discharge are rapidly rendered harmless upon discharge to the receiving water, compliance with the chronic toxicity limitation may be determined after test samples are adjusted to remove the influence of those substances. Written acknowledgement that the Executive Officer concurs with the Discharger's demonstration and that the adjustment will not remove the influence of other substances must be obtained prior to any such adjustment.

- e. **Dilution Series.** The Discharger shall conduct tests with a control and five effluent concentrations (including 100% effluent). Test sample pH may be controlled to the level of the effluent sample as received prior to being salted up.

2. Reporting Requirements

- a. The Discharger shall provide toxicity test results for the current reporting period in the self-monitoring report and shall include the following, at a minimum, for each test:
 - i. Sample date
 - ii. Test initiation date
 - iii. Test species
 - iv. End point values for each dilution (e.g., number of young, growth rate, percent survival)
 - v. No Observable Effect Level (NOEL) values in percent effluent. The NOEL shall equal the IC_{25} or EC_{25} (see MRP Appendix E-1). If the IC_{25} or EC_{25} cannot be statistically determined, the NOEL shall equal to the No Observable Effect Concentration (NOEC) derived using hypothesis testing. The NOEC is the maximum percent effluent concentration that causes no observable effect on test organisms based on a critical life stage toxicity test.
 - vi. IC_{15} , IC_{25} , IC_{40} , and IC_{50} values (or EC_{15} , EC_{25} , EC_{40} , and EC_{50}) as percent effluent
 - vii. TUC values ($100/NOEL$, where $NOEL = IC_{25}$, EC_{25} , or NOEC)
 - viii. Mean percent mortality ($\pm s.d.$) after 96 hours in 100% effluent (if applicable)
 - ix. IC_{50} or EC_{50} values for reference toxicant tests
 - x. Available water quality measurements for each test (e.g., pH, dissolved oxygen, temperature, conductivity, hardness, salinity, and ammonia)

3. Toxicity Reduction Evaluation (TRE)

- a. The Discharger shall prepare a generic TRE work plan within 90 days of the effective date of this Order to be ready to respond to toxicity events. The Discharger shall review and update the work plan as necessary so that it remains current and applicable to the discharge and discharge facilities.
- b. Within 30 days of exceeding the chronic toxicity trigger in section V.B.1.c.ii, above, the Discharger shall submit a TRE work plan, which shall be the generic work plan revised as appropriate for this toxicity event after consideration of available discharge data.
- c. Within 30 days of completing an accelerated monitoring test observed to exceed the trigger in section V.B.1.c.ii, above, the Discharger shall initiate a TRE in accordance with a TRE work plan that incorporates any and all comments from the Executive Officer.

- d.** The TRE shall be specific to the discharge and be in accordance with current technical guidance and reference materials, including U.S. EPA guidance materials. The Discharger shall conduct the TRE as a tiered evaluation as summarized below:
 - i.** Tier 1 shall consist of basic data collection (routine and accelerated monitoring).
 - ii.** Tier 2 shall consist of evaluation of treatment process optimization, including operational practices and in-plant process chemicals.
 - iii.** Tier 3 shall consist of a toxicity identification evaluation (TIE).
 - iv.** Tier 4 shall consist of evaluation of options for additional effluent treatment processes.
 - v.** Tier 5 shall consist of evaluation of options for modifications of in-plant treatment processes.
 - vi.** Tier 6 shall consist of implementation of selected toxicity control measures, and follow-up monitoring and confirmation of implementation success.
- e.** The Discharger may end the TRE at any stage if monitoring finds there is no longer consistent toxicity (i.e., compliance with the trigger in section V.B.1.c.ii).
- f.** The objective of the TIE shall be to identify the substance or combination of substances causing the observed toxicity. The Discharger shall employ all reasonable efforts using currently available TIE methodologies.
- g.** As toxic substances are identified or characterized, the Discharger shall continue the TRE by determining the sources and evaluating alternative strategies for reducing or eliminating the toxic substances from the discharge. The Discharger shall take all reasonable steps to reduce toxicity to levels below the chronic toxicity limit.
- h.** Many recommended TRE elements parallel required or recommended efforts related to source control, pollution prevention, and stormwater control programs. TRE efforts should be coordinated with such efforts. To prevent duplication of efforts, evidence of complying with requirements or recommended efforts of such programs may be acceptable to demonstrate compliance with TRE requirements.
- i.** Chronic toxicity may be episodic and identification of causes of and reduction of sources of chronic toxicity may not be successful. Regional Water Board enforcement considerations will be based in part on the Discharger's actions and efforts to identify and control or reduce sources of consistent toxicity.

VI. RECEIVING WATER MONITORING REQUIREMENTS

The Discharger shall monitor receiving waters at Monitoring Locations RSW-001, RSW-002A, RSW-002B, and RSW-003R as set forth in the table below.

Table E-4. Receiving Water Monitoring

Parameter	Units	Sample Type	Minimum Sampling Frequency ^[1]
pH	standard units	Grab	1/Month
Temperature	°C	Grab	1/Month
Conductivity	mhos/cm	Grab	1/Month
Salinity	ppt	Grab	1/Month
Total Ammonia	mg/L as N	Grab	1/Month
Un-ionized Ammonia	mg/L as N	Calculated	1/Month
Turbidity	NTU	Grab	1/Month
Dissolved Oxygen	mg/L	Grab	1/Month
Hardness	mg/L as CaCO ₃	Grab	1/Month

Abbreviations:

°C = degrees Celsius
mhos/cm = micro-ohms per centimeter
mg/L = milligrams per liter
mg/L as N = milligrams per liter as nitrogen
NTU = nephelometric turbidity units
mg/L as CaCO₃ = milligrams per liter as calcium carbonate
Grab = grab sample
1/Month = once per month

Footnote:

^[1] Parameters shall be analyzed during the discharge season.

VII. PRETREATMENT AND BIOSOLIDS MONITORING

The Discharger shall comply with the following pretreatment monitoring requirements for influent (at Monitoring Location INF-001), effluent (at Monitoring Location EFF-001), and biosolids (at Monitoring Location BIO-001). The Discharger shall report summaries of analytical results in pretreatment reports in accordance with Attachment H. At its option, the Discharger may also report biosolids analytical results in its electronic self-monitoring reports by manual entry, by EDF/CDF, or as an attached file.

Table E-5. Pretreatment and Biosolids Monitoring

Constituents	Sampling Frequency			Sample Type	
	Influent INF-001 ^[1]	Effluent EFF-001 ^[1]	Biosolids BIO-001	Influent and Effluent	Biosolids ^[6a]
VOC ^[2]	2/Year	2/Year	2/Year	Grab	Grab
BNA ^[3]	2/Year	2/Year	2/Year	Grab	Grab
Metals and Other Elements ^[4]	1/Month	1/Month	2/Year	C-24 ^[6b]	Grab
Hexavalent Chromium (VI) ^[5]	1/Month	1/Month	2/Year	Grab	Grab
Mercury ^[7]	1/Month	1/Month	2/Year	Grab	Grab
Cyanide	1/Month	1/Month	2/Year	Grab	Grab

Footnotes for Table E-5:

- ^[1] Influent and effluent monitoring conducted in accordance with Tables E-2 and E-3 may be used to satisfy these pretreatment monitoring requirements.
- ^[2] VOC: volatile organic compounds.
- ^[3] BNA: base/neutrals and acid extractable organic compounds.
- ^[4] Metals and other elements are arsenic, cadmium, copper, lead, nickel, selenium, silver, and zinc.
- ^[5] The Discharger may elect to run total chromium instead of hexavalent chromium. Sample collection for total chromium measurements may also use 24-hour composite sampling.

[6] Sample types:

- a. The biosolids sample shall be a composite of the biosolids to be disposed. Biosolids collection and monitoring shall comply with the requirements specified in Attachment H, Appendix H-4. The Discharger shall also comply with the biosolids monitoring requirements of 40 CFR part 503.
- b. If an automatic compositor is used, the Discharger shall obtain 24-hour composite samples through flow-proportioned composite sampling. Alternatively, 24-hour composite samples may consist of discrete grab samples combined (volumetrically flow-weighted) prior to analysis or mathematically flow-weighted.

[7] The Discharger shall use ultra-clean sampling (U.S. EPA Method 1669) and ultra-clean analytical methods (U.S. EPA Method 1631) for mercury monitoring, except when expected levels are greater than 10 µg/L in which case use of ultra-clean sampling and analysis would be optional.

VIII. REPORTING REQUIREMENTS

A. General Monitoring and Reporting Requirements

The Discharger shall comply with all Standard Provisions (Attachments D and G) related to monitoring, reporting, and recordkeeping, with modifications shown in section IX, below.

B. Self-Monitoring Reports (SMRs)

1. **SMR Format.** The Discharger shall electronically submit SMRs using the State Water Board's California Integrated Water Quality System (CIWQS) Web site (http://www.waterboards.ca.gov/water_issues/programs/ciwqs). The CIWQS website will provide additional information for SMR submittal in the event of a planned service interruption for electronic submittal.
2. **SMR Due Dates and Contents.** The Discharger shall submit SMRs by the due dates, and with the contents, specified below:
 - a. **Monthly SMRs** — Monthly SMRs shall be due 30 days after the end of each calendar month, covering that calendar month. The monthly SMR shall contain the applicable items described in sections V.B and V.C of both Attachments D and G of this Order. See Provision VI.C.2 (Effluent Characterization Study and Report) and Provision VI.C.3 (Receiving Water Characterization Study and Report) of this Order for information that must also be reported with monthly SMRs.

Monthly SMRs shall include all new monitoring results obtained since the last SMR was submitted. If the Discharger monitors any pollutant more frequently than required by this Order, the Discharger shall include the results of such monitoring in the calculations and reporting for the SMR.

- b. **Annual SMR** — Annual SMRs shall be due February 1 each year, covering the previous calendar year. The annual SMR shall contain the items described in sections V.C.1.f of Attachment G. See Provision VI.C.2 (Effluent Characterization Study and Report), Provision VI.C.3 (Receiving Water Characterization Study and Report), and Provision VI.C.4 (Pollution Minimization Program) of this Order for information that must also be reported with the annual SMR.
 - c. **Specifications for Submitting SMRs to CIWQS** — The Discharger shall submit analytical results and other information using one of the methods in the table below:

Table E-6. CIWQS Reporting

Parameter	Method of Reporting	
	EDF/CDF data upload or manual entry	Attached File
All parameters identified in influent, effluent, and receiving water monitoring tables (except Dissolved Oxygen and Temperature)	Required for all results	
Dissolved Oxygen Temperature	Required for monthly maximum and minimum results only ^[1]	Discharger may use this method for all results or keep records
Antimony Arsenic Beryllium Cadmium Chromium Copper Cyanide Lead Mercury Nickel Selenium Silver Thallium Zinc Other Pollutants (by U.S. EPA methods 601, 602, 608, 610, 614, 624, and 625)	Required for all results ^[2]	
Dioxins & Furans (by U.S. EPA Method 1613)	Not required (unless identified in influent, effluent, or receiving water monitoring tables), but encouraged ^[1]	Discharger may use this method to submit results with application for permit reissuance, unless data are uploaded by CDF/EDF
Volume and Duration of Blended Discharge ^[3]	Required for all blended effluent discharges	
Analytical Method	Not required (Discharger may select “data unavailable”) ^[1]	
Collection Time Analysis Time	Not required (Discharger may select “0:00”) ^[1]	

Footnotes:

- ^[1] The Discharger shall continue to monitor at the minimum frequency specified in this MRP, keep records of the measurements, and make the records available upon request.
- ^[2] These parameters require EDF/CDF data upload or manual entry regardless of whether monitoring is required by this MRP or other provisions of this Order (except for biosolids, sludge, or ash provisions).
- ^[3] The requirement for volume and duration of blended discharge applies only if this Order authorizes the Discharger to discharge blended effluent.

The Discharger shall arrange all reported data in a tabular format and summarize data to clearly illustrate whether the Facility is operating in compliance with effluent limitations. The Discharger is not required to duplicate the submittal of data entered in a tabular format within CIWQS. When electronic submittal of data is required and CIWQS does not provide for entry into a tabular format, the Discharger shall electronically submit the data in a tabular format as an attachment.

3. Monitoring Periods. Monitoring periods for all required monitoring shall be as set forth below unless otherwise specified:

Table E-7. Monitoring Periods

Sampling Frequency	Monitoring Period Begins On...	Monitoring Period
Continuous	Order effective date	All times
1/ Hour	Order effective date	Every one-hour period, beginning at midnight (e.g., 12:00 a.m. through 1:59 a.m.)
1/Day	Order effective date	Every 24-hour period, beginning at midnight and continuing through 11:59 p.m.
1/Week	Sunday following (or on) Order effective date	Sunday through Saturday
1/Month	First day of calendar month following (or on) Order effective date	First day of calendar month through last day of calendar month
1/Quarter ^[1]	Closest January 1, April 1, July 1, or October 1 before or after Order effective date	January 1 through March 31 April 1 through June 30 July 1 through September 30 October 1 through December 31
2/Year ^[1]	Closest October 1 or February 1 before or after Order effective date	October 1 through January 31 February 1 through May 15
1/Year ^[1]	Closest January 1 before or after Order effective date	January 1 through December 31
Once	Order effective date	Anytime such that monitoring results may be submitted with the application for permit reissuance

Footnote:

^[1] Monitoring performed during the previous order term may be used to satisfy monitoring required by this Order.

4. RL and MDL Reporting. The Discharger shall report with each sample result the Reporting Level (RL) and Method Detection Limit (MDL) as determined by the procedure in 40 C.F.R. part 136. The Discharger shall report the results of analytical determinations for the presence of chemical constituents in a sample using the following reporting protocols:

- a.** Sample results greater than or equal to the RL shall be reported as measured by the laboratory (i.e., the measured chemical concentration in the sample).
- b.** Sample results less than the RL, but greater than or equal to the laboratory's MDL, shall be reported as "Detected, but Not Quantified," or DNQ. The estimated chemical concentration of the sample shall also be reported.

For purposes of data collection, the laboratory shall write the estimated chemical concentration next to DNQ. The laboratory may, if such information is available, include numerical estimates of the data quality for the reported result. Numerical estimates of data quality may be percent accuracy (+/- a percentage of the reported value), numerical ranges (low to high), or any other means the laboratory considers appropriate.

- c.** Sample results less than the laboratory's MDL shall be reported as "Not Detected," or ND.
- d.** The Discharger shall instruct laboratories to establish calibration standards so that the minimum level (ML) value (or its equivalent if there is differential treatment of samples relative to calibration standards) is the lowest calibration standard. At no time is the

Discharger to use analytical data derived from extrapolation beyond the lowest point of the calibration curve.

- 5. Compliance Determination.** Compliance with effluent limitations for priority pollutants shall be determined using sample reporting protocols defined above and in the Fact Sheet and Attachments A, D, and G. For purposes of reporting and administrative enforcement by the Regional Water Board and State Water Board, the Discharger shall be deemed out of compliance with effluent limitations if the concentration of the priority pollutant in the monitoring sample is greater than the effluent limitation and greater than or equal to the reporting level (RL).

C. Discharge Monitoring Reports (DMRs)

The Discharger shall electronically certify and submit DMRs with SMRs using the Electronic Self-Monitoring Reports module eSMR 2.5 or the latest upgraded version. Electronic DMR submittal shall be in addition to electronic SMR submittal. Information about electronic DMR submittal is available at the DMR website at http://www.waterboards.ca.gov/water_issues/programs/discharge_monitoring

IX. MODIFICATIONS TO ATTACHMENT G

This MRP modifies Attachment G as indicated below:

A. Attachment G section V.C.1.c.2 is revised as follows:

- 2) When determining compliance with an average monthly or maximum daily effluent limitation, and more than one sample result is available, the Discharger shall compute the arithmetic mean unless the data set contains one or more reported determinations of detected but not quantified (DNQ) or nondetect (ND). In those cases, the Discharger shall compute the median in place of the arithmetic mean in accordance with the following procedure:
 - i. The data set shall be ranked from low to high, reported ND determinations lowest, DNQ determinations next, followed by quantified values (if any). The order of the individual ND or DNQ determinations is unimportant.
 - ii. The median value of the data set shall be determined. If the data set has an odd number of data points, then the median is the middle value. If the data set has an even number of data points, then the median is the average of the two values around the middle unless one or both of the points are ND or DNQ, in which case the median value shall be the lower of the two data points where DNQ is lower than a value and ND is lower than DNQ.

If a sample result, or the arithmetic mean or median of multiple sample results, is below the reporting limit, and there is evidence that the priority pollutant is present in the effluent above an effluent limitation and the Discharger conducts a Pollutant Minimization Program, the Discharger shall not be deemed out of compliance.

B. Attachment G sections V.C.1.f and V.C.1.g are revised as follows, and section V.C.1.h (Reporting data in electronic format) is deleted:

f. Annual self-monitoring report requirements

By the date specified in the MRP, the Discharger shall submit an annual report to the Regional Water Board covering the previous calendar year. The report shall contain the following:

- 1) Annual compliance summary table of treatment plant performance, including documentation of any blending events (this summary table is not required if the Discharger has submitted the year's monitoring results to CIWQS in electronic reporting format by EDF/CDF upload or manual entry);
- 2) Comprehensive discussion of treatment plant performance and compliance with the permit (This discussion shall include any corrective actions taken or planned, such as changes to facility equipment or operation practices that may be needed to achieve compliance, and any other actions taken or planned that are intended to improve performance and reliability of the Discharger's wastewater collection, treatment, or disposal practices.);
- 3) Both tabular and graphical summaries of the monitoring data for the previous year if parameters are monitored at a frequency of monthly or greater (this item is not required if the Discharger has submitted the year's monitoring results to CIWQS in electronic reporting format by EDF/CDF upload or manual entry);
- 4) List of approved analyses, including the following:
 - (i) List of analyses for which the Discharger is certified;
 - (ii) List of analyses performed for the Discharger by a separate certified laboratory (copies of reports signed by the laboratory director of that laboratory shall not be submitted but be retained onsite); and
 - (iii) List of "waived" analyses, as approved;
- 5) Plan view drawing or map showing the Discharger's facility, flow routing, and sampling and observation station locations;
- 6) Results of annual facility inspection to verify that all elements of the SWPP Plan are accurate and up to date (only required if the Discharger does not route all stormwater to the headworks of its wastewater treatment plant); and
- 7) Results of facility report reviews (The Discharger shall regularly review, revise, and update, as necessary, the O&M Manual, the Contingency Plan, the Spill Prevention Plan, and Wastewater Facilities Status Report so that these documents remain useful and relevant to current practices. At a minimum, reviews shall be conducted annually. The Discharger shall include, in each Annual Report, a description or summary of review and evaluation procedures, recommended or planned actions, and an estimated time schedule for implementing these actions. The Discharger shall complete changes to these documents to ensure they are up-to-date.).

g. Report submittal

The Discharger shall submit SMRs addressed as follows, unless the Discharger submits SMRs electronically to CIWQS:

California Regional Water Quality Control Board
San Francisco Bay Region
1515 Clay Street, Suite 1400
Oakland, CA 94612
Attn: NPDES Wastewater Division

h. Reporting data in electronic format – *Deleted*

C. Attachment G sections V.E.2, V.E.2.a, and V.E.2.c are revised as follows, and sections V.E.2.b (24-hour Certification) and V.E.2.d (Communication Protocol) are deleted:

2. Unauthorized Discharges from Municipal Wastewater Treatment Plants¹

The following requirements apply to municipal wastewater treatment plants that experience an unauthorized discharge at their treatment facilities and supersede requirements imposed on the Discharger by the Executive Officer by letter of May 1, 2008.

a. Two (2)-Hour Notification

For any unauthorized discharges that enter a drainage channel or a surface water, the Discharger shall, as soon as possible, but not later than two (2) hours after becoming aware of the discharge, notify the California Office of Emergency Services (CalOES, currently 800-852-7550), the local health officers or directors of environmental health with jurisdiction over the affected water bodies, and the Regional Water Board. Timely notification by the Discharger to CalOES also satisfies notification to the Regional Water Board. Notification shall include the following:

- 1) Incident description and cause;
- 2) Location of threatened or involved waterway(s) or storm drains;
- 3) Date and time the unauthorized discharge started;
- 4) Estimated quantity and duration of the unauthorized discharge (to the extent known), and the estimated amount recovered;
- 5) Level of treatment prior to discharge (e.g., raw wastewater, primary treated, undisinfected secondary treated, and so on); and

¹ California Code of Regulations, Title 23, Section 2250(b), defines an unauthorized discharge to be a discharge, not regulated by waste discharge requirements, of treated, partially treated, or untreated wastewater resulting from the intentional or unintentional diversion of wastewater from a collection, treatment or disposal system.

- 6) Identity of the person reporting the unauthorized discharge.
- b. 24-hour Certification – *Deleted*
- c. 5-day Written Report

Within five business days, the Discharger shall submit a written report that includes, in addition to the information required above, the following:

- 1) Methods used to delineate the geographical extent of the unauthorized discharge within receiving waters;
 - 2) Efforts implemented to minimize public exposure to the unauthorized discharge;
 - 3) Visual observations of the impacts (if any) noted in the receiving waters (e.g., fish kill, discoloration of water) and the extent of sampling if conducted;
 - 4) Corrective measures taken to minimize the impact of the unauthorized discharge;
 - 5) Measures to be taken to minimize the chances of a similar unauthorized discharge occurring in the future;
 - 6) Summary of Spill Prevention Plan or O&M Manual modifications to be made, if necessary, to minimize the chances of future unauthorized discharges; and
 - 7) Quantity and duration of the unauthorized discharge, and the amount recovered.
- d. Communication Protocol – *Deleted*

X. MODIFICATIONS TO ATTACHMENT H

This MRP modifies Attachment H, as indicated below:

A. Attachment H, Appendix H-3, Signature Requirements for Pretreatment Annual and Semiannual Reports, is revised as follows.

The pretreatment annual and semiannual reports shall be signed by a principal executive officer, ranking elected official, or other duly authorized employee who is responsible for the overall operation of the Discharger (POTW - 40 CFR 403.12[m]). Signed copies of the reports shall be submitted to the State Water Board and the Regional Water Board through the electronic self-monitoring report (eSMR) module of the California Integrated Water Quality System (CIWQS). Signed copies of the reports shall also be submitted electronically to U.S. EPA at R9Pretreatment@epa.gov or as instructed otherwise.

APPENDIX E-1
CHRONIC TOXICITY
DEFINITION OF TERMS AND SCREENING PHASE REQUIREMENTS

I. Definition of Terms

- A. No observed effect level (NOEL) for compliance determination is equal to IC_{25} or EC_{25} . If the IC_{25} or EC_{25} cannot be statistically determined, the NOEL shall be equal to the NOEC derived using hypothesis testing.
- B. Effective concentration (EC) is a point estimate of the toxicant concentration that would cause an adverse effect on a quantal, “all or nothing,” response (such as death, immobilization, or serious incapacitation) in a given percent of the test organisms. If the effect is death or immobility, the term lethal concentration (LC) may be used. EC values may be calculated using point estimation techniques such as probit, logit, and Spearman-Kärber. EC_{25} is the concentration of toxicant (in percent effluent) that causes a response in 25 percent of the test organisms.
- C. Inhibition concentration (IC) is a point estimate of the toxicant concentration that would cause a given percent reduction in a nonlethal, nonquantal biological measurement, such as growth. For example, an IC_{25} is the estimated concentration of toxicant that would cause a 25 percent reduction in average young per female or growth. IC values may be calculated using a linear interpolation method such as U.S. EPA's Bootstrap Procedure.
- D. No observed effect concentration (NOEC) is the highest tested concentration of an effluent or a toxicant at which no adverse effects are observed on the aquatic test organisms at a specific time of observation. It is determined using hypothesis testing.

II. Chronic Toxicity Screening Phase Requirements

- A. The Discharger shall perform screening phase monitoring:
 - 1. Subsequent to any significant change in the nature of the effluent discharged through changes in sources or treatment, except those changes resulting from reductions in pollutant concentrations attributable to source control efforts, or
 - 2. Prior to permit reissuance. Screening phase monitoring data shall be included in the NPDES permit application for reissuance. The information shall be as recent as possible, but may be based on screening phase monitoring conducted within 5 years before the permit expiration date.
- B. Design of the screening phase shall, at a minimum, consist of the following elements:
 - 1. Use of test species specified in Appendix E-2, attached, and use of the protocols referenced in those tables.

2. Two stages:
 - a. Stage 1 shall consist of a minimum of one battery of tests conducted concurrently. Selection of the type of test species and minimum number of tests shall be based on Appendix E-2 (attached).
 - b. Stage 2 shall consist of a minimum of two test batteries conducted at a monthly frequency using the three most sensitive species based on the Stage 1 test results.
 3. Appropriate controls.
 4. Concurrent reference toxicant tests.
 5. Dilution series of 100%, 50%, 25%, 10%, 5%, and 0%, where “%” is percent effluent as discharged, or as otherwise approved by the Executive Officer if different dilution ratios are needed to reflect discharge conditions.
- C. The Discharger shall submit a screening phase proposal. The proposal shall address each of the elements listed above. If within 30 days, the Executive Officer does not comment, the Discharger shall commence with screening phase monitoring.

APPENDIX E-2 SUMMARY OF TOXICITY TEST SPECIES REQUIREMENTS

Table AE-1. Critical Life Stage Toxicity Tests for Estuarine Waters

Species	(Scientific Name)	Effect	Test Duration	Reference
Alga	(<i>Skeletonema costatum</i>) (<i>Thalassiosira pseudonana</i>)	Growth rate	4 days	1
Red alga	(<i>Champia parvula</i>)	Number of cystocarps	7–9 days	3
Giant kelp	(<i>Macrocystis pyrifera</i>)	Percent germination; germ tube length	48 hours	2
Abalone	(<i>Haliotis rufescens</i>)	Abnormal shell development	48 hours	2
Oyster Mussel	(<i>Crassostrea gigas</i>) (<i>Mytilus edulis</i>)	Abnormal shell development; percent survival	48 hours	2
Echinoderms - Urchins Sand dollar	(<i>Strongylocentrotus purpuratus</i> , <i>S. franciscanus</i>) (<i>Dendraster excentricus</i>)	Percent fertilization or larval development	1 hour or 72 hours	2
Shrimp	(<i>Americamysis bahia</i>)	Percent survival; growth	7 days	3
Shrimp	(<i>Holmesimysis costata</i>)	Percent survival; growth	7 days	2
Topsmelt	(<i>Atherinops affinis</i>)	Percent survival; growth	7 days	2
Silversides	(<i>Menidia beryllina</i>)	Larval growth rate; percent survival	7 days	3

Toxicity Test References:

1. American Society for Testing Materials (ASTM). 1990. Standard Guide for Conducting Static 96-Hour Toxicity Tests with Microalgae. Procedure E 1218-90. ASTM, Philadelphia, PA.
2. Short-term Methods for Estimating the Chronic Toxicity of Effluent and Receiving Waters to West Coast Marine and Estuarine Organisms. EPA/600/R-95/136. August 1995.
3. Short-term Methods for Estimating the Chronic Toxicity of Effluent and Receiving Waters to Marine and Estuarine Organisms. EPA/821/R-02/014. October 2002.

Table AE-2. Critical Life Stage Toxicity Tests for Fresh Waters

Species	(Scientific Name)	Effect	Test Duration	Reference
Fathead minnow	<i>(Pimephales promelas)</i>	Survival; growth rate	7 days	4
Water flea	<i>(Ceriodaphnia dubia)</i>	Survival; number of young	7 days	4
Alga	<i>(Selenastrum capricornutum)</i>	Final cell density	4 days	4

Toxicity Test Reference:

1. Short-term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Freshwater Organisms, fourth Edition Chronic manual (EPA-821-R-02-013, October 2002).

Table AE-3. Toxicity Test Requirements for Stage One Screening Phase

Requirements	Receiving Water Characteristics		
	Discharges to Coast	Discharges to San Francisco Bay ^[1]	
	Ocean	Marine/Estuarine	Freshwater
Taxonomic diversity	1 plant 1 invertebrate 1 fish	1 plant 1 invertebrate 1 fish	1 plant 1 invertebrate 1 fish
Number of tests of each salinity type: Freshwater ^[2] Marine/Estuarine	0 4	1 or 2 3 or 4	3 0
Total number of tests	4	5	3

Footnotes:

- ^[1]
 - (a) Marine refers to receiving water salinities greater than 10 part per thousand (ppt) at least 95 percent of the time during a normal water year.
 - (b) Freshwater refers to receiving water with salinities less than 1 ppt at least 95 percent of the time during a normal water year.
 - (c) Estuarine refers to receiving water salinities that fall between those of marine and freshwater, as described above.
- ^[2] The freshwater species may be substituted with marine species if:
 - (a) The salinity of the effluent is above 1 ppt greater than 95 percent of the time, or
 - (b) The ionic strength (TDS or conductivity) of the effluent at the test concentration used to determine compliance is documented to be toxic to the test species.

ATTACHMENT F - FACT SHEET

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ATTACHMENT F – FACT SHEET

This Fact Sheet includes the legal requirements and technical rationale that serve as the basis for the requirements of this Order. As described in section II.B of the Order, the Regional Water Board incorporates this Fact Sheet as findings supporting the issuance of the Order.

I. PERMIT INFORMATION

The following table summarizes administrative information related to the facility.

Table F-1. Facility Information

WDID	2 494006001
CIWQS Place ID	248087
Discharger	City of Petaluma
Facility Name	Ellis Creek Water Recycling Facility and its wastewater collection system
Facility Address	3890 Cypress Drive Petaluma, CA 94954 Sonoma County
Facility Contact, Title, Phone	Matthew Pierce, Operations Supervisor, (707) 776-3777
Authorized Person to Sign and Submit Reports	Same as facility contact
Mailing Address	P.O. Box 61, Petaluma, CA 94953
Billing Address	Same as mailing address
Facility Type	Publicly Owned Treatment Works (POTW)
Major or Minor Facility	Major
Threat to Water Quality	2
Complexity	A
Pretreatment Program	Yes
Recycled Water Requirements	General Water Reuse Requirements, Order No. 96-011
Mercury and PCBs Requirements	NPDES Permit No. CA0038849
Nutrients Requirements	NPDES Permit No. CA0038873
Permitted Flow	6.7 million gallons per day (MGD) – average daily dry weather design flow
Design Flow	6.7 MGD
Watershed	San Pablo Bay
Receiving Water	Petaluma River
Receiving Water Type	Estuarine

- A. The City of Petaluma (Discharger) owns and operates the Ellis Creek Water Recycling Facility (plant) and its associated wastewater collection system (collectively, the Facility). The plant provides secondary treatment of wastewater collected from its service area and discharges treated effluent to the Petaluma River when flows exceed the capacity of the recycled water distribution and storage system. The Petaluma River is a water of the United States within the San Pablo Bay watershed. Attachment B provides maps of the area around the Facility, and Attachment C provides a plant flow schematic.

For the purposes of this Order, references to the “discharger” or “permittee” in applicable federal and State laws, regulations, plans, and policy are held to be equivalent to references to the Discharger herein.

- B.** The Discharger is regulated pursuant to National Pollutant Discharge Elimination System (NPDES) Permit No. CA0037810. The Discharger is authorized to discharge subject to waste discharge requirements in this Order at the discharge location described in Table 2 of this Order. Regulations at 40 C.F.R. section 122.46 limit the duration of NPDES permits to a fixed term not to exceed five years. Accordingly, Table 3 of this Order limits the effective period for the discharge authorization.
- C.** Pursuant to California Code of Regulations, title 23, section 2235.4, the terms and conditions of an expired permit are automatically continued pending reissuance of the permit if the Discharger complies with all federal NPDES regulation requirements for continuation of expired permits. The Discharger was previously subject to Order No. R2-2011-0003 (previous order), which became effective on March 1, 2011. The Discharger filed a Report of Waste Discharge and submitted an application for reissuance of its Waste Discharge Requirements (WDRs) and NPDES permit on September 1, 2015. The previous order was therefore administratively extended by operation of law beyond its stated expiration date (February 28, 2016) until this Order took effect.
- D.** The discharge is also regulated under NPDES Permit Nos. CA0038849 and CA0038873, which establish requirements on mercury, polychlorinated biphenyls (PCBs), and nutrients from wastewater discharges to San Francisco Bay. This Order does not affect those permits.

The Discharger is also regulated by Order No. 96-011 for the discharge or disposal of plant effluent for beneficial reuse. In contrast, this Order regulates the discharge of plant effluent to the Petaluma River during wet weather when irrigation fields are saturated.

- E.** When applicable, State law requires dischargers to file a petition with the State Water Resources Control Board (State Water Board), Division of Water Rights, and receive approval for any change in the point of discharge, place of use, or purpose of use of treated wastewater that decreases the flow in any portion of a watercourse. The State Water Board retains separate jurisdictional authority to enforce such requirements under Water Code section 1211. This is not an NPDES permit requirement.

II. FACILITY DESCRIPTION

A. Wastewater and Biosolids Treatment

- 1. Location, Service Area, and Collection System.** The plant treats about 5.3 MGD (average daily flow rate from March 2011 through April 2015) of wastewater from the City of Petaluma and adjacent areas. The average dry weather flow over the last five years was 4.6 MGD, while the average daily flow rate to Discharge Point 001 was 7.2 MGD. The wastewater is primarily residential, although there are six industrial facilities that contribute about 0.6 MGD to this flow.
- 2. Facility Description.** Facility influent from the collection system is treated by screening and grit removal, secondary treatment using activated sludge, and secondary clarification. After secondary clarification, some of the water is pumped to the Discharger's tertiary treatment system (flocculation, filtration, and UV disinfection) and subsequently recycled offsite. The Discharger's water recycling activities are regulated under Regional Water Board Order No. 96-011. Remaining flows are directed through a series of oxidation ponds (146 acres) and constructed wetlands (16 acres) for additional biological treatment. After the constructed (treatment) wetlands, the water is chlorinated and then flows to either polishing wetlands

(31 acres) or a chlorine contact chamber. Wastewater from the chlorine contact chamber and/or polishing wetlands is dechlorinated and discharged to the Petaluma River.

During wet weather, when influent flows exceed 16 MGD, the Discharger routes a portion of wastewater after grit removal directly to the oxidation ponds for treatment. After the oxidation ponds, this wastewater is routed through constructed wetlands for additional biological treatment. After the constructed wetlands, the water is chlorinated and then flows to either polishing wetlands or a chlorine contact chamber. Wastewater from the chlorine contact chamber and/or polishing wetlands is dechlorinated and discharged to the Petaluma River.

The Discharger's sanitary sewer collection system comprises approximately 195 miles of public sewer pipelines ranging in diameter from 6 to 48 inches. The collection system also includes four primary pump stations: C Street, Wilmington, Payran, and Copeland Street. These pump stations have alarms for notification of system failure and provision of emergency power. The Discharger also provides wastewater treatment for the unincorporated community of Penngrove but does not provide sewer collection services in that area.

- 3. Biosolids Management.** Waste activated sludge from the secondary process is thickened in a gravity belt thickener. Thickened sludge is then pumped to an anaerobic digester. Digested solids are thickened and dewatered then disposed of in a municipal solid waste landfill. The City may also reuse biosolids for land application in accordance with 40 CFR Part 503, although it has not done so since 2013.
- 4. Stormwater.** The Discharger does not require coverage under the State Water Board's statewide NPDES permit for stormwater discharges associated with industrial activities (NPDES General Permit No. CAS000001) because all stormwater flows in contact with Facility equipment or sewage is directed to the headworks for treatment.
- 5. Recycled Water Activities.** Each year, the Discharger recycles about 700 million gallons of wastewater. Over the last four years, the Discharger recycled about 35 percent of the wastewater it treated. The Discharger uses recycled water onsite at the Facility (about 7 percent of the wastewater it treated) and offsite on over 1,000 acres of pasture, vineyards, golf courses, schools, and other landscaped areas (about 28% of the wastewater it treated).

The Ellis Creek Water Recycling Facility produces filtered and disinfected ("tertiary") treated wastewater to meet unrestricted reuse requirements. The Discharger's existing tertiary treatment system can produce up to 5 MGD. To meet increasing demand for landscape and agricultural irrigation, the Discharger plans to expand the tertiary filtration system in the next few years by adding a second tertiary filter and a third ultraviolet disinfection light system. The Discharger also plans to continue expanding its recycled water distribution system to reach additional parks and schools.

B. Discharge Points and Receiving Waters

Plant effluent is discharged into the Petaluma River through a shallow water outfall (Discharge Point No. 001). This occurs typically only during wet weather when irrigation fields are saturated.

Normally during dry weather, plant effluent goes to nearby pastures, golf courses, and vineyards pursuant to Order No. 96-011.

C. Summary of Existing Requirements and Monitoring Data

The effluent limitations in the previous order and representative monitoring data from the previous order term are presented below:

Table F-2. Historic Effluent Limitations and Monitoring Data

Parameter	Units	Effluent Limits			Monitoring Data (when discharging to Petaluma River) (3/1/11-4/30/15)
		Monthly Average	Weekly Average	Daily Maximum	Highest Daily Discharge
Biochemical Oxygen Demand (BOD)	mg/L	30	45	---	16
Total Suspended Solids (TSS)	mg/L	30	45	---	23
Oil and Grease	mg/L	10	---	20	5.7
pH	standard units	6.5 - 8.5			6.5-8.3 ^[2]
Residual Chlorine, Total	mg/L	0.0 maximum			0.0
Copper, Total	µg/L	7.8	---	12	8.4
Cyanide, Total	µg/L	5.8	---	13	9.5
Dioxin-TEQ	µg/L	1.4×10^{-8}	---	2.8×10^{-8}	4.1×10^{-8}
Enterococcus Bacteria	CFU/ 100 mL	Monthly geometric mean not greater than 35			7 ^[3]
Acute Toxicity	% Survival	Greater than 90% (11-sample median) Not less than 70% (11-sample 90 th percentile)			95 ^[4]

Unit Abbreviations:

mg/L = milligrams per liter
µg/L = micrograms per liter
mg/L as N = milligrams per liter as nitrogen
% = percent

Footnotes:

- ^[1] Samples below the detection limit were assumed to be one-half the detection limit.
^[2] Lowest and highest values.
^[3] Maximum monthly geometric mean.
^[4] Lowest value.

D. Compliance Summary

- 1. Treatment Plant.** The table below lists effluent limits violations from March 2011 through September 2015 of the previous order:

Table F-3. Effluent Limitation Violations

Date	Violation	Unit	Effluent Limit	Reported Value
12/13/2011	Dioxin-TEQ Average Monthly	µg/L	1.4×10^{-8}	4.1×10^{-8}

Date	Violation	Unit	Effluent Limit	Reported Value
12/14/2011	Cyanide Average Monthly	µg/L	5.8	9.5
3/08/2012	Copper Average Monthly	µg/L	7.8	8.4
3/08/2012	Cyanide Average Monthly	µg/L	5.8	9.0

To address these violations, the Regional Water Board issued an enforcement action (Order No. R2-2013-0025) settling these violations with a penalty of \$9,000.

- 2. Collection System.** The table below shows the Discharger’s sanitary sewer overflow (SSO) rates (total SSOs per 100 miles of collection system for each of the past two years because records prior to that are incomplete or inaccurate) and other information along with those for the county and region. During a February 9, 2016, audit, Regional Water Board staff discovered that at least since 2011, possibly earlier, the Discharger had not reported SSOs that were less than 1,000 gallons. Reporting of all SSOs was required by the previous order and also the *Statewide General Waste Discharge Requirements for Sanitary Sewer Systems*, Order No. 2006-0003 DWQ. In total, the Discharger did not report 17 SSOs in 2013 and 2014. For 2014, 7 of the SSOs were capacity-related and all occurred during a heavy rain event on December 11, 2014. To address capacity-related SSOs, the Discharger plans to implement the Petaluma Boulevard South Sewer Trunk Main project by June 30, 2017. Some of the past SSOs reached, and future SSOs could potentially reach, waters of the U.S. and thus would be violation of Prohibition III.D of this Order. Regional Water Board staff will continue to evaluate the reporting violations and the adequacy of the Discharger’s collection system capital improvement plan, and may bring this matter for further Regional Water Board consideration during the term of this Order.

Table F-4. SSO Rates (total SSOs/100 miles of sewer)
(based on CIWQS data analysis completed in March 2016)^[1]

	Sewer System Length (miles)	Sewer System Average Age (years) ^[2]	2013	2014
Petaluma	195	55.2	4.6	7.7
Sonoma County average of 2 large systems (> 100 miles)	177	47.4	3.4	9.8
San Francisco Bay Region median of 45 large systems (> 100 miles)	230	49.7	4.5	3.4
San Francisco Bay Region median of all 132 systems	42	44.5	4.5	2.7

Footnotes:

^[1] The State Water Board’s Enrollee’s Guide to the SSO Database defines “Total number of SSOs per 100 miles of Sewer” as “...the number of SSOs, for which the reporting Enrollee is responsible, for every 100 miles of pipe or sewer lines in an Enrollee’s sanitary sewer system. Due to the large variation in facility specific characteristics, this metric should only be viewed as a rough comparison of the operation and maintenance performance of Enrollees and their sanitary sewer systems.”

^[2] Average age as of 2014.

E. Planned Changes

In its application for permit reissuance, the Discharger proposes to make various upgrades to its collection system, pump stations, headworks, solids handling facilities, and chemical distribution system at the Facility. The Discharger expects to complete most of these upgrades within the next five years.

III. APPLICABLE PLANS, POLICIES, AND REGULATIONS

A. Legal Authorities

This Order serves as WDRs pursuant to California Water Code article 4, chapter 4, division 7 (commencing with § 13260). This Order is also issued pursuant to Clean Water Act (CWA) section 402 and implementing regulations adopted by U.S. EPA and Water Code chapter 5.5, division 7 (commencing with § 13370). It shall serve as an NPDES permit for point source discharges from this facility to surface waters.

B. California Environmental Quality Act

Under Water Code section 13389, this action to adopt an NPDES permit is exempt from the provisions of the California Environmental Quality Act, Public Resources Code division 13, chapter 3 (commencing with § 21100).

C. State and Federal Regulations, Policies, and Plans

- 1. Water Quality Control Plan.** The Regional Water Board adopted the *Water Quality Control Plan for the San Francisco Bay Basin* (Basin Plan), which designates beneficial uses, establishes water quality objectives, and contains implementation programs and policies to achieve those objectives for all waters addressed through the plan. Requirements in this Order implement the Basin Plan. Beneficial uses applicable to the Petaluma River are listed below:

Table F-5. Petaluma River Beneficial Uses

Discharge Point	Receiving Water	Beneficial Uses
001	Petaluma River	Cold Freshwater Habitat (COLD) Estuarine Habitat (EST) Fish Spawning (SPWN) Warm Freshwater Habitat (WARM) Wildlife Habitat (WILD) Water Contact Recreation (REC1) Non-Contact Water Recreation (REC2) Navigation (NAV) Fish Migration (MIGR) Preservation of Rare and Endangered Species (RARE)

State Water Board Resolution No. 88-63 establishes as State policy that all waters, with certain exceptions, should be considered suitable or potentially suitable for municipal or domestic supply (MUN). Because of the marine influence in San Pablo Bay, total dissolved solids in this section of the Petaluma River sometimes exceed 3,000 mg/L and thereby meet an exception to State Water Board Resolution No. 88-63. The MUN designation therefore does not apply to this section of the Petaluma River.

- 2. Sediment Quality.** The State Water Board adopted the *Water Quality Control Plan for Enclosed Bays and Estuaries – Part 1, Sediment Quality* on September 16, 2008, and it became effective on August 25, 2009. This plan supersedes other narrative sediment quality objectives, and establishes new sediment quality objectives and related implementation

provisions for specifically defined sediments in most bays and estuaries. This Order implements the sediment quality objectives of this plan.

3. **National Toxics Rule (NTR) and California Toxics Rule (CTR).** U.S. EPA adopted the NTR on December 22, 1992, and amended it on May 4, 1995 and November 9, 1999. About 40 criteria in the NTR apply in California. On May 18, 2000, U.S. EPA adopted the CTR. The CTR promulgated new toxics criteria for California and incorporated the previously adopted NTR criteria that applied in the State. U.S. EPA amended the CTR on February 13, 2001. These rules contain water quality criteria for priority pollutants.
4. **State Implementation Policy.** On March 2, 2000, the State Water Board adopted the *Policy for Implementation of Toxics Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California* (State Implementation Policy or SIP). The SIP became effective on April 28, 2000, with respect to the priority pollutant criteria U.S. EPA promulgated for California through the NTR and the priority pollutant objectives the Regional Water Board established in the Basin Plan. The SIP became effective on May 18, 2000, with respect to the priority pollutant criteria U.S. EPA promulgated through the CTR. The State Water Board adopted amendments to the SIP on February 24, 2005, that became effective on July 13, 2005. The SIP establishes implementation provisions for priority pollutant criteria and objectives, and provisions for chronic toxicity control. Requirements of this Order implement the SIP.
5. **Antidegradation Policy.** Federal regulations at 40 C.F.R. section 131.12 requires that state water quality standards include an antidegradation policy consistent with the federal policy. The State Water Board established California's antidegradation policy through State Water Board Resolution No. 68-16, *Statement of Policy with Respect to Maintaining High Quality of Waters in California*, which is deemed to incorporate the federal antidegradation policy where the federal policy applies under federal law. Resolution No. 68-16 requires that existing water quality be maintained unless degradation is justified based on specific findings. The Basin Plan implements, and incorporates by reference, both the State and federal antidegradation policies. Permitted discharges must be consistent with the antidegradation provisions of 40 C.F.R. section 131.12 and State Water Board Resolution No. 68-16.
6. **Anti-Backsliding Requirements.** CWA sections 402(o) and 303(d)(4) and 40 C.F.R. section 122.44(l) restrict backsliding in NPDES permits. These anti-backsliding provisions require that effluent limitations in a reissued permit be as stringent as those in the previous permit, with some exceptions in which limitations may be relaxed.
7. **Recycled Water Policy.** The State Water Board adopted Resolution No. 2013-0003 on January 22, 2013, titled *Policy for Water Quality Control for Recycled Water*, which is intended to promote sustainable local water supplies by increasing the acceptance and promoting the use of recycled water. The policy sets a goal to increase the use of recycled water statewide by at least one million acre feet per year (afy) over the 2002 baseline-level by 2020 and by at least two million afy by 2030. Consistent with the policy, the Regional Water Board is to exercise its authority to the fullest extent possible to encourage the use of recycled water and to develop watershed-based salt and nutrient management plans to ensure use of recycled water does not degrade groundwater resources.

D. Impaired Waters on CWA 303(d) List

In October 2011, U.S. EPA approved a revised list of impaired waters pursuant to CWA section 303(d), which requires identification of specific water bodies where it is expected that water quality standards will not be met after implementation of technology-based effluent limitations on point sources. Where it has not done so already, the Regional Water Board plans to adopt total maximum daily loads (TMDLs) for pollutants on the 303(d) list. TMDLs establish wasteload allocations for point sources and load allocations for non-point sources, and are established to achieve the water quality standards for the impaired waters.

The tidally-influenced portion of the Petaluma River is 303(d)-listed as impaired by diazinon, nickel, nutrients, and pathogens. San Pablo Bay is 303(d)-listed as impaired by chlordane, DDT, dieldrin, dioxin compounds, furan compounds, mercury, PCBs, dioxin-like PCBs, selenium, and exotic species. On February 12, 2008, U.S. EPA approved a TMDL for mercury in San Francisco Bay. On March 29, 2010, U.S. EPA approved a TMDL for PCBs in San Francisco Bay. The TMDLs for mercury and PCBs apply to this discharge but are implemented through NPDES Permit No. CA0038849.

The SIP requires final effluent limitations for all 303(d)-listed pollutants to be consistent with TMDLs and associated wasteload allocations. The discharge is not a significant source of chlordane, DDT, and dieldrin because these pollutants have not been detected in the discharge. The discharge is also not a source of exotic species or pathogens because it is disinfected. It is an insignificant source of dioxins and furans and selenium because discharge concentrations of these pollutants are nearly always below water quality objectives or detection limits.

The discharge is a source of nutrients to the Petaluma River and is currently regulated by the Regional Water Board through the Nutrient Watershed Permit (NPDES No. CA0038873, Order No. R2-2014-0014). However, the effect of wastewater discharges on the overall nutrient impairment in the Petaluma River is relatively small compared to discharges from agricultural runoff and septic systems. (*San Francisco Bay Regional Water Quality Control Board, Water Management Initiative, Section 3.10, November 2011*). In addition, the dry season discharge prohibition, which the Regional Water Board has implemented since the 1980s, serves to mitigate the Facility's contribution to the River's nutrient impairment. The effect of the prohibition is most significant during the dry season, when flows are naturally low and demand for recycled water is high. Nutrient concentrations in the discharge have also decreased as a result of upgrades to the plant's infrastructure and treatment processes that have taken place since the 303(d) listing. This Order will continue to prohibit discharges to the Petaluma River from May 1 through October 20 of each year, and if additional nutrient control measures are necessary for the Discharger, the Regional Water Board will implement such measures through the Nutrient Watershed Permit.

IV. RATIONALE FOR EFFLUENT LIMITATIONS AND DISCHARGE SPECIFICATIONS

The CWA requires point source dischargers to control the amount of conventional, non-conventional, and toxic pollutants discharged into waters of the United States. The control of pollutants discharged is established through effluent limitations and other requirements in NPDES permits. There are two principal bases for effluent limitations: 40 C.F.R. section 122.44(a) requires that permits include applicable technology-based limitations and standards; and 40 C.F.R. section

122.44(d) requires that permits include water quality-based effluent limitations to attain and maintain applicable numeric and narrative water quality criteria to protect the beneficial uses of receiving waters.

A. Discharge Prohibitions

- 1. Discharge Prohibition III.A (Discharge at a location or in a manner different from that described in this Order is prohibited):** This prohibition is based on 40 C.F.R. section 122.21(a) and Water Code section 13260, which require filing an application and Report of Waste Discharge before a discharge can occur. Discharges not described in the application and Report of Waste Discharge, and subsequently in this Order, are prohibited.
- 2. Discharge Prohibition III.B (Bypass is prohibited):** This prohibition is based on 40 C.F.R. section 122.41(m) (see Attachment D section I.G).
- 3. Discharge Prohibition III.C (Average dry weather influent flow in excess of 6.7 MGD is prohibited):** This Order prohibits an average dry weather influent flow greater than 6.7 MGD because the plant design treatment capacity (i.e., its historic and tested treatment reliability) is 6.7 MGD. Exceeding this flow could result in lower reliability and greater potential to violate water quality requirements.
- 4. Discharge Prohibition III.D (Sanitary sewer overflows are prohibited):** Basin Plan Table 4-1, Discharge Prohibition 15, and the CWA prohibit the discharge of wastewater to surface waters, except as authorized under an NPDES permit. Publicly-owned treatment works must achieve secondary treatment at a minimum and any more stringent limitations necessary to meet water quality standards (33 U.S.C. § 1311[b][1][B and C]). A sanitary sewer overflow that results in the discharge of raw sewage or wastewater not meeting this Order's effluent limitations to surface waters is therefore prohibited under the CWA and the Basin Plan.
- 5. Discharge Prohibition III.E (Discharge to Petaluma River is prohibited during dry season):** Discharge Prohibition III.E of this Order is similar to the previous order and maintains Basin Plan Discharge Prohibition 1 during the dry season when it is feasible to not discharge (i.e., when the treated wastewater can be discharged to irrigation fields or used to supply recycled water demand) and provides an exception when it is infeasible to not discharge (i.e., during wet weather when there is no recycled water demand or demand is low and the irrigation fields are saturated). Basin Plan section 4.2 provides for exceptions to Basin Plan Discharge Prohibition 1 under certain circumstances:
 - An inordinate burden would be placed on the Discharger relative to the beneficial uses protected, and an equivalent level of environmental protection can be achieved by alternate means;
 - A discharge is approved as part of a reclamation project;
 - Net environmental benefits will be derived as a result of the discharge; or
 - A discharge is approved as part of a groundwater cleanup project.

The Basin Plan further states:

Significant factors to be considered by the Regional Water Board in reviewing requests for exceptions will be the reliability of the discharger's system in preventing inadequately treated wastewater from being discharged to the receiving water and the environmental consequence of such discharges.

This Order grants an exception to Basin Plan Discharge Prohibition 1 for the following reasons:

- At times, avoiding discharge that will not receive a minimum initial dilution of 10:1 is an inordinate burden. There is no feasible alternative to discharge when irrigation fields are saturated during wet weather. Regional Water Board Order No. 96-011 prohibits discharge to the Discharger's irrigation fields when they are saturated and prohibits runoff from offsite designated reuse areas. The wastewater volume during these times can far exceed the capacity of the Discharger's recycled water distribution and storage system, which consists of 190 MG of storage within the Facility's oxidation ponds.
- An equivalent level of protection is provided because the Discharger provides improved treatment reliability by routing secondary-treated effluent through oxidations ponds, treatment wetlands, and polishing wetlands. The Discharger's pond system, used for both treatment and storage of wastewater, provides the Discharger a significant volume of storage capacity that can be used for containment of peak wet weather flows or for emergency storage in the event of a plant upset. This Order requires that the Discharger provide equalization of secondary-treated effluent for at least one week in its oxidation ponds or wetlands. This requirement reflects improved treatment reliability for this Facility.

As described above, the improved treatment reliability provided by the Discharger provides a level of environmental protection equivalent to compliance with Basin Plan Discharge Prohibition 1, while avoiding the inordinate burden that would be placed on the Discharger relative to the beneficial uses protected by complying with the prohibition. Compliance with the prohibition would require installation of a pressurized pipeline from the Ellis Creek Water Recycling Facility to the deep waters of San Pablo Bay or building additional storage for the dry season. A 100,000 foot pipeline would be necessary and would consist of a 60,000-foot overland segment and a 40,000-foot in-Bay segment. Preliminary cost estimates for construction alone exceed \$107 million. Expenditures associated with required environmental studies, mitigation measures, and long-term operation and maintenance would increase project costs to well over \$109 million in today's dollars. Moreover, the projected pipeline route would cross a variety of habitats where threatened or endangered species are known or suspected to reside. Pipeline installation activities could result in harm to upland, wetland, and aquatic environs and their associated species. Additionally, construction activities and electricity production needed to drive the pumps that push the effluent through the pipeline would result in both short-term and long-term increases in greenhouse gas emissions.

Additional storage would also be an inordinate burden and would consist of over 1,000 MG to store treated wastewater from October 21 through April 30 of each year. This could require that the Discharger purchase over 300 acres of new land, which may also be current habitat for threatened or endangered species.

B. Conventional and Non-Conventional Pollutant Effluent Limitations

1. Scope and Authority

CWA section 301(b) and 40 C.F.R. section 122.44 require that permits include conditions meeting technology-based requirements, at a minimum, and any more stringent effluent limitations necessary to meet water quality standards. The discharges authorized by this Order must meet minimum federal technology-based requirements based on the Secondary Treatment Standards at 40 C.F.R. section 133 as summarized below. The Basin Plan contains additional requirements for certain pollutants.

Table F-6. Secondary Treatment Requirements

Parameter	Monthly Average	Weekly Average
BOD ₅ ^[1]	30 mg/L	45 mg/L
CBOD ₅ ^[1]	25 mg/L	40 mg/L
TSS	30 mg/L	45 mg/L
BOD (or CBOD) and TSS Removal	85 percent or greater	-
pH	6.0 – 9.0 standard units	

Abbreviations:

BOD₅ = biochemical oxygen demand (5 days at 20°C)

CBOD₅ = carbonaceous biochemical oxygen demand (5 days at 20°C)

Footnote:

^[1] CBOD₅ effluent limitations may be substituted for BOD₅ limitations.

2. Effluent Limitations

- a. **BOD and TSS.** The BOD and TSS effluent limitations, including the 85 percent removal requirement, are based on Secondary Treatment Standards and Basin Plan Table 4-2.
- b. **Oil and Grease.** The oil and grease effluent limitations are based on Basin Plan Table 4-2.
- c. **pH.** The pH effluent limitations are based on the Secondary Treatment Standards and Basin Plan Table 4-2.
- d. **Total Residual Chlorine.** The total residual chlorine effluent limitation is based on Basin Plan Table 4-2.
- e. **Enterococcus Bacteria.** The enterococcus bacteria effluent limitations are based on Basin Plan Table 4-2A, which requires this limitation for discharges to receiving waters with the water contact recreation beneficial use.

C. Toxic Pollutant Effluent Limitations

1. Scope and Authority

For toxic pollutants, this Order contains water quality based effluent limitations (WQBELs) that implement water quality objectives that protect beneficial uses. CWA section 301(b) and 40 C.F.R. section 122.44(d) require that permits include limitations more stringent than federal technology-based requirements where necessary to achieve applicable water quality standards.

According to 40 C.F.R. section 122.44(d)(1)(i), permits must include effluent limitations for all pollutants that are or may be discharged at levels that have a reasonable potential to cause or contribute to an exceedance of a water quality standard, including numeric and narrative objectives within a standard. Where reasonable potential has been established for a pollutant, but there is no numeric criterion or objective, WQBELs must be established using (1) U.S. EPA criteria guidance under CWA section 304(a), supplemented where necessary by other relevant information; (2) an indicator parameter for the pollutant of concern; or (3) a calculated numeric water quality criterion, such as a proposed state criterion or policy interpreting a narrative criterion, supplemented with relevant information (40 C.F.R. § 122.44[d][1][vi]). The process for determining reasonable potential and calculating WQBELs is intended to achieve applicable water quality objectives and criteria and protect designated uses of receiving waters as specified in the Basin Plan. This Order imposes numeric effluent limitations for toxic pollutants with reasonable potential to cause or contribute to exceedances of water quality standards.

2. Beneficial Uses and Water Quality Criteria and Objectives

Discharge Point No. 001 discharges to the Petaluma River. Fact Sheet section III.C.1, above, identifies the beneficial uses of the Petaluma River. Water quality criteria and objectives to protect these beneficial uses are described below:

- a. **Basin Plan Objectives.** The Basin Plan specifies numeric water quality objectives for ten priority pollutants and narrative water quality objectives for toxicity and bioaccumulation. The narrative toxicity objective states, “All waters shall be maintained free of toxic substances in concentrations that are lethal to or that produce other detrimental responses in aquatic organisms.” The narrative bioaccumulation objective states, “Controllable water quality factors shall not cause a detrimental increase in concentrations of toxic substances found in bottom sediments or aquatic life. Effects on aquatic organisms, wildlife, and human health will be considered.”
- i. **Dioxins and Furans.** The narrative bioaccumulation objective for dioxins and furans is translated into a numeric criterion as follows: when the CTR was promulgated, U.S. EPA stated its support of the regulation of dioxin and dioxin-like compounds through the use of toxicity equivalencies (TEQs). U.S. EPA stated, “For California waters, if the discharge of dioxin or dioxin-like compounds has reasonable potential to cause or contribute to a violation of a narrative criterion, numeric WQBELs for dioxin or dioxin-like compounds should be included in NPDES permits and should be expressed using a TEQ scheme” (65 Fed. Reg. 31695-31696, May 18, 2000). This Order uses a TEQ scheme based on a set of toxicity equivalency factors (TEFs) the World Health Organization developed in 1998 and a set of bioaccumulation equivalency factors (BEFs) U.S. EPA developed for the Great Lakes region (40 C.F.R. part 132, Appendix F) to convert the concentration of any congener of dioxin or furan into an equivalent concentration of 2,3,7,8-tetrachlorinated dibenzo-p-dioxin (2,3,7,8-TCDD). Although the 1998 World Health Organization scheme includes TEFs for dioxin-like PCBs, they are not included in this Order’s TEQ scheme because the CTR has established a specific water quality criterion for PCBs, and dioxin-like PCBs are included in the analysis of total PCBs.

The CTR establishes a numeric water quality objective for 2,3,7,8-TCDD of 1.4×10^{-8} µg/L for the protection of human health when aquatic organisms are

consumed. The CTR criterion is used as a criterion for dioxin-TEQ because dioxin-TEQ represents a toxicity weighted concentration equivalent to 2,3,7,8-TCDD, thus translating the narrative bioaccumulation objective into a numeric criterion.

- ii. **Total Ammonia.** Basin Plan section 3.3.20 contains water quality objectives for un-ionized ammonia of 0.025 mg/L as an annual median and 0.16 mg/L as a maximum for Central San Francisco Bay and upstream waters. To determine the un-ionized ammonia fraction, pH, salinity, and temperature data were used from local receiving water stations and from effluent. The un-ionized fraction of total ammonia was calculated as follows:

$$\text{For salinity} < 1 \text{ ppt: fraction of NH}_3 = \frac{1}{1 + 10^{(pK - pH)}}$$

Where:

$$pK = 0.09018 + \frac{2729.92}{T}$$

T = Temperature (Kelvin)

$$\text{For salinity} > 10 \text{ ppt: fraction of NH}_3 = \frac{1}{1 + 10^{(pK - pH)}}$$

Where:

$$pK = 9.245 + 0.116*(I) + 0.0324*(298-T) + \frac{0.0415*(P)}{T}$$

$$I = \text{Molal ionic strength of saltwater} = \frac{19.9273*(S)}{(1000 - 1.005109*(S))}$$

S = Salinity (parts per thousand)

T = Temperature (Kelvin)

P = Pressure (one atmosphere)

- b. **CTR Criteria.** The CTR specifies numeric aquatic life and human health criteria for numerous priority pollutants. These criteria apply to inland surface waters and enclosed bays and estuaries. Some human health criteria are for consumption of “water and organisms” and others are for consumption of “organisms only.” The criteria applicable to “organisms only” apply to the Petaluma River because it is not a source of drinking water.
- c. **NTR Criteria.** The NTR establishes numeric aquatic life and human health criteria for a number of toxic pollutants for San Francisco Bay waters upstream to and including Suisun Bay and the Sacramento-San Joaquin Delta. The NTR criteria apply to the Petaluma River.
- d. **Sediment Quality Objectives.** The *Water Quality Control Plan for Enclosed Bays and Estuaries – Part 1, Sediment Quality* contains a narrative water quality objective: “Pollutants in sediments shall not be present in quantities that, alone or in combination, are toxic to benthic communities in bays and estuaries of California.” This objective is to be implemented by integrating three lines of evidence: sediment toxicity, benthic community condition, and sediment chemistry. The policy requires that if the Regional Water Board determines that a

discharge has reasonable potential to cause or contribute to an exceedance of this objective, it is to impose the objective as a receiving water limit.

- e. **Receiving Water Salinity.** Basin Plan section 4.6.2 (like the CTR and NTR) states that the salinity characteristics (i.e., freshwater vs. saltwater) of the receiving water are to be considered in determining the applicable water quality objectives. Freshwater criteria apply to discharges to waters with salinities equal to or less than one part per thousand (ppt) at least 95 percent of the time. Saltwater criteria apply to discharges to waters with salinities equal to or greater than 10 ppt at least 95 percent of the time in a normal water year. For discharges to waters with salinities between these two categories, or tidally- influenced freshwaters that support estuarine beneficial uses, the water quality objectives are the lower of the salt or freshwater objectives (the latter calculated based on ambient hardness) for each substance.

The Petaluma River is a tidally-influenced river in the vicinity of the discharge. Therefore, the more stringent of the freshwater or saltwater water quality objectives from the Basin Plan, NTR, and CTR apply to this discharge.

- f. **Receiving Water Hardness.** Ambient hardness data were used to calculate freshwater water quality objectives that are hardness dependent. The Discharger collected 108 samples for hardness in the Petaluma River from March 2011 to April 2015. To be conservative, the hardness data set was reduced to 23 data points to eliminate hardness values obtained when the receiving water salinity was above 1 part per thousand and set to a hardness value of 400 mg/L when hardness exceeded that threshold. Of these remaining data points, the adjusted geometric mean for hardness of 235 mg/l was used to calculate the water quality objectives.
- g. **Site-Specific Metals Translators.** Effluent limitations for metals must be expressed as total recoverable metal (40 C.F.R. § 122.45[c]). Since the water quality objectives for metals are typically expressed as dissolved metal, translators must be used to convert metals concentrations from dissolved to total recoverable and vice versa. The CTR contains default translators; however, site-specific conditions, such as water temperature, pH, total suspended solids, and organic carbon may affect the form of metal (dissolved, non-filterable, or otherwise) present and therefore available to cause toxicity. In general, dissolved metals are more available and more toxic to aquatic life than other forms. Site-specific translators can account for site-specific conditions, thereby preventing overly stringent water quality objectives. For copper, the Discharger developed site-specific translators, based on near field samples collected in the Petaluma River, of 0.67 for chronic and 0.8 for acute. The Discharger provided the rationale for these site-specific translators in a report, dated January 31, 2011, *Final Copper Translator Analysis for City of Petaluma's Ellis Creek Water Recycling Facility*. For nickel, this Order uses site-specific translators the Clean Estuary Partnership developed, as set forth in *North of Dumbarton Bridge Copper and Nickel Development and Selection of Final Translators* report (March 2005): 0.27 and 0.57 (chronic and acute).

3. Need for Water Quality-Based Effluent Limitations (Reasonable Potential Analysis)

Assessing whether a pollutant has reasonable potential to exceed a water quality objective is the fundamental step in determining whether a WQBEL is required.

- a. **Available Information.** The reasonable potential analysis for this Order is based on

effluent monitoring data the Discharger collected from March 2011 to April 2015. The reasonable potential analysis is based on ambient monitoring data the Discharger collected in 2002 and 2003 and supplemented with more recent ambient data for selenium and cyanide. This is because the analytical methods used for selenium and cyanide in 2002 and 2003 were subject to interference. Ambient selenium data are based on samples the Discharger collected in 2008 and 2009 and included with its application for permit reissuance. Ambient cyanide data are based a more recent sample the Discharger collected in November 2015. This result was also consistent with cyanide data the Discharger generated in 2004 to assist with the development of cyanide site-specific objectives.

This Order does not contain WQBELs for constituents that do not demonstrate reasonable potential; however, Provision VI.C.2 of the Order still requires monitoring for such pollutants. If concentrations are found to have increased significantly, Provision VI.C.2 requires the Discharger to investigate the sources of the increases and implement remedial measures if the increases pose a threat to receiving water quality.

b. Priority Pollutants. For the priority pollutants, the reasonable potential analysis for this Order is based on the methodology set forth in SIP section 1.3. Dioxin-TEQ is also included because these objectives are intended to protect aquatic life and human health, similar to the priority pollutant objectives. The analysis begins with identifying the maximum effluent concentration (MEC) observed for each pollutant based on available effluent concentration data and the ambient background concentration (B). SIP section 1.4.3 states that ambient background concentrations are either the maximum ambient concentration observed or, for water quality objectives intended to protect human health, the arithmetic mean of observed concentrations. There are three triggers in determining reasonable potential:

- i. Trigger 1** is activated if the maximum effluent concentration is greater than or equal to the lowest applicable water quality objective ($MEC \geq$ water quality objective).
- ii. Trigger 2** is activated if the ambient background concentration observed in the receiving water is greater than the lowest applicable water quality objective ($B >$ water quality objective) *and* the pollutant is detected in any effluent sample.
- iii. Trigger 3** is activated if a review of other information indicates that a WQBEL is needed to protect beneficial uses.

The maximum effluent concentrations (MECs), most stringent applicable water quality criteria and objectives, and background concentrations used in the analysis are presented below, along with the reasonable potential analysis results (yes or no) for each pollutant. The pollutants that exhibit reasonable potential are copper and cyanide by Trigger 1.

Table F-7. Priority Pollutant Reasonable Potential Analysis

CTR No.	Pollutants	C or Governing Criterion or Objective (µg/L)	MEC or Minimum DL (µg/L) ^{[1][2]}	B or Minimum DL (µg/L) ^{[1][2]}	RPA Results ^[3]
1	Antimony	4300	0.54	1.1	No
2	Arsenic	36	4.2	29	No
3	Beryllium	No Criteria	<0.02	<0.06	U

CTR No.	Pollutants	C or Governing Criterion or Objective (µg/L)	MEC or Minimum DL (µg/L) ^{[1][2]}	B or Minimum DL (µg/L) ^{[1][2]}	RPA Results ^[3]
4	Cadmium	2.2	0.64	<0.03	No
5a	Chromium (III)	420	0.88	2.8	No
5b	Chromium (VI)	11	0.88	2.8	No
6	Copper	9.0	8.4	14.7	Yes
7	Lead	8.5	0.41	0.8	No
8	Mercury (303(d) listed) ^[4]	---	---	---	---
9	Nickel	30	5.6	19	No
10	Selenium (303(d) listed)	5.0	0.31	0.74	No
11	Silver	2.2	0.044	<0.02	No
12	Thallium	6.3	<0.02	0.2	No
13	Zinc	86	23	20	No
14	Cyanide	2.9	9.5	<0.7	Yes
16	2,3,7,8-TCDD	1.4 E-08	<1.9 E-07	<6.4 E-07	No
	Dioxin-TEQ	1.4 E-08	4.1 E-08	2.5 E-09	Yes
17	Acrolein	780	<0.62	<1.0	No
18	Acrylonitrile	0.66	<0.19	<0.66	No
19	Benzene	71	<0.053	<0.25	No
20	Bromoform	360	0.3	<0.3	No
21	Carbon Tetrachloride	4.4	<0.11	<0.22	No
22	Chlorobenzene	21,000	<0.083	<0.29	No
23	Chlorodibromomethane	34	3.7	<0.31	No
24	Chloroethane	No Criteria	<0.13	<0.37	U
25	2-Chloroethylvinyl ether	No Criteria	<0.28	<0.56	U
26	Chloroform	No Criteria	28	<0.26	U
27	Dichlorobromomethane	46	10.4	<0.25	No
28	1,1-Dichloroethane	No Criteria	<0.072	<0.26	U
29	1,2-Dichloroethane	99	<0.17	<0.27	No
30	1,1-Dichloroethylene	3.2	<0.14	<0.23	No
31	1,2-Dichloropropane	39	<0.12	<0.28	No
32	1,3-Dichloropropylene	1,700	<0.49	<0.29	No
33	Ethylbenzene	29,000	<0.08	<0.26	No
34	Methyl Bromide	4,000	<0.077	<0.27	No
35	Methyl Chloride	No Criteria	<0.097	<0.27	U
36	Methylene Chloride	1,600	<0.3	<0.18	No
37	1,1,2,2-Tetrachloroethane	11	<0.086	<0.30	No
38	Tetrachloroethylene	8.85	<0.092	<0.21	No
39	Toluene	200,000	<0.092	<0.24	No
40	1,2-Trans-Dichloroethylene	140,000	<0.11	<0.23	No
41	1,1,1-Trichloroethane	No Criteria	<0.091	<0.23	U
42	1,1,2-Trichloroethane	42	<0.13	<0.30	No
43	Trichloroethylene	81	<0.12	<0.26	No
44	Vinyl Chloride	525	<0.06	<0.36	No
45	2-Chlorophenol	400	<0.66	<2.0	No
46	2,4-Dichlorophenol	790	<0.66	<2.0	No

CTR No.	Pollutants	C or Governing Criterion or Objective (µg/L)	MEC or Minimum DL (µg/L) ^{[1][2]}	B or Minimum DL (µg/L) ^{[1][2]}	RPA Results ^[3]
47	2,4-Dimethylphenol	2,300	<0.84	<1.7	No
48	2-Methyl- 4,6-Dinitrophenol	765	<0.63	<1.8	No
49	2,4-Dinitrophenol	14,000	<0.81	<1.7	No
50	2-Nitrophenol	No Criteria	<0.84	<1.8	U
51	4-Nitrophenol	No Criteria	<0.52	<1.7	U
52	3-Methyl 4-Chlorophenol	No Criteria	<0.58	<1.8	U
53	Pentachlorophenol	7.9	<0.63	<1.6	No
54	Phenol	4,600,000	30	<1.4	No
55	2,4,6-Trichlorophenol	6.5	<0.74	<1.2	No
56	Acenaphthene	2,700	<0.01	<0.06	No
57	Acenaphthylene	No Criteria	<0.021	<0.06	U
58	Anthracene	110,000	<0.01	<0.06	No
59	Benzidine	0.00054	<3.4	<10	No
60	Benzo(a)Anthracene	0.049	<0.021	<0.06	No
61	Benzo(a)Pyrene	0.049	<0.01	<0.06	No
62	Benzo(b)Fluoranthene	0.049	<0.01	<0.06	No
63	Benzo(ghi)Perylene	No Criteria	<0.021	<0.06	U
64	Benzo(k)Fluoranthene	0.049	<0.01	<0.06	No
65	Bis(2-Chloroethoxy)Methane	No Criteria	<0.81	<1.9	U
66	Bis(2-Chloroethyl)Ether	1.4	<0.14	<1.9	No
67	Bis(2-Chloroisopropyl)Ether	170,000	<0.41	<1.6	No
68	Bis(2-Ethylhexyl)Phthalate	5.9	13	<1.9	Yes
69	4-Bromophenyl Phenyl Ether	No Criteria	<0.43	<1.9	U
70	Butylbenzyl Phthalate	5,200	8.6	<2.0	No
71	2-Chloronaphthalene	4,300	<0.57	<2.0	No
72	4-Chlorophenyl Phenyl Ether	No Criteria	<0.93	<2.0	U
73	Chrysene	0.049	<0.01	<0.06	No
74	Dibenzo(a,h)Anthracene	0.049	<0.021	<0.06	No
75	1,2-Dichlorobenzene	17,000	<0.099	<0.27	No
76	1,3-Dichlorobenzene	2,600	<0.069	<0.27	No
77	1,4-Dichlorobenzene	2,600	<0.11	<0.31	No
78	3,3 Dichlorobenzidine	0.077	<2	<10	No
79	Diethyl Phthalate	120,000	<0.73	<1.7	No
80	Dimethyl Phthalate	2,900,000	<0.68	<1.9	No
81	Di-n-Butyl Phthalate	12,000	<0.63	<1.8	No
82	2,4-Dinitrotoluene	9.1	<0.68	<1.9	No
83	2,6-Dinitrotoluene	No Criteria	<0.54	<2.0	U
84	Di-n-Octyl Phthalate	No Criteria	<0.52	<1.8	U
85	1,2-Diphenylhydrazine	0.54	<0.33	<1.8	No
86	Fluoranthene	370	<0.029	<0.06	No
87	Fluorene	14,000	<0.01	<0.06	No
88	Hexachlorobenzene	0.00077	<0.73	<1.8	No
89	Hexachlorobutadiene	50	<0.63	<1.8	No
90	Hexachlorocyclopentadiene	17,000	<0.45	<1.8	No

CTR No.	Pollutants	C or Governing Criterion or Objective (µg/L)	MEC or Minimum DL (µg/L) ^{[1][2]}	B or Minimum DL (µg/L) ^{[1][2]}	RPA Results ^[3]
91	Hexachloroethane	8.9	<0.58	<1.9	No
92	Indeno(1,2,3-cd)Pyrene	0.049	<0.021	<0.06	No
93	Isophorone	600	<0.81	<1.9	No
94	Naphthalene	No Criteria	<0.021	<0.06	U
95	Nitrobenzene	1,900	<0.74	<1.9	No
96	N-Nitrosodimethylamine	8.1	<0.52	<1.8	No
97	N-Nitrosodi-n-Propylamine	1.4	<0.84	<1.9	No
98	N-Nitrosodiphenylamine	16	<0.52	<1.7	No
99	Phenanthrene	No Criteria	<0.01	<0.06	U
100	Pyrene	11,000	<0.021	<0.06	No
101	1,2,4-Trichlorobenzene	No Criteria	<0.59	<2.0	U
102	Aldrin	0.00014	<0.002	<0.005	No
103	Alpha-BHC	0.013	<0.002	<0.004	No
104	Beta-BHC	0.046	<0.002	<0.004	No
105	Gamma-BHC	0.063	<0.002	<0.002	No
106	Delta-BHC	No Criteria	<0.001	<0.004	U
107	Chlordane (303(d) listed)	0.00059	<0.02	<0.002	No
108	4,4'-DDT (303(d) listed)	0.00059	<0.003	<0.006	No
109	4,4'-DDE (linked to DDT)	0.00059	<0.003	<0.006	No
110	4,4'-DDD	0.00084	<0.002	<0.006	No
111	Dieldrin (303d listed)	0.00014	<0.002	<0.006	No
112	Alpha-Endosulfan	0.0087	<0.003	<0.006	No
113	beta-Endosulfan	0.0087	<0.002	<0.006	No
114	Endosulfan Sulfate	240	<0.002	<0.006	No
115	Endrin	0.0023	<0.002	<0.006	No
116	Endrin Aldehyde	0.81	<0.002	<0.004	No
117	Heptachlor	0.00021	<0.002	<0.006	No
118	Heptachlor Epoxide	0.00011	<0.002	<0.006	No
119-125	PCBs sum (303(d) listed) ^[4]	---	---	---	---
126	Toxaphene	0.0002	<0.2	<0.5	No

Unit Abbreviations:

mg/L = milligrams per liter
µg/L = micrograms per liter

Footnotes:

- ^[1] The maximum effluent concentration and ambient background concentration are the actual detected concentrations unless preceded by a "<" sign, in which case the value shown is the minimum detection level (DL).
- ^[2] The maximum effluent concentration or ambient background concentration is "Unavailable" when there are no monitoring data for the constituent.
- ^[3] RPA Results = Yes, if MEC ≥ WQC, B > WQC and MEC is detected, or Trigger 3
= No, if MEC and B are < WQC or all effluent data are undetected
= U, Unknown; cannot be determined.
- ^[4] SIP section 1.3 excludes from its reasonable potential analysis procedure priority pollutants for which a TMDL has been developed. TMDLs have been developed for mercury and PCBs in San Francisco Bay. Mercury and PCBs from wastewater discharges are regulated by NPDES Permit No. CA0038849, which implements the San Francisco Bay Mercury and PCBs TMDLs.

- c. **Ammonia.** Reasonable potential for ammonia was evaluated using two approaches, one based on effluent ammonia concentrations and one based on receiving water ammonia concentrations. In both cases, the reasonable potential analysis is based on the *Technical Support Document for Water Quality-based Toxics Control* (Technical Support Document or TSD) (EPA/505/2-90-001). The TSD allows reasonable potential analyses using either receiving water concentrations projected from effluent data or measured receiving water concentrations. The following summarizes steps using effluent data:

Step 1. Determine the number of total observations (n) for a set of effluent data and determine the highest value from that data set (the maximum effluent concentration or MEC).

Step 2. Determine the coefficient of variation (CV) from the data set. For a data set where $n < 10$, the CV is estimated to equal 0.6. For a data set where $n > 10$, the CV is calculated as the standard deviation divided by the mean.

Step 3. Determine an appropriate ratio for projecting a selected upper bound concentration (e.g., the 99th or 95th percentile) assuming a lognormal distribution. To do this, the percentile represented by the MEC in a data set of “n” samples, p_n , needs to be determined based on the desired confidence interval, e.g., 95% or 99%. The 95% confidence interval was used evaluating reasonable potential for ammonia for this Order.

$$p_n = (1 - \text{confidence level})^{1/n}$$

The concentration multiplying factor (C)¹ corresponding to the MEC percentile (C_{p_n}) and the selected upper bound percentile ($C_{p \text{ upper bound}}$) is found using the following equation, where $\sigma^2 = \ln(\text{CV}^2 + 1)$, p is the percentile ($p_{\text{upper bound}}$ or p_n), and z_p is the standard normal distribution value for the percentile p :

$$C_p = \exp(Z_p \sigma - 0.5 \sigma^2)$$

The concentration ratio (R) is calculated using the following equation:

$$R = \frac{C_{\text{upper bound}}}{C_{p_n}}$$

Step 4. Multiply the MEC by the ratio, R , determined by Step 3, and use this value with the appropriate dilution to project the receiving water concentration (RWC):

$$\text{RWC} = \text{MEC} \times R / \text{Dilution Ratio}$$

Step 5. Compare the projected receiving water concentration to the applicable water quality objective. If the receiving water concentration is greater than or equal to the objective, then there is reasonable potential.

¹ The TSD refers to these values as “reasonable potential multiplying factors.” In this context, they are directly proportional to the effluent concentrations at the corresponding percentiles.

- i. **Effluent Approach.** The effluent approach uses the TSD method described above. 29 ammonia effluent samples were collected between November 2011 and April 2015. Using a 99 percent confidence interval, the percentile is:

$$p_1 = (1 - 0.99)^{1/29} = 0.853$$

For a normal distribution, the Z-score for 0.99 percentile is:

$$Z_{0.853} = 1.0365$$

The concentration multiplying factor (C) corresponding to the MEC percentile (C_{Pn}) and the selected upper bound percentile ($C_{P \text{ upper bound}}$) is found using the following equations, with a coefficient of variation (CV) of 0.91:

$$C_{0.85} = \exp(Z_{0.853}\sigma - 0.5\sigma^2) = \exp(1.0365 * 0.776 - 0.5 * 0.776^2) = 1.654$$

$$C_{\text{upperbound}} = C_{0.99} = \exp(Z_{0.99}\sigma - 0.5\sigma^2) = \exp(2.326 * 0.776 - 0.5 * 0.776^2) = 4.50$$

The concentration ratio (R) is calculated using the following equation:

$$R = \frac{C_{\text{upperbound}}}{C_{Pn}} = \frac{4.50}{1.65} = 2.72$$

Using R=2.72 and assuming no dilution, the projected maximum receiving water concentration (RWC) is estimated using the following equation, where the MEC is expressed as un-ionized ammonia based on effluent temperature and pH as described in Fact Sheet section IV.C.2.a.ii above:

$$\text{RWC} = \text{MEC} \times R = 0.007 \text{ mg/L} \times 2.72 = 0.019 \text{ mg/L}$$

This projected RWC is less than the acute water quality objective (0.16 mg/L) and the median concentration (0.0015 mg/L) is less than the chronic water quality objective (0.025 mg/L), indicating there is no reasonable potential.

- ii. **Receiving Water Approach.** The receiving water approach is based on 107 receiving water samples collected at four different locations (500 feet upstream of the outfall, directly upstream of the outfall, 500 feet downstream of the outfall, and 2,000 feet downstream of the outfall) from 2011 through 2015. Un-ionized ammonia concentrations are calculated based on receiving water temperature and pH as described in Fact Sheet section IV.C.2.a.ii above. The observed maximum concentration (0.014 mg/L) was less than the acute water quality objective (0.16 mg/L) and chronic water quality objective (0.025 mg/L). Therefore, reasonable potential is not triggered using this approach.
- iii. **Conclusion.** While effluent and receiving water data for ammonia would support no reasonable potential, there would be reasonable potential for ammonia if nitrification performance is not maintained; thus, this Order contains performance-based effluent limits for ammonia to ensure that the discharge will not cause or contribute to an exceedance of the Basin Plan objective. The Discharger was successful in the previous order term at operating the plant to treat ammonia concentrations to below Basin Plan objectives. However, unless nitrification continues, the un-ionized

ammonia in the effluent could increase and cause or contribute to toxicity in the Petaluma River. Therefore, this Order includes ammonia limits that reflect the Discharger's performance over the last permit term (November 2011 through April 2015) after adjusting for the increased efficiencies achieved in the recent drought conditions. Using a 95th percentile for monthly average and 99th percentile for daily maximum, the Discharger's ammonia performance equates to 1.2 mg/L and 2.5 mg/L. However, these performance-based values reflected drought conditions. Under normal rainfall conditions, treatment plant performance will not be as optimal because increased flows will result in shorter residence times within treatment units and, therefore, lower treatment efficiencies. To account for reduced efficiencies, this Order sets performance-based ammonia limits similar to those for another facility (San Jose) in the region that did not trigger reasonable potential for ammonia because treatment includes nitrification. This results in average monthly and maximum daily limits for total ammonia of 3.0 mg/L and 8.0 mg/L, respectively.

- d. Temperature.** Basin Plan section 3.3.17 prohibits the alteration of natural receiving water temperatures such that beneficial uses are adversely affected and temperature increases greater than 2.8°C above natural receiving water temperatures. Receiving water and effluent monitoring from March 2011 through April 2015 showed no significant difference between the four receiving water monitoring stations. Therefore, the discharge will not increase the river temperature, and there is no reasonable potential for temperature to exceed the Basin Plan water quality objective.
- e. Acute Toxicity.** Basin Plan section 4.5.5.3.1 requires acute toxicity monitoring and limitations, implying there is reasonable potential for the discharge to cause or contribute to exceedances of the acute toxicity water quality objective.
- f. Chronic Toxicity.**
 - (1) Water Quality Objective.** Basin Plan section 3.3.18 states, "There shall be no chronic toxicity in ambient waters. Chronic toxicity is a detrimental biological effect on growth rate, reproduction, fertilization success, larval development, population abundance, community composition, or any other relevant measure of the health of an organism, population, or community."
 - (2) Reasonable Potential Analysis.** The Discharger conducted chronic toxicity tests quarterly during the previous order term using mysid shrimp (*Americamysis bahia*). The previous order contained a chronic toxicity trigger (three-sample median of 1 TUc and single-sample maximum of 2 TUc) for accelerated chronic toxicity testing. The maximum single-sample chronic toxicity result during the previous order term was 1.0 TUc. This level of toxicity indicates no reasonable potential for chronic toxicity in the receiving water.
 - (3) Requirements.** The MRP includes a requirement for chronic toxicity monitoring and a monitoring "trigger" for initiation of accelerated monitoring requirements when exceeded. The accelerated monitoring trigger is based on Basin Plan Table 4-5. The Discharger is required to implement a chronic toxicity reduction evaluation in some circumstances. These requirements are consistent with CTR and SIP requirements.

(4) Screening Phase Study. The MRP requires the Discharger to conduct a chronic toxicity screening phase study, as described in MRP Appendix E-1, prior to permit reissuance. The Discharger's November 19, 2015, final chronic toxicity screening report indicated that mysid shrimp (*Americamysis bahia*) continues to be the most sensitive species.

4. Water Quality-Based Effluent Limitations (WQBELs)

WQBELs were developed for the pollutants determined to have reasonable potential to cause or contribute to exceedances of water quality objectives. WQBELs are based on the procedure specified in SIP section 1.4, which is required for priority pollutants. SIP section 1.4 is used as guidance for other pollutants.

a. Mixing Zones and Dilution Credits. The Order only provides a dilution credit for cyanide, which is based on the Basin Plan amendment that established cyanide site-specific objectives (D=3:25:1). Because the Discharger has not performed a mixing zone analysis for all other pollutants, a dilution credit is not established.

b. WQBEL Calculations. For those pollutants with reasonable potential, average monthly effluent limitations (AMELs) and maximum daily effluent limitations (MDELs) were calculated as shown in the table below:

Table F-8. WQBEL Calculations

	Cyanide	Copper	Bis (2-ethyl hexyl) phthlate	Dioxin-TEQ
PRIORITY POLLUTANTS				
Units	µg/L	µg/L	µg/L	µg/L
Basis and Criteria type	Basin Plan	Basin Plan	Basin Plan Aquatic Life	Basin Plan Narrative
Criteria -Acute	9.4	3.9	---	---
Criteria -Chronic	2.9	2.5	---	---
Criteria -Human Health	---	---	5.9	1.4E-08
Water Effects Ratio (WER)	1	2.4	1	1
Site-Specific Translator MDEL	---	0.80	---	---
Site-Specific Translator AMEL	---	0.66	---	---
Lowest WQO	2.9	9.1	5.9	1.4E-08
Dilution Factor (D) (if applicable)	2.25	0	0	0
No. of samples per month	4	4	4	4
Aquatic life criteria analysis required? (Y/N)	Y	Y	N	N
HH criteria analysis required? (Y/N)	Y	N	Y	Y
Applicable Acute WQO	9.4	11.7	---	---
Applicable Chronic WQO	2.9	9.1	---	---
HH criteria	220,000	---	5.9	1.4E-08
Background (Maximum Conc for Aquatic Life calc)	0.7	14.7	---	---
Background (Average Conc for Human Health calc)	0.7	---	0.8	2.0E-08
Is the pollutant on the 303d list and/or bioaccumulative (Y/N)?	N	N	N	Y

PRIORITY POLLUTANTS	Cyanide	Copper	Bis (2-ethyl hexyl) phthlate	Dioxin-TEQ
Units	µg/L	µg/L	µg/L	µg/L
ECA acute	28.98	12	---	---
ECA chronic	7.85	9	---	---
ECA HH	714998	---	5.9	1.4E-08
No. of data points <10 or at least 80% of data reported non detect? (Y/N)	N	N	Y	Y
Avg of effluent data points	1.9	3.6	---	---
Std Dev of effluent data points	2.4	1.4	---	---
CV calculated	1.27	0.39	N/A	N/A
CV (Selected) - Final	1.27	0.39	0.60	0.60
ECA acute mult99	0.165	0.45	---	----
ECA chronic mult99	0.306	0.65	---	----
LTA acute	4.79	5.22	---	---
LTA chronic	2.40	5.90	---	----
minimum of LTAs	2.40	5.22	---	----
AMEL mult95	2.2	1.35	1.6	1.6
MDEL mult99	6.05	2.24	3.1	3.1
AMEL (aq life)	4.98	7.05	---	----
MDEL(aq life)	13.7	11.7	---	----
MDEL/AMEL Multiplier	2.75	---	2.0	2.0
AMEL (human hlth)	714998	---	5.9	1.4E-08
MDEL (human hlth)	1965776	---	11.8	2.8E-08
minimum of AMEL for Aq. life vs HH	5.3	7.05	5.9	1.4E-08
minimum of MDEL for Aq. Life vs HH	15	11.7	11.8	2.8E-08
Previous order limit (average monthly)	5.8	7.8	---	1.4E-08
Previous order limit (maximum daily)	13	12	---	2.8E-08
Final limit - AMEL	5.3	7.0	5.9	1.4E-08
Final limit - MDEL	13	12	12	2.8E-08

D. Discharge Requirement Considerations

- 1. Anti-backsliding.** This Order complies with the anti-backsliding provisions of CWA sections 402(o) and 303(d)(4), and 40 C.F.R. section 122.44(l), which generally require effluent limitations in a reissued permit to be as stringent as those in the previous order. The requirements of this Order are at least as stringent as those in the previous order.
- 2. Antidegradation.** This Order complies with the antidegradation provisions of 40 C.F.R. section 131.12 and State Water Board Resolution No. 68-16. It continues the status quo with

respect to the level of discharge authorized in the previous order, which is the baseline by which to measure whether degradation will occur. This Order does not allow for an increase in flow, a reduced level of treatment, or less stringent effluent limitations relative to those in the previous order.

- 3. Stringency of Requirements for Individual Pollutants.** This Order contains both technology-based and WQBELs for individual pollutants. This Order's technology-based requirements implement minimum, applicable federal technology-based requirements. In addition, this Order contains more stringent effluent limitations as necessary to meet water quality standards. Collectively, this Order's restrictions on individual pollutants are no more stringent than required to implement CWA requirements.

This Order's WQBELs have been derived to implement water quality objectives that protect beneficial uses. The beneficial uses and water quality objectives have been approved pursuant to federal law and are the applicable federal water quality standards. To the extent that WQBELs were derived from the CTR, the CTR is the applicable standard pursuant to 40 C.F.R. section 131.38. The procedures for calculating these WQBELs are based on the CTR, as implemented in accordance with the SIP, which U.S. EPA approved on May 18, 2000. U.S. EPA approved most Basin Plan beneficial uses and water quality objectives prior to May 30, 2000. Beneficial uses and water quality objectives submitted to U.S. EPA prior to May 30, 2000, but not approved by U.S. EPA before that date, are nonetheless "applicable water quality standards for purposes of the CWA" pursuant to 40 C.F.R. section 131.21(c)(1). U.S. EPA approved the remaining beneficial uses and water quality objectives so they are applicable water quality standards pursuant to 40 C.F.R. section 131.21(c)(2).

V. RATIONALE FOR RECEIVING WATER LIMITATIONS

The receiving water limitations in sections V.A and V.B of the Order are based on Basin Plan narrative and numeric water quality objectives. The receiving water limitation in section V.C of the Order requires compliance with federal and State water quality standards in accordance with the CWA and regulations adopted thereunder.

VI. RATIONALE FOR PROVISIONS

A. Standard Provisions

Attachment D contains standard provisions that apply to all NPDES permits in accordance with 40 C.F.R. section 122.41 and additional conditions applicable to specific categories of permits in accordance with 40 C.F.R. section 122.42. The Discharger must comply with these provisions. The conditions set forth in 40 C.F.R. sections 122.41(a)(1) and (b) through (n) apply to all state-issued NPDES permits and must be incorporated into the permits either expressly or by reference.

In accordance with 40 C.F.R. section 123.25(a)(12), states may omit or modify conditions to impose more stringent requirements. Attachment G contains standard provisions that supplement the federal standard provisions in Attachment D. This Order omits federal conditions that address enforcement authority specified in 40 C.F.R. sections 122.41(j)(5) and (k)(2) because the State's enforcement authority under the Water Code is more stringent. In lieu of these conditions, this Order incorporates Water Code section 13387(e) by reference.

B. Monitoring and Reporting

CWA section 308 and 40 C.F.R. sections 122.41(h), 122.41(j)-(l), 122.44(i), and 122.48 require that NPDES permits specify monitoring and reporting requirements. Water Code sections 13267 and 13383 also authorize the Regional Water Board to establish monitoring, inspection, entry, reporting, and recordkeeping requirements. The Monitoring and Reporting Program (Attachment E) establishes monitoring, reporting, and recordkeeping requirements that implement federal and State requirements. For more background regarding these requirements, see Fact Sheet section VII.

C. Special Provisions

1. Reopener Provisions

These provisions are based on 40 C.F.R. sections 122.62 and 122.63 and allow modification of this Order and its effluent limitations as necessary in response to updated water quality objectives, regulations, or other new and relevant information that may become available in the future, and other circumstances as allowed by law.

2. Effluent Characterization Study and Report

This Order does not include effluent limitations for pollutants that do not demonstrate reasonable potential, but this provision requires the Discharger to continue monitoring for these pollutants as described in the MRP and Attachment G. Monitoring data are necessary to verify that the “no” and “unknown” reasonable potential analysis conclusions of this Order remain valid. This requirement is authorized pursuant to Water Code section 13267 and is necessary to inform the next permit reissuance and to ensure that the Discharger takes timely steps in response to any unanticipated change in effluent quality during the term of this Order.

3. Receiving Water Characterization Study and Report

This Order does not include effluent limitations for pollutants that do not demonstrate reasonable potential, but this provision requires the Discharger to continue monitoring for these pollutants as described in the MRP and Attachment G. Monitoring data are necessary to verify that the “no” and “unknown” reasonable potential analysis conclusions of this Order remain valid. This requirement is authorized pursuant to Water Code section 13267 and is necessary to inform the next permit reissuance.

4. Pollutant Minimization Program

This provision is based on Basin Plan section 4.13.2 and SIP section 2.4.5.

5. Special Provisions for Municipal Facilities

- a. Pretreatment Program Requirements.** This provision requires the Discharger to implement and enforce its approved pretreatment program in accordance with federal pretreatment regulations (40 CFR §403).

- b. Sludge and Biosolids Management.** This provision is based on Basin Plan section 4.17 and 40 C.F.R. parts 257 and 503. “Sludge” refers to the solid, semisolid, and liquid residue removed during primary, secondary, and advanced wastewater treatment processes. “Biosolids” refers to sludge that has been treated and may be beneficially reused.
- c. Collection System Management.** The Discharger’s collection system is part of the Facility regulated through this Order. This provision explains this Order’s requirements as they relate to the Discharger’s collection system and promotes consistency with the State Water Board’s *Statewide General Waste Discharge Requirements for Sanitary Sewer Systems* (General Collection System WDRs), Order No. 2006-0003-DWQ, as amended by Order No. WQ 2013-0058-EXEC. The General Collection System WDRs contain requirements for collection system operation and maintenance, and for reporting and mitigating sanitary sewer overflows. They also require agencies to develop sanitary sewer management plans and report all sanitary sewer overflows. The Discharger must comply with both the General Collection System WDRs and this Order.
- d. Standard Operating Procedures for Resource Recovery.** Standard Operating Procedures are required for dischargers that accept hauled waste fats, oil, and grease for injection into anaerobic digesters. The development and implementations of Standard Operating Procedures for management of these materials is intended to allow the California Department of Resources Recycling and Recovery to exempt operations from separate and redundant permitting programs. If the Discharger does not accept fats, oil, and grease for resource recovery purposes, it is not required to develop and implement Standard Operating Procedures.

6. Other Special Provisions.

- a. Copper Action Plan.** This provision is based on Basin Plan section 7.2.1.2. It is necessary to ensure that use of copper site-specific objectives is consistent with antidegradation policies. Data the San Francisco Estuary Institute compiled for 2009-2011 indicate no degradation of San Francisco Bay water quality with respect to copper (<http://www.sfei.org/content/copper-site-specific-objective-3-year-rolling-averages>).
- b. Cyanide Action Plan.** This provision is based on Basin Plan section 4.7.2.2. It is necessary to ensure that use of cyanide site-specific objectives is consistent with antidegradation policies. The threshold for considering influent cyanide concentrations to indicate a possible “significant cyanide discharge” in the Discharger’s service area is set at 13 µg/L. This concentration equals the maximum influent cyanide concentration from September 2011 through August 2015.

VII. RATIONALE FOR MONITORING AND REPORTING PROGRAM

Attachment E contains the MRP for this Order. It specifies sampling stations, pollutants to be monitored (including all parameters for which effluent limitations are specified), monitoring frequencies, and reporting requirements. The following provides the rationale for the MRP requirements.

A. MRP Requirements Rationale

- 1. Influent Monitoring.** Influent flow monitoring is necessary to understand Facility operations and to evaluate compliance with Discharge Prohibition III.D, which prohibits dry weather influent flow greater than 6.7 MGD. Influent BOD₅ and TSS monitoring is necessary to evaluate compliance with this Order's 85 percent removal requirements.
- 2. Effluent Monitoring.** Effluent flow monitoring at Monitoring Location EFF-001 is necessary to distinguish flows discharged to the Petaluma River versus flows that go to land. Monitoring for other parameters at this location is necessary to evaluate compliance with this Order's effluent limitations and to conduct future reasonable potential analyses.

Effluent flow monitoring at Monitoring Location REC-001 is to understand Facility operations and to distinguish flows discharged to the Petaluma River versus flows that go to land.
- 3. Whole Effluent Toxicity Testing.** Acute whole effluent toxicity tests are necessary to evaluate compliance with acute toxicity effluent limitations. Chronic toxicity tests are necessary to evaluate whether chronic toxicity triggers the need for a TRE.
- 4. Receiving Water Monitoring.** Petaluma River monitoring is necessary to characterize the receiving water and the effects of the discharges this Order authorizes.
- 5. Pretreatment and Biosolids Monitoring.** The pretreatment and biosolids monitoring requirements for influent, effluent, and biosolids are necessary to evaluate compliance with the Discharger's U.S. EPA-approved pretreatment program. Biosolids monitoring is also required pursuant to 40 CFR part 503.

B. Monitoring Requirements Summary. The table below summarizes routine monitoring requirements. This table is for informational purposes only. The actual requirements are specified in the MRP and elsewhere in this Order.

Table F-9. Monitoring Requirements Summary

Parameter	Influent INF-001	Effluent EFF-001	Effluent REC-001	Receiving Water RSW-001, RSW-002A, RSW-002B, RSW-003R	Biosolids BIO-001
Flow	Continuous/D	Continuous/D	Continuous/D	----	----
Biochemical Oxygen Demand (5-day @ 20°C)	1/Week	1/Week	---	----	----
Total Suspended Solids	1/Week	1/Week	---	----	----
Oil and Grease	----	1/Quarter	----	----	----
Enterococcus Bacteria	----	1/Week	----	----	----
Ammonia, Total	----	1/Month	----	1/Month	----
pH	----	1/Day	----	1/Month	----
Temperature	----	1/Day	----	1/Month	----
Acute Toxicity	----	1/Month	----	----	----
Chronic Toxicity	----	1/Quarter	----	----	----
Chlorine Residual	----	Continuous/1H	----	----	----
Copper	----	1/Month	----	---	----

Parameter	Influent INF-001	Effluent EFF-001	Effluent REC-001	Receiving Water RSW-001, RSW- 002A, RSW-002B, RSW-003R	Biosolids BIO-001
Cyanide	1/Month	1/Month	----	---	2/Year
Dioxin-TEQ	----	1/Year	----	----	----
Bis (2-ethyl-hexyl) phthalate	----	1/Year	----	----	----
Secondary-Treated Effluent Equalization Time		1/Week			
Priority Pollutants ^[1]	----	Once	----	Once ^[6]	----
Conductivity	----	----	----	1/Month	----
Salinity	----	----	----	1/Month	----
Un-ionized Ammonia	----	----	----	Calculated	----
Turbidity	----	----	----	1/Month	----
Dissolved Oxygen	----	----	----	1/Month	----
Hardness	----	----	----	1/Month	----
VOC ^[2]	2/Year	2/Year	----	----	2/Year
BNA ^[3]	2/Year	2/Year	----	----	2/Year
Metals and Other Elements ^[4]	1/Month	1/Month	----	----	2/Year
Hexavalent Chromium (VI) ^[5]	1/Month	1/Month	----	----	2/Year
Mercury	1/Month	1/Month	----	----	2/Year

Abbreviations:

Continuous/D = measured continuously, and recorded and reported daily
Continuous/1H= measured continuously or, if infeasible, at least every hour
1/Day = once per day
1/Week = once per week
2/Week = two times per week
1/Month = once per month
1/Quarter = once per quarter
1/Year = once per year
Once = once during the permit term

Footnotes:

- ^[1] This monitoring is required by Provisions VI.C.2 and C.3 of the Order.
^[2] VOC: volatile organic compounds
^[3] BNA: base/neutrals and acid extractable organic compounds.
^[4] Metals and other elements are arsenic, cadmium, copper, lead, nickel, selenium, silver, and zinc.
^[5] The Discharger may elect to run total chromium instead of hexavalent chromium.
^[6] Priority Pollutant monitoring is only required at receiving water station RSW-002A.

VIII. PUBLIC PARTICIPATION

The Regional Water Board considered the issuance of WDRs that will serve as an NPDES permit for the Facility. As a step in the WDR adoption process, Regional Water Board staff developed tentative WDRs and encouraged public participation in the WDR adoption process.

A. Notification of Interested Parties. The Regional Water Board notified the Discharger and interested agencies and persons of its intent to prescribe WDRs for the discharge and provided an opportunity to submit written comments and recommendations. Notification was provided through the *Petaluma Argus Courier*. The public had access to the agenda and any changes in dates and locations through the Regional Water Board's website at <http://www.waterboards.ca.gov/sanfranciscobay>.

- B. Written Comments.** Interested persons were invited to submit written comments concerning the tentative WDRs as explained through the notification process. Comments were to be submitted either in person or by mail to the Executive Office at the Regional Water Board at 1515 Clay Street, Suite 1400, Oakland, California 94612, Attention: Robert Schlipf.

For full staff response and Regional Water Board consideration, the written comments were due at the Regional Water Board office by 5:00 p.m. on March 14, 2016.

- C. Public Hearing.** The Regional Water Board held a public hearing on the tentative WDRs during its regular meeting at the following date and time, and at the following location:

Date: April 13, 2016
Time: 9:00 a.m.
Location: Elihu Harris State Office Building
1515 Clay Street, 1st Floor Auditorium
Oakland, CA 94612
Contact: Robert Schlipf, (510) 622-2478, robert.schlipf@waterboards.ca.gov.

Interested persons were invited to attend. At the public hearing, the Regional Water Board heard testimony pertinent to the discharge, WDRs, and permit. For accuracy of the record, important testimony was requested to be in writing.

Dates and venues change. The Regional Water Board web address is <http://www.waterboards.ca.gov/sanfranciscobay>, where one could access the current agenda for changes in dates and locations.

- D. Reconsideration of Waste Discharge Requirements.** Any aggrieved person may petition the State Water Board to review the Regional Water Board decision regarding the final WDRs. The State Water Board must receive the petition at the following address within 30 calendar days of the Regional Water Board action:

State Water Resources Control Board
Office of Chief Counsel
P.O. Box 100, 1001 I Street
Sacramento, CA 95812-0100

For instructions on how to file a petition for review, see http://www.waterboards.ca.gov/public_notices/petitions/water_quality/wqpetition_instr.shtml.

- E. Information and Copying.** The Report of Waste Discharge, related supporting documents, and comments received are on file and may be inspected at the address above at any time between 8:00 a.m. and 5:00 p.m. (except noon to 1 p.m.), Monday through Friday. Copying of documents may be arranged by calling (510) 622-2300.
- F. Register of Interested Persons.** Any person interested in being placed on the mailing list for information regarding the WDRs and NPDES permit should contact the Regional Water Board, reference the Facility, and provide a name, address, and phone number.
- G. Additional Information.** Requests for additional information or questions regarding this Order should be directed to Robert Schlipf, at (510) 622-2478 or robert.schlipf@waterboards.ca.gov.

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION**

**ATTACHMENT G
REGIONAL STANDARD PROVISIONS, AND MONITORING
AND REPORTING REQUIREMENTS
(SUPPLEMENT TO ATTACHMENT D)**

For

NPDES WASTEWATER DISCHARGE PERMITS

March 2010

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**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION**

**REGIONAL STANDARD PROVISIONS, AND MONITORING AND
REPORTING REQUIREMENTS
(SUPPLEMENT TO ATTACHMENT D)**

FOR

NPDES WASTEWATER DISCHARGE PERMITS

APPLICABILITY

This document applies to dischargers covered by a National Pollutant Discharge Elimination System (NPDES) permit. This document does not apply to Municipal Separate Storm Sewer System (MS4) NPDES permits.

The purpose of this document is to supplement the requirements of Attachment D, Standard Provisions. The requirements in this supplemental document are designed to ensure permit compliance through preventative planning, monitoring, recordkeeping, and reporting. In addition, this document requires proper characterization of issues as they arise, and timely and full responses to problems encountered. To provide clarity on which sections of Attachment D this document supplements, this document is arranged in the same format as Attachment D.

I. STANDARD PROVISIONS - PERMIT COMPLIANCE

A. Duty to Comply – Not Supplemented

B. Need to Halt or Reduce Activity Not a Defense – Not Supplemented

C. Duty to Mitigate – This supplements I.C. of Standard Provisions (Attachment D)

1. Contingency Plan - The Discharger shall maintain a Contingency Plan as originally required by Regional Water Board Resolution 74-10 and as prudent in accordance with current municipal facility emergency planning. The Contingency Plan shall describe procedures to ensure that existing facilities remain in, or are rapidly returned to, operation in the event of a process failure or emergency incident, such as employee strike, strike by suppliers of chemicals or maintenance services, power outage, vandalism, earthquake, or fire. The Discharger may combine the Contingency Plan and Spill Prevention Plan into one document. Discharge in violation of the permit where the Discharger has failed to develop and implement a Contingency Plan as described below will be the basis for considering the discharge a willful and negligent violation of the permit pursuant to California Water Code Section 13387. The Contingency Plan shall, at a minimum, contain the provisions of a. through g. below.
 - a. Provision of personnel for continued operation and maintenance of sewerage facilities during employee strikes or strikes against contractors providing services.

- b. Maintenance of adequate chemicals or other supplies and spare parts necessary for continued operations of sewerage facilities.
 - c. Provisions of emergency standby power.
 - d. Protection against vandalism.
 - e. Expeditious action to repair failures of, or damage to, equipment and sewer lines.
 - f. Report of spills and discharges of untreated or inadequately treated wastes, including measures taken to clean up the effects of such discharges.
 - g. Programs for maintenance, replacement, and surveillance of physical condition of equipment, facilities, and sewer lines.
2. **Spill Prevention Plan** - The Discharger shall maintain a Spill Prevention Plan to prevent accidental discharges and minimize the effects of such events. The Spill Prevention Plan shall:
- a. Identify the possible sources of accidental discharge, untreated or partially treated waste bypass, and polluted drainage;
 - b. Evaluate the effectiveness of present facilities and procedures, and state when they became operational; and
 - c. Predict the effectiveness of the proposed facilities and procedures, and provide an implementation schedule containing interim and final dates when they will be constructed, implemented, or operational.

This Regional Water Board, after review of the Contingency and Spill Prevention Plans or their updated revisions, may establish conditions it deems necessary to control accidental discharges and to minimize the effects of such events. Such conditions may be incorporated as part of the permit upon notice to the Discharger.

D. Proper Operation & Maintenance – This supplements I.D of Standard Provisions (Attachment D)

- 1. **Operation and Maintenance (O&M) Manual** - The Discharger shall maintain an O&M Manual to provide the plant and regulatory personnel with a source of information describing all equipment, recommended operational strategies, process control monitoring, and maintenance activities. To remain a useful and relevant document, the O&M Manual shall be kept updated to reflect significant changes in treatment facility equipment and operational practices. The O&M Manual shall be maintained in usable condition and be available for reference and use by all relevant personnel and Regional Water Board staff.
- 2. **Wastewater Facilities Status Report** - The Discharger shall regularly review, revise, or update, as necessary, its Wastewater Facilities Status Report. This report shall document how the Discharger operates and maintains its wastewater collection, treatment, and disposal facilities to ensure that all facilities are adequately staffed, supervised, financed, operated, maintained, repaired, and upgraded as necessary to provide adequate and reliable transport, treatment, and disposal of all wastewater from both existing and planned future wastewater sources under the Discharger's service responsibilities.

3. Proper Supervision and Operation of Publicly Owned Treatment Works (POTWs) - POTWs shall be supervised and operated by persons possessing certificates of appropriate grade pursuant to Division 4, Chapter 14, Title 23 of the California Code of Regulations.

E. Property Rights – Not Supplemented

F. Inspection and Entry – Not Supplemented

G. Bypass – Not Supplemented

H. Upset – Not Supplemented

I. Other – This section is an addition to Standard Provisions (Attachment D)

1. Neither the treatment nor the discharge of pollutants shall create pollution, contamination, or nuisance as defined by California Water Code Section 13050.
2. Collection, treatment, storage, and disposal systems shall be operated in a manner that precludes public contact with wastewater, except in cases where excluding the public is infeasible, such as private property. If public contact with wastewater could reasonably occur on public property, warning signs shall be posted.
3. If the Discharger submits a timely and complete Report of Waste Discharge for permit reissuance, this permit continues in force and effect until a new permit is issued or the Regional Water Board rescinds the permit.

J. Storm Water – This section is an addition to Standard Provisions (Attachment D)

These provisions apply to facilities that do not direct all storm water flows from the facility to the wastewater treatment plant headworks.

1. Storm Water Pollution Prevention Plan (SWPP Plan)

The SWPP Plan shall be designed in accordance with good engineering practices and shall address the following objectives:

- a. To identify pollutant sources that may affect the quality of storm water discharges; and
- b. To identify, assign, and implement control measures and management practices to reduce pollutants in storm water discharges.

The SWPP Plan may be combined with the existing Spill Prevention Plan as required in accordance with Section C.2. The SWPP Plan shall be retained on-site and made available upon request of a representative of the Regional Water Board.

2. Source Identification

The SWPP Plan shall provide a description of potential sources that may be expected to add significant quantities of pollutants to storm water discharges, or may result in non-storm water discharges from the facility. The SWPP Plan shall include, at a minimum, the following items:

- a. A topographical map (or other acceptable map if a topographical map is unavailable), extending one-quarter mile beyond the property boundaries of the facility, showing the wastewater treatment facility process areas, surface water bodies (including springs and wells), and discharge point(s) where the facility's storm water discharges to a municipal storm drain system or other points of discharge to waters of the State. The requirements of this paragraph may be included in the site map required under the following paragraph if appropriate.
- b. A site map showing the following:
 - 1) Storm water conveyance, drainage, and discharge structures;
 - 2) An outline of the storm water drainage areas for each storm water discharge point;
 - 3) Paved areas and buildings;
 - 4) Areas of actual or potential pollutant contact with storm water or release to storm water, including but not limited to outdoor storage and process areas; material loading, unloading, and access areas; and waste treatment, storage, and disposal areas;
 - 5) Location of existing storm water structural control measures (i.e., berms, coverings, etc.);
 - 6) Surface water locations, including springs and wetlands; and
 - 7) Vehicle service areas.
- c. A narrative description of the following:
 - 1) Wastewater treatment process activity areas;
 - 2) Materials, equipment, and vehicle management practices employed to minimize contact of significant materials of concern with storm water discharges;
 - 3) Material storage, loading, unloading, and access areas;
 - 4) Existing structural and non-structural control measures (if any) to reduce pollutants in storm water discharges; and
 - 5) Methods of on-site storage and disposal of significant materials.
- d. A list of pollutants that have a reasonable potential to be present in storm water discharges in significant quantities.

3. Storm Water Management Controls

The SWPP Plan shall describe the storm water management controls appropriate for the facility and a time schedule for fully implementing such controls. The appropriateness and priorities of controls in the SWPP Plan shall reflect identified potential sources of pollutants. The description of storm water management controls to be implemented shall include, as appropriate:

a. Storm water pollution prevention personnel

Identify specific individuals (and job titles) that are responsible for developing, implementing, and reviewing the SWPP Plan.

b. Good housekeeping

Good housekeeping requires the maintenance of clean, orderly facility areas that discharge storm water. Material handling areas shall be inspected and cleaned to reduce the potential for pollutants to enter the storm drain conveyance system.

c. Spill prevention and response

Identify areas where significant materials can spill into or otherwise enter storm water conveyance systems and their accompanying drainage points. Specific material handling procedures, storage requirements, and cleanup equipment and procedures shall be identified, as appropriate. The necessary equipment to implement a cleanup shall be available, and personnel shall be trained in proper response, containment, and cleanup of spills. Internal reporting procedures for spills of significant materials shall be established.

d. Source control

Source controls include, for example, elimination or reduction of the use of toxic pollutants, covering of pollutant source areas, sweeping of paved areas, containment of potential pollutants, labeling of all storm drain inlets with “No Dumping” signs, isolation or separation of industrial and non-industrial pollutant sources so that runoff from these areas does not mix, etc.

e. Storm water management practices

Storm water management practices are practices other than those that control the sources of pollutants. Such practices include treatment or conveyance structures, such as drop inlets, channels, retention and detention basins, treatment vaults, infiltration galleries, filters, oil/water separators, etc. Based on assessment of the potential of various sources to contribute pollutants to storm water discharges in significant quantities, additional storm water management practices to remove pollutants from storm water discharges shall be implemented and design criteria shall be described.

f. Sediment and erosion control

Measures to minimize erosion around the storm water drainage and discharge points, such as riprap, revegetation, slope stabilization, etc., shall be described.

g. Employee training

Employee training programs shall inform all personnel responsible for implementing the SWPP Plan. Training shall address spill response, good housekeeping, and material management practices. New employee and refresher training schedules shall be identified.

h. Inspections

All inspections shall be done by trained personnel. Material handling areas shall be inspected for evidence of, or the potential for, pollutants entering storm water discharges. A tracking or follow up procedure shall be used to ensure appropriate response has been taken in response to an inspection. Inspections and maintenance activities shall be documented and recorded. Inspection records shall be retained for five years.

i. Records

A tracking and follow-up procedure shall be described to ensure that adequate response and corrective actions have been taken in response to inspections.

4. Annual Verification of SWPP Plan

An annual facility inspection shall be conducted to verify that all elements of the SWPP Plan are accurate and up-to-date. The results of this review shall be reported in the Annual Report to the Regional Water Board described in Section V.C.f.

K. Biosolids Management – This section is an addition to Standard Provisions (Attachment D)

Biosolids must meet the following requirements prior to land application. The Discharger must either demonstrate compliance or, if it sends the biosolids to another party for further treatment or distribution, must give the recipient the information necessary to ensure compliance.

1. Exceptional quality biosolids meet the pollutant concentration limits in Table III of 40 CFR Part 503.13, Class A pathogen limits, and one of the vector attraction reduction requirements in 503.33(b)(1)-(b)(8). Such biosolids do not have to be tracked further for compliance with general requirements (503.12) and management practices (503.14).
2. Biosolids used for agricultural land, forest, or reclamation shall meet the pollutant limits in Table I (ceiling concentrations) and Table II or Table III (cumulative loadings or pollutant concentration limits) of 503.13. They shall also meet the general requirements (503.12) and management practices (503.14) (if not exceptional quality biosolids) for Class A or Class B pathogen levels with associated access restrictions (503.32) and one of the 10 vector attraction reduction requirements in 503.33(b)(1)-(b)(10).
3. Biosolids used for lawn or home gardens must meet exceptional quality biosolids limits.
4. Biosolids sold or given away in a bag or other container must meet the pollutant limits in either Table III or Table IV (pollutant concentration limits or annual pollutant loading rate limits) of 503.13. If Table IV is used, a label or information sheet must be attached to the biosolids packing that explains Table IV (see 503.14). The biosolids must also meet the Class A pathogen limits and one of the vector attraction reduction requirements in 503.33(b)(1)-(b)(8).

II. STANDARD PROVISIONS – PERMIT ACTION – Not Supplemented

III. STANDARD PROVISIONS – MONITORING

A. Sampling and Analyses – This section is a supplement to III.A and III.B of Standard Provisions (Attachment D)

1. Use of Certified Laboratories

Water and waste analyses shall be performed by a laboratory certified for these analyses in accordance with California Water Code Section 13176.

2. Use of Appropriate Minimum Levels

Table C lists the suggested analytical methods for the 126 priority pollutants and other toxic pollutants that should be used, unless a particular method or minimum level (ML) is required in the MRP.

For priority pollutant monitoring, when there is more than one ML value for a given substance, the Discharger may select any one of the analytical methods cited in Table C for compliance determination, or any other method described in 40 CFR part 136 or approved by U.S. EPA (such as the 1600 series) if authorized by the Regional Water Board. However, the ML must be below the effluent limitation and water quality objective. If no ML value is below the effluent limitation and water quality objective, then the method must achieve an ML no greater than the lowest ML value indicated in Table C. All monitoring instruments and equipment shall be properly calibrated and maintained to ensure accuracy of measurements.

3. Frequency of Monitoring

The minimum schedule of sampling analysis is specified in the MRP portion of the permit.

a. Timing of Sample Collection

- 1) The Discharger shall collect samples of influent on varying days selected at random and shall not include any plant recirculation or other sidestream wastes, unless otherwise stipulated by the MRP.
- 2) The Discharger shall collect samples of effluent on days coincident with influent sampling unless otherwise stipulated by the MRP or the Executive Officer. The Executive Officer may approve an alternative sampling plan if it is demonstrated to be representative of plant discharge flow and in compliance with all other permit requirements.
- 3) The Discharger shall collect grab samples of effluent during periods of day-time maximum peak effluent flows (or peak flows through secondary treatment units for facilities that recycle effluent flows).
- 4) Effluent sampling for conventional pollutants shall occur on at least one day of any multiple-day bioassay test the MRP requires. During the course of the test, on at least one day, the Discharger shall collect and retain samples of the discharge. In the event a bioassay test does

not comply with permit limits, the Discharger shall analyze these retained samples for pollutants that could be toxic to aquatic life and for which it has effluent limits.

- i. The Discharger shall perform bioassay tests on final effluent samples; when chlorine is used for disinfection, bioassay tests shall be performed on effluent after chlorination-dechlorination; and
- ii. The Discharger shall analyze for total ammonia nitrogen and calculate the amount of un-ionized ammonia whenever test results fail to meet the percent survival specified in the permit.

b. Conditions Triggering Accelerated Monitoring

- 1) If the results from two consecutive samples of a constituent monitored in a 30-day period exceed the monthly average limit for any parameter (or if the required sampling frequency is once per month and the monthly sample exceeds the monthly average limit), the Discharger shall, within 24 hours after the results are received, increase its sampling frequency to daily until the results from the additional sampling show that the parameter is in compliance with the monthly average limit.
- 2) If any maximum daily limit is exceeded, the Discharger shall increase its sampling frequency to daily within 24 hours after the results are received that indicate the exceedance of the maximum daily limit until two samples collected on consecutive days show compliance with the maximum daily limit.
- 3) If final or intermediate results of an acute bioassay test indicate a violation or threatened violation (e.g., the percentage of surviving test organisms of any single acute bioassay test is less than 70 percent), the Discharger shall initiate a new test as soon as practical, and the Discharger shall investigate the cause of the mortalities and report its findings in the next self monitoring report (SMR).
- 4) The Discharger shall calibrate chlorine residual analyzers against grab samples as frequently as necessary to maintain accurate control and reliable operation. If an effluent violation is detected, the Discharger shall collect grab samples at least every 30 minutes until compliance with the limit is achieved, unless the Discharger monitors chlorine residual continuously. In such cases, the Discharger shall continue to conduct continuous monitoring as required by its permit.
- 5) When a bypass occurs (except one subject to provision III.A.3.b.6 below), the Discharger shall monitor flows and collect samples on a daily basis for all constituents at affected discharge points that have effluent limits for the duration of the bypass (including acute toxicity using static renewals), except chronic toxicity, unless otherwise stipulated by the MRP.
- 6) Unless otherwise stipulated by the MRP, when a bypass approved pursuant to Attachment D, Standard Provisions, Sections I.G.2 or I.G.4, occurs, the Discharger shall monitor flows and, using appropriate procedures as specified in the MRP, collect and retain samples for affected discharge points on a daily basis for the duration of the bypass. The Discharger shall analyze for total suspended solids (TSS) using 24-hour composites (or more frequent increments) and for bacteria indicators with effluent limits using grab samples. If TSS exceeds 45 mg/L in any composite sample, the Discharger shall also analyze the retained samples for that discharge for all other constituents that have effluent limits, except oil and grease, mercury, dioxin-

TEQ, and acute and chronic toxicity. Additionally, at least once each year, the Discharger shall analyze the retained samples for one approved bypass discharge event for all other constituents that have effluent limits, except oil and grease, mercury, dioxin-TEQ, and acute and chronic toxicity. This monitoring shall be in addition to the minimum monitoring specified in the MRP.

c. Storm Water Monitoring

The requirements of this section only apply to facilities that are not covered by an NPDES permit for storm water discharges and where not all site storm drainage from process areas (i.e., areas of the treatment facility where chemicals or wastewater could come in contact with storm water) is directed to the headworks. For storm water not directed to the headworks during the wet season (October 1 to April 30), the Discharger shall:

- 1) Conduct visual observations of the storm water discharge locations during daylight hours at least once per month during a storm event that produces significant storm water discharge to observe the presence of floating and suspended materials, oil and grease, discoloration, turbidity, and odor, etc.
- 2) Measure (or estimate) the total volume of storm water discharge, collect grab samples of storm water discharge from at least two storm events that produce significant storm water discharge, and analyze the samples for oil and grease, pH, TSS, and specific conductance.

The grab samples shall be taken during the first 30 minutes of the discharge. If collection of the grab samples during the first 30 minutes is impracticable, grab samples may be taken during the first hour of the discharge, and the Discharger shall explain in the Annual Report why the grab sample(s) could not be taken in the first 30 minutes.

- 3) Testing for the presence of non-storm water discharges shall be conducted no less than twice during the dry season (May 1 to September 30) at all storm water discharge locations. Tests may include visual observations of flows, stains, sludges, odors, and other abnormal conditions; dye tests; TV line surveys; or analysis and validation of accurate piping schematics. Records shall be maintained describing the method used, date of testing, locations observed, and test results.
- 4) Samples shall be collected from all locations where storm water is discharged. Samples shall represent the quality and quantity of storm water discharged from the facility. If a facility discharges storm water at multiple locations, the Discharger may sample a reduced number of locations if it establishes and documents through the monitoring program that storm water discharges from different locations are substantially identical.
- 5) Records of all storm water monitoring information and copies of all reports required by the permit shall be retained for a period of at least three years from the date of sample, observation, or report.

d. Receiving Water Monitoring

The requirements of this section only apply when the MRP requires receiving water sampling.

- 1) Receiving water samples shall be collected on days coincident with effluent sampling for conventional pollutants.
- 2) Receiving water samples shall be collected at each station on each sampling day during the period within one hour following low slack water. Where sampling during lower slack water is impractical, sampling shall be performed during higher slack water. Samples shall be collected within the discharge plume and down current of the discharge point so as to be representative, unless otherwise stipulated in the MRP.
- 3) Samples shall be collected within one foot of the surface of the receiving water, unless otherwise stipulated in the MRP.

B. Biosolids Monitoring – This section supplements III.B of Standard Provisions (Attachment D)

When biosolids are sent to a landfill, sent to a surface disposal site, or applied to land as a soil amendment, they must be monitored as follows:

1. Biosolids Monitoring Frequency

Biosolids disposal must be monitored at the following frequency:

<u>Metric tons biosolids/365 days</u>	<u>Frequency</u>
0-290	Once per year
290-1500	Quarterly
1500-15,000	Six times per year
Over 15,000	Once per month

(Metric tons are on a dry weight basis)

2. Biosolids Pollutants to Monitor

Biosolids shall be monitored for the following constituents:

- Land Application: Arsenic, cadmium, copper, mercury, molybdenum, nickel, lead, selenium, and zinc
- Municipal Landfill: Paint filter test (pursuant to 40 CFR 258)
- Biosolids-only Landfill or Surface Disposal Site (if no liner and leachate system): arsenic, chromium, and nickel

C. Standard Observations – This section is an addition to III of Standard Provisions (AttachmentD)

1. Receiving Water Observations

The requirements of this section only apply when the MRP requires standard observations of the receiving water. Standard observations shall include the following:

- a. *Floating and suspended materials* (e.g., oil, grease, algae, and other macroscopic particulate matter): presence or absence, source, and size of affected area.
- b. *Discoloration and turbidity*: description of color, source, and size of affected area.
- c. *Odor*: presence or absence, characterization, source, distance of travel, and wind direction.
- d. *Beneficial water use*: presence of water-associated waterfowl or wildlife, fisherpeople, and other recreational activities in the vicinity of each sampling station.
- e. *Hydrographic condition*: time and height of corrected high and low tides (corrected to nearest National Oceanic and Atmospheric Administration location for the sampling date and time of sample collection).
- f. *Weather conditions*:
 - 1) Air temperature; and
 - 2) Total precipitation during the five days prior to observation.

2. Wastewater Effluent Observations

The requirements of this section only apply when the MRP requires wastewater effluent standard observations. Standard observations shall include the following:

- a. *Floating and suspended material of wastewater origin* (e.g., oil, grease, algae, and other macroscopic particulate matter): presence or absence.
- b. *Odor*: presence or absence, characterization, source, distance of travel, and wind direction.

3. Beach and Shoreline Observations

The requirements of this section only apply when the MRP requires beach and shoreline standard observations. Standard observations shall include the following:

- a. *Material of wastewater origin*: presence or absence, description of material, estimated size of affected area, and source.
- b. *Beneficial use*: estimate number of people participating in recreational water contact, non-water contact, or fishing activities.

4. Land Retention or Disposal Area Observations

The requirements of this section only apply to facilities with on-site surface impoundments or disposal areas that are in use. This section applies to both liquid and solid wastes, whether confined or unconfined. The Discharger shall conduct the following for each impoundment:

- a. Determine the amount of freeboard at the lowest point of dikes confining liquid wastes.
- b. Report evidence of leaching liquid from area of confinement and estimated size of affected area. Show affected area on a sketch and volume of flow (e.g., gallons per minute [gpm]).

- c. Regarding odor, describe presence or absence, characterization, source, distance of travel, and wind direction.
- d. Estimate number of waterfowl and other water-associated birds in the disposal area and vicinity.

5. Periphery of Waste Treatment and/or Disposal Facilities Observations

The requirements of this section only apply when the MRP specifies periphery standard observations. Standard observations shall include the following:

- a. *Odor*: presence or absence, characterization, source, and distance of travel.
- b. *Weather conditions*: wind direction and estimated velocity.

IV. STANDARD PROVISIONS – RECORDS

A. Records to be Maintained – This supplements IV.A of Standard Provisions (Attachment D)

The Discharger shall maintain records in a manner and at a location (e.g., wastewater treatment plant or Discharger offices) such that the records are accessible to Regional Water Board staff. The minimum period of retention specified in Section IV, Records, of the Federal Standard Provisions shall be extended during the course of any unresolved litigation regarding the subject discharge, or when requested by the Regional Water Board or Regional Administrator of U.S. EPA, Region IX.

A copy of the permit shall be maintained at the discharge facility and be available at all times to operating personnel.

B. Records of monitoring information shall include – This supplements IV.B of Standard Provision (Attachment D)

1. Analytical Information

Records shall include analytical method detection limits, minimum levels, reporting levels, and related quantification parameters.

2. Flow Monitoring Data

For all required flow monitoring (e.g., influent and effluent flows), the additional records shall include the following, unless otherwise stipulated by the MRP:

- a. Total volume for each day; and
- b. Maximum, minimum, and average daily flows for each calendar month.

3. Wastewater Treatment Process Solids

- a. For each treatment unit process that involves solids removal from the wastewater stream, records shall include the following:
 - 1) Total volume or mass of solids removed from each collection unit (e.g., grit, skimmings, undigested biosolids, or combination) for each calendar month or other time period as appropriate, but not to exceed annually; and
 - 2) Final disposition of such solids (e.g., landfill, other subsequent treatment unit).
- b. For final dewatered biosolids from the treatment plant as a whole, records shall include the following:
 - 1) Total volume or mass of dewatered biosolids for each calendar month;
 - 2) Solids content of the dewatered biosolids; and
 - 3) Final disposition of dewatered biosolids (disposal location and disposal method).

4. Disinfection Process

For the disinfection process, these additional records shall be maintained documenting process operation and performance:

- a. For bacteriological analyses:
 - 1) Wastewater flow rate at the time of sample collection; and
 - 2) Required statistical parameters for cumulative bacterial values (e.g., moving median or geometric mean for the number of samples or sampling period identified in this Order).
- b. For the chlorination process, when chlorine is used for disinfection, at least daily average values for the following:
 - 1) Chlorine residual of treated wastewater as it enters the contact basin (mg/L);
 - 2) Chlorine dosage (kg/day); and
 - 3) Dechlorination chemical dosage (kg/day).

5. Treatment Process Bypasses

A chronological log of all treatment process bypasses, including wet weather blending, shall include the following:

- a. Identification of the treatment process bypassed;
- b. Dates and times of bypass beginning and end;
- c. Total bypass duration;

- d. Estimated total bypass volume; and
- e. Description of, or reference to other reports describing, the bypass event, the cause, the corrective actions taken (except for wet weather blending that is in compliance with permit conditions), and any additional monitoring conducted.

6. Treatment Facility Overflows

This section applies to records for overflows at the treatment facility. This includes the headworks and all units and appurtenances downstream. The Discharger shall retain a chronological log of overflows at the treatment facility and records supporting the information provided in section V.E.2.

C. Claims of Confidentiality – Not Supplemented

V. STANDARD PROVISIONS – REPORTING

A. Duty to Provide Information – Not Supplemented

B. Signatory and Certification Requirements – Not Supplemented

C. Monitoring Reports – This section supplements V.C of Standard Provisions (Attachment D)

1. Self Monitoring Reports

For each reporting period established in the MRP, the Discharger shall submit an SMR to the Regional Water Board in accordance with the requirements listed in this document and at the frequency the MRP specifies. The purpose of the SMR is to document treatment performance, effluent quality, and compliance with the waste discharge requirements of this Order.

a. Transmittal letter

Each SMR shall be submitted with a transmittal letter. This letter shall include the following:

- 1) Identification of all violations of effluent limits or other waste discharge requirements found during the reporting period;
- 2) Details regarding violations: parameters, magnitude, test results, frequency, and dates;
- 3) Causes of violations;
- 4) Discussion of corrective actions taken or planned to resolve violations and prevent recurrences, and dates or time schedule of action implementation (if previous reports have been submitted that address corrective actions, reference to the earlier reports is satisfactory);
- 5) Data invalidation (Data should not be submitted in an SMR if it does not meet quality assurance/quality control standards. However, if the Discharger wishes to invalidate any measurement after it was submitted in an SMR, a letter shall identify the measurement suspected to be invalid and state the Discharger's intent to submit, within 60 days, a formal request to invalidate the measurement. This request shall include the original measurement in question, the reason for invalidating the measurement, all relevant documentation that supports invalidation [e.g., laboratory sheet, log entry, test results, etc.], and discussion of the

corrective actions taken or planned [with a time schedule for completion] to prevent recurrence of the sampling or measurement problem.);

- 6) If the Discharger blends, the letter shall describe the duration of blending events and certify whether blended effluent was in compliance with the conditions for blending; and
- 7) Signature (The transmittal letter shall be signed according to Section V.B of this Order, Attachment D – Standard Provisions.).

b. Compliance evaluation summary

Each report shall include a compliance evaluation summary. This summary shall include each parameter for which the permit specifies effluent limits, the number of samples taken during the monitoring period, and the number of samples that exceed applicable effluent limits.

c. Results of analyses and observations

- 1) Tabulations of all required analyses and observations, including parameter, date, time, sample station, type of sample, test result, method detection limit, method minimum level, and method reporting level, if applicable, signed by the laboratory director or other responsible official.
- 2) When determining compliance with an average monthly effluent limitation and more than one sample result is available in a month, the Discharger shall compute the arithmetic mean unless the data set contains one or more reported determinations of detected but not quantified (DNQ) or nondetect (ND). In those cases, the Discharger shall compute the median in place of the arithmetic mean in accordance with the following procedure:
 - i. The data set shall be ranked from low to high, reported ND determinations lowest, DNQ determinations next, followed by quantified values (if any). The order of the individual ND or DNQ determinations is unimportant.
 - ii. The median value of the data set shall be determined. If the data set has an odd number of data points, then the median is the middle value. If the data set has an even number of data points, then the median is the average of the two values around the middle unless one or both of the points are ND or DNQ, in which case the median value shall be the lower of the two data points where DNQ is lower than a value and ND is lower than DNQ.

If a sample result, or the arithmetic mean or median of multiple sample results, is below the reporting limit, and there is evidence that the priority pollutant is present in the effluent above an effluent limitation and the Discharger conducts a Pollutant Minimization Program, the Discharger shall not be deemed out of compliance.

- 3) Dioxin-TEQ Reporting: The Discharger shall report for each dioxin and furan congener the analytical results of effluent monitoring, including the quantifiable limit (reporting level), the method detection limit, and the measured concentration. The Discharger shall report all measured values of individual congeners, including data qualifiers. When calculating dioxin-TEQ, the Discharger shall set congener concentrations below the minimum levels (ML) to zero. The Discharger shall calculate and report dioxin-TEQs using the following formula, where the MLs, toxicity equivalency factors (TEFs), and bioaccumulation equivalency factors (BEFs) are as provided in Table A:

$$\text{Dioxin-TEQ} = \sum (C_x \times \text{TEF}_x \times \text{BEF}_x)$$

where: C_x = measured or estimated concentration of congener x
 TEF_x = toxicity equivalency factor for congener x
 BEF_x = bioaccumulation equivalency factor for congener x

Table A
Minimum Levels, Toxicity Equivalency Factors,
and Bioaccumulation Equivalency Factors

Dioxin or Furan Congener	Minimum Level (pg/L)	1998 Toxicity Equivalency Factor (TEF)	Bioaccumulation Equivalency Factor (BEF)
2,3,7,8-TCDD	10	1.0	1.0
1,2,3,7,8-PeCDD	50	1.0	0.9
1,2,3,4,7,8-HxCDD	50	0.1	0.3
1,2,3,6,7,8-HxCDD	50	0.1	0.1
1,2,3,7,8,9-HxCDD	50	0.1	0.1
1,2,3,4,6,7,8-HpCDD	50	0.01	0.05
OCDD	100	0.0001	0.01
2,3,7,8-TCDF	10	0.1	0.8
1,2,3,7,8-PeCDF	50	0.05	0.2
2,3,4,7,8-PeCDF	50	0.5	1.6
1,2,3,4,7,8-HxCDF	50	0.1	0.08
1,2,3,6,7,8-HxCDF	50	0.1	0.2
1,2,3,7,8,9-HxCDF	50	0.1	0.6
2,3,4,6,7,8-HxCDF	50	0.1	0.7
1,2,3,4,6,7,8-HpCDF	50	0.01	0.01
1,2,3,4,7,8,9-HpCDF	50	0.01	0.4
OCDF	100	0.0001	0.02

d. Data reporting for results not yet available

The Discharger shall make all reasonable efforts to obtain analytical data for required parameter sampling in a timely manner. Certain analyses require additional time to complete analytical processes and report results. For cases where required monitoring parameters require additional time to complete analytical processes and reports, and results are not available in time to be included in the SMR for the subject monitoring period, the Discharger shall describe such circumstances in the SMR and include the data for these parameters and relevant discussions of any observed exceedances in the next SMR due after the results are available.

e. Flow data

The Discharger shall provide flow data tabulation pursuant to Section IV.B.2.

f. Annual self monitoring report requirements

By the date specified in the MRP, the Discharger shall submit an annual report to the Regional Water Board covering the previous calendar year. The report shall contain the following:

- 1) Annual compliance summary table of treatment plant performance, including documentation of any blending events;
- 2) Comprehensive discussion of treatment plant performance and compliance with the permit (This discussion shall include any corrective actions taken or planned, such as changes to facility equipment or operation practices that may be needed to achieve compliance, and any other actions taken or planned that are intended to improve performance and reliability of the Discharger's wastewater collection, treatment, or disposal practices.);
- 3) Both tabular and graphical summaries of the monitoring data for the previous year if parameters are monitored at a frequency of monthly or greater;
- 4) List of approved analyses, including the following:
 - (i) List of analyses for which the Discharger is certified;
 - (ii) List of analyses performed for the Discharger by a separate certified laboratory (copies of reports signed by the laboratory director of that laboratory shall not be submitted but be retained onsite); and
 - (iii) List of "waived" analyses, as approved;
- 5) Plan view drawing or map showing the Discharger's facility, flow routing, and sampling and observation station locations;
- 6) Results of annual facility inspection to verify that all elements of the SWPP Plan are accurate and up to date (only required if the Discharger does not route all storm water to the headworks of its wastewater treatment plant); and
- 7) Results of facility report reviews (The Discharger shall regularly review, revise, and update, as necessary, the O&M Manual, the Contingency Plan, the Spill Prevention Plan, and Wastewater Facilities Status Report so that these documents remain useful and relevant to current practices. At a minimum, reviews shall be conducted annually. The Discharger shall include, in each Annual Report, a description or summary of review and evaluation procedures, recommended or planned actions, and an estimated time schedule for implementing these actions. The Discharger shall complete changes to these documents to ensure they are up-to-date.).

g. Report submittal

The Discharger shall submit SMRs to:

California Regional Water Quality Control Board

San Francisco Bay Region
1515 Clay Street, Suite 1400
Oakland, CA 94612
Attn: NPDES Wastewater Division

h. Reporting data in electronic format

The Discharger has the option to submit all monitoring results in an electronic reporting format approved by the Executive Officer. If the Discharger chooses to submit SMRs electronically, the following shall apply:

- 1) *Reporting Method*: The Discharger shall submit SMRs electronically via a process approved by the Executive Officer (see, for example, the letter dated December 17, 1999, "Official Implementation of Electronic Reporting System [ERS]" and the progress report letter dated December 17, 2000).
- 2) *Monthly or Quarterly Reporting Requirements*: For each reporting period (monthly or quarterly as specified in the MRP), the Discharger shall submit an electronic SMR to the Regional Water Board in accordance with the provisions of Section V.C.1.a-e, except for requirements under Section V.C.1.c(1) where ERS does not have fields for dischargers to input certain information (e.g., sample time). However, until U.S. EPA approves the electronic signature or other signature technologies, dischargers that use ERS shall submit a hard copy of the original transmittal letter, an ERS printout of the data sheet, and a violation report (a receipt of the electronic transmittal shall be retained by the Discharger). This electronic SMR submittal suffices for the signed tabulations specified under Section V.C.1.c(1).
- 3) *Annual Reporting Requirements*: Dischargers who have submitted data using the ERS for at least one calendar year are exempt from submitting the portion of the annual report required under Section V.C.1.f(1) and (3).

D. Compliance Schedules – Not supplemented

E. Twenty-Four Hour Reporting – This section supplements V.E of Standard Provision (Attachment D)

1. Spill of Oil or Other Hazardous Material Reports

- a. Within 24 hours of becoming aware of a spill of oil or other hazardous material that is not contained onsite and completely cleaned up, the Discharger shall report by telephone to the Regional Water Board at (510) 622-2369.
- b. The Discharger shall also report such spills to the State Office of Emergency Services [telephone (800) 852-7550] only when the spills are in accordance with applicable reporting quantities for hazardous materials.
- c. The Discharger shall submit a written report to the Regional Water Board within five working days following telephone notification unless directed otherwise by Regional Water Board staff. A report submitted electronically is acceptable. The written report shall include the following:
 - 1) Date and time of spill, and duration if known;

- 2) Location of spill (street address or description of location);
- 3) Nature of material spilled;
- 4) Quantity of material involved;
- 5) Receiving water body affected, if any;
- 6) Cause of spill;
- 7) Estimated size of affected area;
- 8) Observed impacts to receiving waters (e.g., oil sheen, fish kill, water discoloration);
- 9) Corrective actions taken to contain, minimize, or clean up the spill;
- 10) Future corrective actions planned to be taken to prevent recurrence, and schedule of implementation; and
- 11) Persons or agencies notified.

2. Unauthorized Discharges from Municipal Wastewater Treatment Plants¹

The following requirements apply to municipal wastewater treatment plants that experience an unauthorized discharge at their treatment facilities and are consistent with and supercede requirements imposed on the Discharger by the Executive Officer by letter of May 1, 2008, issued pursuant to California Water Code Section 13383.

a. Two (2)-Hour Notification

For any unauthorized discharges that result in a discharge to a drainage channel or a surface water, the Discharger shall, as soon as possible, but not later than two (2) hours after becoming aware of the discharge, notify the State Office of Emergency Services (telephone 800-852-7550), the local health officers or directors of environmental health with jurisdiction over the affected water bodies, and the Regional Water Board. The notification to the Regional Water Board shall be via the Regional Water Board's online reporting system at www.wbers.net, and shall include the following:

- 1) Incident description and cause;
- 2) Location of threatened or involved waterway(s) or storm drains;
- 3) Date and time the unauthorized discharge started;
- 4) Estimated quantity and duration of the unauthorized discharge (to the extent known), and the estimated amount recovered;

¹ California Code of Regulations, Title 23, Section 2250(b), defines an unauthorized discharge to be a discharge, not regulated by waste discharge requirements, of treated, partially treated, or untreated wastewater resulting from the intentional or unintentional diversion of wastewater from a collection, treatment or disposal system.

- 5) Level of treatment prior to discharge (e.g., raw wastewater, primary treated, undisinfected secondary treated, and so on); and
- 6) Identity of the person reporting the unauthorized discharge.

b. 24-hour Certification

Within 24 hours, the Discharger shall certify to the Regional Water Board, at www.wbers.net, that the State Office of Emergency Services and the local health officers or directors of environmental health with jurisdiction over the affected water bodies have been notified of the unauthorized discharge.

c. 5-Day Written Report

Within five business days, the Discharger shall submit a written report, via the Regional Water Board's online reporting system at www.wbers.net, that includes, in addition to the information required above, the following:

- 1) Methods used to delineate the geographical extent of the unauthorized discharge within receiving waters;
- 2) Efforts implemented to minimize public exposure to the unauthorized discharge;
- 3) Visual observations of the impacts (if any) noted in the receiving waters (e.g., fish kill, discoloration of water) and the extent of sampling if conducted;
- 4) Corrective measures taken to minimize the impact of the unauthorized discharge;
- 5) Measures to be taken to minimize the chances of a similar unauthorized discharge occurring in the future;
- 6) Summary of Spill Prevention Plan or O&M Manual modifications to be made, if necessary, to minimize the chances of future unauthorized discharges; and
- 7) Quantity and duration of the unauthorized discharge, and the amount recovered.

d. Communication Protocol

To clarify the multiple levels of notification, certification, and reporting, the current communication requirements for unauthorized discharges from municipal wastewater treatment plants are summarized in Table B that follows.

Table B
Summary of Communication Requirements for Unauthorized Discharges¹ from
Municipal Wastewater Treatment Plants

Discharger is required to:	Agency Receiving Information	Time frame	Method for Contact
1. Notify	California Emergency Management Agency (Cal EMA)	As soon as possible, but not later than 2 hours after becoming aware of the unauthorized discharge.	Telephone – (800) 852-7550 (obtain a control number from Cal EMA)
	Local health department	As soon as possible, but not later than 2 hours after becoming aware of the unauthorized discharge.	Depends on local health department
	Regional Water Board	As soon as possible, but not later than 2 hours after becoming aware of the unauthorized discharge.	Electronic ² www.wbers.net
2. Certify	Regional Water Board	As soon as possible, but not later than 24 hours after becoming aware of the unauthorized discharge.	Electronic ³ www.wbers.net
3. Report	Regional Water Board	Within 5 business days of becoming aware of the unauthorized discharge.	Electronic ⁴ www.wbers.net

¹ California Code of Regulations, Title 23, Section 2250(b), defines an unauthorized discharge to be a discharge, not regulated by waste discharge requirements, of treated, partially treated, or untreated wastewater resulting from the intentional or unintentional diversion of wastewater from a collection, treatment or disposal system.

² In the event that the Discharger is unable to provide online notification within 2 hours of becoming aware of an unauthorized discharge, it shall phone the Regional Water Board's spill hotline at (510) 622-2369 and convey the same information contained in the notification form. In addition, within 3 business days of becoming aware of the unauthorized discharge, the Discharger shall enter the notification information into the Regional Water Board's online system in electronic format.

³ In most instances, the 2-hour notification will also satisfy 24-hour certification requirements. This is because the notification form includes fields for documenting that OES and the local health department have been contacted. In other words, if the Discharger is able to complete all the fields in the notification form within 2 hours, certification requirements are also satisfied. In the event that the Discharger is unable to provide online certification within 24 hours of becoming aware of an unauthorized discharge, it shall phone the Regional Water Board's spill hotline at (510) 622-2369 and convey the same information contained in the certification form. In addition, within 3 business days of becoming aware of the unauthorized discharge, the Discharger shall enter the certification information into the Regional Water Board's online system in electronic format.

⁴ If the Discharger cannot satisfy the 5-day reporting requirements via the Regional Water Board's online reporting system, it shall submit a written report (preferably electronically in pdf) to the appropriate Regional Water Board case manager. In cases where the Discharger cannot satisfy the 5-day reporting requirements via the online reporting system, it must still complete the Regional Water Board's online reporting requirements within 15 calendar days of becoming aware of the unauthorized discharge.

F. Planned Changes – Not supplemented

G. Anticipated Noncompliance – Not supplemented

H. Other Noncompliance – Not supplemented

I. Other Information – Not supplemented

VI. STANDARD PROVISION – ENFORCEMENT – Not Supplemented

VII. ADDITIONAL PROVISIONS – NOTIFICATION LEVELS – Not Supplemented

VIII. DEFINITIONS – This section is an addition to Standard Provisions (Attachment D)

More definitions can be found in Attachment A of this NPDES Permit.

1. Arithmetic Calculations

- a. Geometric mean is the antilog of the log mean or the back-transformed mean of the logarithmically transformed variables, which is equivalent to the multiplication of the antilogarithms. The geometric mean can be calculated with either of the following equations:

$$\text{Geometric Mean} = \text{Anti log} \left(\frac{1}{N} \sum_{i=1}^N \text{Log}(C_i) \right)$$

or

$$\text{Geometric Mean} = (C_1 * C_2 * \dots * C_N)^{1/N}$$

Where “N” is the number of data points for the period analyzed and “C” is the concentration for each of the “N” data points.

- b. Mass emission rate is obtained from the following calculation for any calendar day:

$$\text{Mass emission rate (lb/day)} = \frac{8.345}{N} \sum_{i=1}^N Q_i C_i$$

$$\text{Mass emission rate (kg/day)} = \frac{3.785}{N} \sum_{i=1}^N Q_i C_i$$

In which “N” is the number of samples analyzed in any calendar day and “Q_i” and “C_i” are the flow rate (MGD) and the constituent concentration (mg/L) associated with each of the “N” grab samples that may be taken in any calendar day. If a composite sample is taken, “C_i” is the concentration measured in the composite sample and “Q_i” is the average flow rate occurring during the period over which the samples are composited. The daily concentration of a constituent measured over any calendar day shall be determined from the flow-weighted average of the same constituent in the combined waste streams as follows:

$$C_d = \text{Average daily concentration} = \frac{1}{Q_t} \sum_{i=1}^N Q_i C_i$$

In which “N” is the number of component waste streams and “Q” and “C” are the flow rate (MGD) and the constituent concentration (mg/L) associated with each of the “N” waste streams. “Q_t” is the total flow rate of the combined waste streams.

- c. Maximum allowable mass emission rate, whether for a 24-hour, weekly 7-day, monthly 30-day, or 6-month period, is a limitation expressed as a daily rate determined with the formulas in the paragraph above, using the effluent concentration limit specified in the permit for the period and the specified allowable flow.
- d. POTW removal efficiency is the ratio of pollutants removed by the treatment facilities to pollutants entering the treatment facilities (expressed as a percentage). The Discharger shall determine removal efficiencies using monthly averages (by calendar month unless otherwise specified) of pollutant concentration of influent and effluent samples collected at about the same time and using the following equation (or its equivalent):

$$\text{Removal Efficiency (\%)} = 100 \times [1 - (\text{Effluent Concentration} / \text{Influent Concentration})]$$

2. Biosolids means the solids, semi-liquid suspensions of solids, residues, screenings, grit, scum, and precipitates separated from or created in wastewater by the unit processes of a treatment system. It also includes, but is not limited to, all supernatant, filtrate, centrate, decantate, and thickener overflow and underflow in the solids handling parts of the wastewater treatment system.
3. Blending is the practice of recombining wastewater that has been biologically treated with wastewater that has bypassed around biological treatment units.
4. Bottom sediment sample is (1) a separate grab sample taken at each sampling station for the determination of selected physical-chemical parameters, or (2) four grab samples collected from different locations in the immediate vicinity of a sampling station while the boat is anchored and analyzed separately for macroinvertebrates.
5. Composite sample is a sample composed of individual grab samples collected manually or by an automatic sampling device on the basis of time or flow as specified in the MRP. For flow-based composites, the proportion of each grab sample included in the composite sample shall be within plus or minus five percent (+/-5%) of the representative flow rate of the waste stream being measured at the time of grab sample collection. Alternatively, equal volume grab samples may be individually analyzed with the flow-weighted average calculated by averaging flow-weighted ratios of each grab sample analytical result. Grab samples comprising time-based composite samples shall be collected at intervals not greater than those specified in the MRP. The quantity of each grab sample comprising a time-based composite sample shall be a set of flow proportional volumes as specified in the MRP. If a particular time-based or flow-based composite sampling protocol is not specified in the MRP, the Discharger shall determine and implement the most representative sampling protocol for the given parameter subject to Executive Officer approval.
6. Depth-integrated sample is defined as a water or waste sample collected by allowing a sampling device to fill during a vertical traverse in the waste or receiving water body being sampled. The Discharger shall collect depth-integrated samples in such a manner that the collected sample will be representative of the waste or water body at that sampling point.

7. Flow sample is an accurate measurement of the average daily flow volume using a properly calibrated and maintained flow measuring device.
8. Grab sample is an individual sample collected in a short period of time not exceeding 15 minutes. Grab samples represent only the condition that exists at the time the wastewater is collected.
9. Initial dilution is the process that results in the rapid and irreversible turbulent mixing of wastewater with receiving water around the point of discharge.
10. Overflow is the intentional or unintentional spilling or forcing out of untreated or partially treated wastes from a transport system (e.g., through manholes, at pump stations, and at collection points) upstream from the treatment plant headworks or from any part of a treatment plant facility.
11. Priority pollutants are those constituents referred to in 40 CFR Part 122 as promulgated in the Federal Register, Vol. 65, No. 97, Thursday, May 18, 2000, also known as the California Toxics Rule, the presence or discharge of which could reasonably be expected to interfere with maintaining designated uses.
12. Storm water means storm water runoff, snow melt runoff, and surface runoff and drainage. It excludes infiltration and runoff from agricultural land.
13. Toxic pollutant means any pollutant listed as toxic under federal Clean Water Act section 307(a)(1) or under 40 CFR 401.15.
14. Untreated waste is raw wastewater.
15. Waste, waste discharge, discharge of waste, and discharge are used interchangeably in the permit. The requirements of the permit apply to the entire volume of water, and the material therein, that is disposed of to surface and ground waters of the State of California.

Table C
List of Monitoring Parameters and Analytical Methods

CTR No.	Pollutant/Parameter	Analytical Method ⁷	Minimum Levels ⁸ (µg/l)											
			GC	GCMS	LC	Color	FAA	GFAA	ICP	ICP MS	SPGFAA	HYD RIDE	CVAA	DCP
1.	Antimony	204.2					10	5	50	0.5	5	0.5		1000
2.	Arsenic	206.3				20		2	10	2	2	1		1000
3.	Beryllium						20	0.5	2	0.5	1			1000
4.	Cadmium	200 or 213					10	0.5	10	0.25	0.5			1000
5a.	Chromium (III)	SM 3500												
5b.	Chromium (VI)	SM 3500				10	5							1000
	Chromium (total) ⁹	SM 3500					50	2	10	0.5	1			1000
6.	Copper	200.9					25	5	10	0.5	2			1000
7.	Lead	200.9					20	5	5	0.5	2			10,000
8.	Mercury	1631 (note) ¹⁰												
9.	Nickel	249.2					50	5	20	1	5			1000
10.	Selenium	200.8 or SM 3114B or C						5	10	2	5	1		1000
11.	Silver	272.2					10	1	10	0.25	2			1000
12.	Thallium	279.2					10	2	10	1	5			1000
13.	Zinc	200 or 289					20		20	1	10			
14.	Cyanide	SM 4500 CN ⁻ C or I				5								
15.	Asbestos (only required for dischargers to MUN waters) ¹¹	0100.2 ¹²												
16.	2,3,7,8-TCDD and 17 congeners (Dioxin)	1613												
17.	Acrolein	603	2.0	5										
18.	Acrylonitrile	603	2.0	2										
19.	Benzene	602	0.5	2										
33.	Ethylbenzene	602	0.5	2										
39.	Toluene	602	0.5	2										
20.	Bromoform	601	0.5	2										
21.	Carbon Tetrachloride	601	0.5	2										
22.	Chlorobenzene	601	0.5	2										
23.	Chlorodibromomethane	601	0.5	2										
24.	Chloroethane	601	0.5	2										

⁷ The suggested method is the U.S. EPA Method unless otherwise specified (SM = Standard Methods). The Discharger may use another U.S. EPA-approved or recognized method if that method has a level of quantification below the applicable water quality objective. Where no method is suggested, the Discharger has the discretion to use any standard method.

⁸ Minimum levels are from the *State Implementation Policy*. They are the concentration of the lowest calibration standard for that technique based on a survey of contract laboratories. Laboratory techniques are defined as follows: GC = Gas Chromatography; GCMS = Gas Chromatography/Mass Spectrometry; LC = High Pressure Liquid Chromatography; Color = Colorimetric; FAA = Flame Atomic Absorption; GFAA = Graphite Furnace Atomic Absorption; ICP = Inductively Coupled Plasma; ICPMS = Inductively Coupled Plasma/Mass Spectrometry; SPGFAA = Stabilized Platform Graphite Furnace Atomic Absorption (i.e., U.S. EPA 200.9); Hydride = Gaseous Hydride Atomic Absorption; CVAA = Cold Vapor Atomic Absorption; DCP = Direct Current Plasma.

⁹ Analysis for total chromium may be substituted for analysis of chromium (III) and chromium (VI) if the concentration measured is below the lowest hexavalent chromium criterion (11 µg/l).

¹⁰ The Discharger shall use ultra-clean sampling (U.S. EPA Method 1669) and ultra-clean analytical methods (U.S. EPA Method 1631) for mercury monitoring. The minimum level for mercury is 2 ng/l (or 0.002 µg/l).

¹¹ MUN = Municipal and Domestic Supply. This designation, if applicable, is in the Findings of the permit.

¹² Determination of Asbestos Structures over 10 [micrometers] in Length in Drinking Water Using MCE Filters, U.S. EPA 600/R-94-134, June 1994.

CTR No.	Pollutant/Parameter	Analytical Method ⁷	Minimum Levels ⁸ (µg/l)											
			GC	GCMS	LC	Color	FAA	GFAA	ICP	ICP MS	SPGFAA	HYD RIDE	CVAA	DCP
25.	2-Chloroethylvinyl Ether	601	1	1										
26.	Chloroform	601	0.5	2										
75.	1,2-Dichlorobenzene	601	0.5	2										
76.	1,3-Dichlorobenzene	601	0.5	2										
77.	1,4-Dichlorobenzene	601	0.5	2										
27.	Dichlorobromomethane	601	0.5	2										
28.	1,1-Dichloroethane	601	0.5	1										
29.	1,2-Dichloroethane	601	0.5	2										
30.	1,1-Dichloroethylene or 1,1-Dichloroethene	601	0.5	2										
31.	1,2-Dichloropropane	601	0.5	1										
32.	1,3-Dichloropropylene or 1,3-Dichloropropene	601	0.5	2										
34.	Methyl Bromide or Bromomethane	601	1.0	2										
35.	Methyl Chloride or Chloromethane	601	0.5	2										
36.	Methylene Chloride or Dichloromethane	601	0.5	2										
37.	1,1,2,2-Tetrachloroethane	601	0.5	1										
38.	Tetrachloroethylene	601	0.5	2										
40.	1,2-Trans-Dichloroethylene	601	0.5	1										
41.	1,1,1-Trichloroethane	601	0.5	2										
42.	1,1,2-Trichloroethane	601	0.5	2										
43.	Trichloroethene	601	0.5	2										
44.	Vinyl Chloride	601	0.5	2										
45.	2-Chlorophenol	604	2	5										
46.	2,4-Dichlorophenol	604	1	5										
47.	2,4-Dimethylphenol	604	1	2										
48.	2-Methyl-4,6-Dinitrophenol or Dinitro-2-methylphenol	604	10	5										
49.	2,4-Dinitrophenol	604	5	5										
50.	2-Nitrophenol	604		10										
51.	4-Nitrophenol	604	5	10										
52.	3-Methyl-4-Chlorophenol	604	5	1										
53.	Pentachlorophenol	604	1	5										
54.	Phenol	604	1	1		50								
55.	2,4,6-Trichlorophenol	604	10	10										
56.	Acenaphthene	610 HPLC	1	1	0.5									
57.	Acenaphthylene	610 HPLC		10	0.2									
58.	Anthracene	610 HPLC		10	2									
60.	Benzo(a)Anthracene or 1,2 Benzanthracene	610 HPLC	10	5										
61.	Benzo(a)Pyrene	610 HPLC		10	2									
62.	Benzo(b)Fluoranthene or 3,4 Benzo(b)fluoranthene	610 HPLC		10	10									
63.	Benzo(ghi)Perylene	610 HPLC		5	0.1									
64.	Benzo(k)Fluoranthene	610 HPLC		10	2									
74.	Dibenzo(a,h)Anthracene	610 HPLC		10	0.1									
86.	Fluoranthene	610 HPLC	10	1	0.05									
87.	Fluorene	610 HPLC		10	0.1									
92.	Indeno(1,2,3-cd) Pyrene	610 HPLC		10	0.05									
100.	Pyrene	610 HPLC		10	0.05									
68.	Bis(2-Ethylhexyl)Phthalate	606 or 625	10	5										

CTR No.	Pollutant/Parameter	Analytical Method ⁷	Minimum Levels ⁸ (µg/l)											
			GC	GCMS	LC	Color	FAA	GFAA	ICP	ICP MS	SPGFAA	HYD RIDE	CVAA	DCP
70.	Butylbenzyl Phthalate	606 or 625	10	10										
79.	Diethyl Phthalate	606 or 625	10	2										
80.	Dimethyl Phthalate	606 or 625	10	2										
81.	Di-n-Butyl Phthalate	606 or 625		10										
84.	Di-n-Octyl Phthalate	606 or 625		10										
59.	Benzidine	625		5										
65.	Bis(2-Chloroethoxy)Methane	625		5										
66.	Bis(2-Chloroethyl)Ether	625	10	1										
67.	Bis(2-Chloroisopropyl)Ether	625	10	2										
69.	4-Bromophenyl Phenyl Ether	625	10	5										
71.	2-Chloronaphthalene	625		10										
72.	4-Chlorophenyl Phenyl Ether	625		5										
73.	Chrysene	625		10	5									
78.	3,3'-Dichlorobenzidine	625		5										
82.	2,4-Dinitrotoluene	625	10	5										
83.	2,6-Dinitrotoluene	625		5										
85.	1,2-Diphenylhydrazine (note) ¹³	625		1										
88.	Hexachlorobenzene	625	5	1										
89.	Hexachlorobutadiene	625	5	1										
90.	Hexachlorocyclopentadiene	625	5	5										
91.	Hexachloroethane	625	5	1										
93.	Isophorone	625	10	1										
94.	Naphthalene	625	10	1	0.2									
95.	Nitrobenzene	625	10	1										
96.	N-Nitrosodimethylamine	625	10	5										
97.	N-Nitrosodi-n-Propylamine	625	10	5										
98.	N-Nitrosodiphenylamine	625	10	1										
99.	Phenanthrene	625		5	0.05									
101.	1,2,4-Trichlorobenzene	625	1	5										
102.	Aldrin	608	0.005											
103.	α-BHC	608	0.01											
104.	β-BHC	608	0.005											
105.	γ-BHC (Lindane)	608	0.02											
106.	δ-BHC	608	0.005											
107.	Chlordane	608	0.1											
108.	4,4'-DDT	608	0.01											
109.	4,4'-DDE	608	0.05											
110.	4,4'-DDD	608	0.05											
111.	Dieldrin	608	0.01											
112.	Endosulfan (alpha)	608	0.02											
113.	Endosulfan (beta)	608	0.01											
114.	Endosulfan Sulfate	608	0.05											
115.	Endrin	608	0.01											
116.	Endrin Aldehyde	608	0.01											
117.	Heptachlor	608	0.01											
118.	Heptachlor Epoxide	608	0.01											

¹³ Measurement for 1,2-Diphenylhydrazine may use azobenzene as a screen: if azobenzene is measured at >1 ug/l, then the Discharger shall analyze for 1,2-Diphenylhydrazine.

CTR No.	Pollutant/Parameter	Analytical Method ⁷	Minimum Levels ⁸ (µg/l)											
			GC	GCMS	LC	Color	FAA	GFAA	ICP	ICP MS	SPGFAA	HYD RIDE	CVAA	DCP
119-125	PCBs: Aroclors 1016, 1221, 1232, 1242, 1248, 1254, 1260	608	0.5											
126.	Toxaphene	608	0.5											

ATTACHMENT H – PRETREATMENT REQUIREMENTS

CALIFORNIA REGIONAL WATER QUALITY CONTROL
BOARD
SAN FRANCISCO BAY REGION

**ATTACHMENT H
PRETREATMENT PROGRAM PROVISIONS**

For
NPDES POTW WASTEWATER DISCHARGE PERMITS

March 2011
(Corrected May 2011)

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Attachment H: Pretreatment Program Provisions

- A.** The Discharger shall be responsible and liable for the performance of all Control Authority pretreatment requirements contained in 40 CFR 403, including any regulatory revisions to Part 403. Where a Part 403 revision is promulgated after the effective date of the Discharger's permit and places mandatory actions upon the Discharger as Control Authority but does not specify a timetable for completion of the actions, the Discharger shall complete the required actions within six months from the issuance date of this permit or six months from the effective date of the Part 403 revisions, whichever comes later.

(If the Discharger cannot complete the required actions within the above six-month period due to the need to process local adoption of sewer use ordinance modifications or other substantial pretreatment program modifications, the Discharger shall notify the Executive Officer in writing at least 60 days prior to the six-month deadline. The written notification shall include a summary of completed required actions, an explanation for why the six month deadline cannot be met, and a proposed timeframe to complete the rest of the required actions as soon as practical but not later than within twelve months of the issuance date of this permit or twelve months of the effective date of the Part 403 revisions, whichever comes later. The Executive Officer will notify the Discharger in writing within 30 days of receiving the request if the extension is not approved.)

The United States Environmental Protection Agency (U.S. EPA), the State and/or other appropriate parties may initiate enforcement action against a nondomestic user for noncompliance with applicable standards and requirements as provided in the Clean Water Act (Act).

- B.** The Discharger shall enforce the requirements promulgated under Sections 307(b), 307(c), 307(d) and 402(b) of the Act with timely, appropriate and effective enforcement actions. The Discharger shall cause nondomestic users subject to Federal Categorical Standards to achieve compliance no later than the date specified in those requirements or, in the case of a new nondomestic user, upon commencement of the discharge.
- C.** The Discharger shall perform the pretreatment functions as required in 40 CFR 403 and amendments or modifications thereto including, but not limited to:
1. Implement the necessary legal authorities to fully implement the pretreatment regulations as provided in 40 CFR 403.8(f)(1);
 2. Implement the programmatic functions as provided in 40 CFR 403.8(f)(2);
 3. Publish an annual list of nondomestic users in significant noncompliance as provided per 40 CFR 403.8(f)(2)(viii);
 4. Provide for the requisite funding and personnel to implement the pretreatment program as provided in 40 CFR 403.8(f)(3); and
 5. Enforce the national pretreatment standards for prohibited discharges and categorical standards as provided in 40 CFR 403.5 and 403.6, respectively.
- D.** The Discharger shall submit annually a report to U.S. EPA Region 9, the State Water Board and the Regional Water Board describing its pretreatment program activities over the previous calendar year.

In the event that the Discharger is not in compliance with any conditions or requirements of the Pretreatment Program, the Discharger shall also include the reasons for noncompliance and a plan and schedule for achieving compliance. The report shall contain, but is not limited to, the information specified in Appendix H-1 entitled, “Requirements for Pretreatment Annual Reports.” The annual report is due each year on February 28.

- E.** The Discharger shall submit a pretreatment semiannual report to U.S. EPA Region 9, the State Water Board and the Regional Water Board describing the status of its significant industrial users (SIUs). The report shall contain, but is not limited to, information specified in Appendix H-2 entitled, “Requirements for Pretreatment Semiannual Reports.” The semiannual report is due July 31 for the period January through June. The information for the period July through December of each year shall be included in the Annual Report identified in Appendix H-1. The Executive Officer may exempt the Discharger from the semiannual reporting requirements on a case by case basis subject to State Water Board and U.S. EPA’s comment and approval.
- F.** The Discharger shall conduct the monitoring of its treatment plant’s influent, effluent, and sludge (biosolids) as described in Appendix H-4 entitled, “Requirements for Influent, Effluent and Sludge (Biosolids) Monitoring.” (The term “biosolids,” as used in this Attachment, shall have the same meaning as wastewater treatment plant “sludge” and will be used from this point forward.) The Discharger shall evaluate the results of the sampling and analysis during the preparation of the semiannual and annual reports to identify any trends. Signing the certification statement used to transmit the reports shall be deemed to certify the Discharger has completed this data evaluation. A tabulation of the data shall be included in the pretreatment annual report as specified in Appendix H-4. The Executive Officer may require more or less frequent monitoring on a case by case basis.

APPENDIX H-1

REQUIREMENTS FOR PRETREATMENT ANNUAL REPORTS

The Pretreatment Annual Report is due each year on February 28 and shall contain activities conducted during the previous calendar year. The purpose of the Annual Report is to:

- Describe the status of the Discharger's pretreatment program; and
- Report on the effectiveness of the program, as determined by comparing the results of the preceding year's program implementation.

The report shall contain, at a minimum, the following information:

A. Cover Sheet

The cover sheet shall include:

1. The name(s) and National Pollutant Discharge Elimination System (NPDES) permit number(s) of the Discharger(s) that is part of the Pretreatment Program;
2. The name, address and telephone number of a pretreatment contact person;
3. The period covered in the report;
4. A statement of truthfulness; and
5. The dated signature of a principal executive officer, ranking elected official, or other duly authorized employee who is responsible for overall operation of the Publicly Owned Treatment Works (POTW) (40 CFR 403.12(m)).

B. Introduction

This section shall include:

1. Any pertinent background information related to the Discharger and/or the nondomestic user base of the area;
2. List of applicable interagency agreements used to implement the Discharger's pretreatment program (e.g., Memoranda of Understanding (MOU) with satellite sanitary sewer collection systems); and
3. A status summary of the tasks required by a Pretreatment Compliance Inspection (PCI), Pretreatment Compliance Audit (PCA), Cleanup and Abatement Order (CAO), or other pretreatment-related enforcement actions required by the Regional Water Board or the U.S. EPA. A more detailed discussion can be referenced and included in the section entitled, "Program Changes," if needed.

C. Definitions

This section shall include a list of key terms and their definitions that the Discharger uses to describe or characterize elements of its pretreatment program, or the Discharger may provide a reference to its website if the applicable definitions are available on-line.

D. Discussion of Upset, Interference and Pass Through

This section shall include a discussion of Upset, Interference or Pass Through incidents, if any, at the Discharger's treatment plant(s) that the Discharger knows of or suspects were caused by nondomestic user discharges. Each incident shall be described, at a minimum, consisting of the following information:

1. A description of what occurred;
2. A description of what was done to identify the source;
3. The name and address of the nondomestic user responsible;
4. The reason(s) why the incident occurred;
5. A description of the corrective actions taken; and
6. An examination of the local and federal discharge limits and requirements for the purposes of determining whether any additional limits or changes to existing requirements may be necessary to prevent other Upset, Interference or Pass Through incidents.

E. Influent, Effluent and Biosolids Monitoring Results

The Discharger shall evaluate the influent, effluent and biosolids monitoring results as specified in Appendix H-4 in preparation of this report. The Discharger shall retain the analytical laboratory reports with the Quality Assurance and Quality Control (QA/QC) data validation and make these reports available upon request.

This section shall include:

1. Description of the sampling procedures and an analysis of the results (see Appendix H-4 for specific requirements);
2. Tabular summary of the compounds detected (compounds measured above the detection limit for the analytical method used) for the monitoring data generated during the reporting year as specified in Appendix H-4;
3. Discussion of the investigation findings into any contributing sources of the compounds that exceed NPDES limits; and
4. Graphical representation of the influent and effluent metal monitoring data for the past five years with a discussion of any trends.

F. Inspection, Sampling and Enforcement Programs

This section shall include at a minimum the following information:

1. Inspections: Summary of the inspection program (e.g., criteria for determining the frequency of inspections and inspection procedures);
2. Sampling Events: Summary of the sampling program (e.g., criteria for determining the frequency of sampling and chain of custody procedures); and
3. Enforcement: Summary of Enforcement Response Plan (ERP) implementation including dates for adoption, last revision and submission to the Regional Water Board.

G. Updated List of Regulated SIUs

This section shall contain a list of all of the federal categories that apply to SIUs regulated by the Discharger. The specific categories shall be listed including the applicable 40 CFR subpart and section, and pretreatment standards (both maximum and average limits). Local limits developed by the Discharger shall be presented in a table including the applicability of the local limits to SIUs. If local limits do not apply uniformly to SIUs, specify the applicability in the tables listing the categorical industrial users (CIUs) and non-categorical SIUs. Tables developed in Sections G1 and G2 can be used to present or reference this information.

1. CIUs - Include a table that alphabetically lists the CIUs regulated by the Discharger as of the end of the reporting period. This list shall include:
 - a. Name;
 - b. Address;
 - c. Applicable federal category(ies);
 - d. Reference to the location where the applicable Federal Categorical Standards are presented in the report;
 - e. Identify all deletions and additions keyed to the list submitted in the previous annual report. All deletions shall be briefly explained (e.g., closure, name change, ownership change, reclassification, declassification); and
 - f. Information, calculations and data used to determine the limits for those CIUs for which a combined waste stream formula is applied.
2. Non-categorical SIUs - Include a table that alphabetically lists the SIUs not subject to any federal categorical standards that were regulated by the Discharger as of the end of the reporting period. This list shall include:
 - a. Name;
 - b. Address;

- c. A brief description of the type of business;
- d. Identify all deletions and additions keyed to the list submitted in the previous annual report. All deletions shall be briefly explained (e.g., closure, name change, ownership change, reclassification, declassification); and
- e. Indicate the applicable discharge limits (e.g., different from local limits) to which the SIUs are subject and reference to the location where the applicable limits (e.g., local discharge limits) are presented in the report.

H. SIU (categorical and non-categorical) Compliance Activities

The information required in this section may be combined in the table developed in Section G above.

- 1. Inspection and Sampling Summary:** This section shall contain a summary of all the SIU inspections and sampling activities conducted by the Discharger and sampling activities conducted by the SIU over the reporting year to gather information and data regarding SIU compliance. The summary shall include:
 - a. The number of inspections and sampling events conducted for each SIU by the Discharger;
 - b. The number of sampling events conducted by the SIU. Identify SIUs that are operating under an approved Total Toxic Organic Management Plan;
 - c. The quarters in which the above activities were conducted; and
 - d. The compliance status of each SIU, delineated by quarter, and characterized using all applicable descriptions as given below:
 - (1) Consistent compliance;
 - (2) Inconsistent compliance;
 - (3) Significant noncompliance;
 - (4) On a compliance schedule to achieve compliance (include the date final compliance is required);
 - (5) Not in compliance and not on a compliance schedule; and
 - (6) Compliance status unknown, and why not.
- 2. Enforcement Summary:** This section shall contain a summary of SIU compliance and enforcement activities during the reporting year. The summary may be included in the summary table developed in section H1 and shall include the names and addresses of all SIUs affected by the actions identified below. For each notice specified in enforcement action “a” through “g,” indicate whether it was for an infraction of a federal or local standard/limit or requirement.

- a. Warning letters or notices of violations regarding SIUs' apparent noncompliance with or violation of any federal pretreatment categorical standards and/or requirements, or local limits and/or requirements;
 - b. Administrative Orders regarding the SIUs' apparent noncompliance with or violation of any federal pretreatment categorical standards and/or requirements, or local limits and/or requirements;
 - c. Civil actions regarding the SIUs' apparent noncompliance with or violation of any federal pretreatment categorical standards and/or requirements, or local limits and/or requirements;
 - d. Criminal actions regarding the SIUs' apparent noncompliance with or violation of any federal pretreatment categorical standards and/or requirements, or local limits and/or requirements;
 - e. Assessment of monetary penalties. Identify the amount of penalty in each case and reason for assessing the penalty;
 - f. Order to restrict/suspend discharge to the Discharger; and
 - g. Order to disconnect the discharge from entering the Discharger.
- 3. July-December Semiannual Data:** For SIU violations/noncompliance during the semiannual reporting period from July 1 through December 31, provide the following information:
- a. Name and facility address of the SIU;
 - b. Indicate if the SIU is subject to Federal Categorical Standards; if so, specify the category including the subpart that applies;
 - c. For SIUs subject to Federal Categorical Standards, indicate if the violation is of a categorical or local standard;
 - d. Indicate the compliance status of the SIU for the two quarters of the reporting period; and
 - e. For violations/noncompliance identified in the reporting period, provide:
 - (1) The date(s) of violation(s);
 - (2) The parameters and corresponding concentrations exceeding the limits and the discharge limits for these parameters; and
 - (3) A brief summary of the noncompliant event(s) and the steps that are being taken to achieve compliance.

I. Baseline Monitoring Report Update

This section shall provide a list of CIUs added to the pretreatment program since the last annual report. This list of new CIUs shall summarize the status of the respective Baseline Monitoring Reports (BMR).

The BMR must contain the information specified in 40 CFR 403.12(b). For each new CIU, the summary shall indicate when the BMR was due; when the CIU was notified by the Discharger of this requirement; when the CIU submitted the report; and/or when the report is due.

J. Pretreatment Program Changes

This section shall contain a description of any significant changes in the Pretreatment Program during the past year including, but not limited to:

1. Legal authority;
2. Local limits;
3. Monitoring/ inspection program and frequency;
4. Enforcement protocol;
5. Program's administrative structure;
6. Staffing level;
7. Resource requirements;
8. Funding mechanism;
9. If the manager of the Discharger's pretreatment program changed, a revised organizational chart shall be included; and
10. If any element(s) of the program is in the process of being modified, this intention shall also be indicated.

K. Pretreatment Program Budget

This section shall present the budget spent on the Pretreatment Program. The budget, either by the calendar or fiscal year, shall show the total expenses required to implement the pretreatment program. A brief discussion of the source(s) of funding shall be provided. In addition, the Discharger shall make available upon request specific details on its pretreatment program expense amounts such as for personnel, equipment, and chemical analyses.

L. Public Participation Summary

This section shall include a copy of the public notice as required in 40 CFR 403.8(f)(2)(viii). If a notice was not published, the reason shall be stated.

M. Biosolids Storage and Disposal Practice

This section shall describe how treated biosolids are stored and ultimately disposed. If a biosolids storage area is used, it shall be described in detail including its location, containment features and biosolids handling procedures.

N. Other Pollutant Reduction Activities

This section shall include a brief description of any programs the Discharger implements to reduce pollutants from nondomestic users that are not classified as SIUs. If the Discharger submits any of this program information in an Annual Pollution Prevention Report, reference to this other report shall satisfy this reporting requirement.

O. Other Subjects

Other information related to the Pretreatment Program that does not fit into any of the above categories should be included in this section.

P. Permit Compliance System (PCS) Data Entry Form

The annual report shall include the PCS Data Entry Form. This form shall summarize the enforcement actions taken against SIUs in the past year. This form shall include the following information:

1. Discharger's name,
2. NPDES Permit number,
3. Period covered by the report,
4. Number of SIUs in significant noncompliance (SNC) that are on a pretreatment compliance schedule,
5. Number of notices of violation and administrative Orders issued against SIUs,
6. Number of civil and criminal judicial actions against SIUs,
7. Number of SIUs that have been published as a result of being in SNC, and
8. Number of SIUs from which penalties have been collected.

APPENDIX H-2

REQUIREMENTS FOR JANUARY-JUNE PRETREATMENT SEMIANNUAL REPORT

The pretreatment semiannual report is due on July 31 for pretreatment program activities conducted from January through June unless an exception has been granted by the Regional Water Board's Executive Officer (e.g., pretreatment programs without any SIUs may qualify for an exception to the pretreatment semiannual report). Pretreatment activities conducted from July through December of each year shall be included in the Pretreatment Annual Report as specified in Appendix H-1. The pretreatment semiannual report shall contain, at a minimum the following information:

A. Influent, Effluent and Biosolids Monitoring

The influent, effluent and biosolids monitoring results shall be evaluated in preparation of this report. The Discharger shall retain analytical laboratory reports with the QA/QC data validation and make these reports available upon request. The Discharger shall also make available upon request a description of its influent, effluent and biosolids sampling procedures. Violations of any parameter that exceed NPDES limits shall be identified and reported. The contributing source(s) of the parameters that exceed NPDES limits shall be investigated and discussed.

B. Significant Industrial User Compliance Status

This section shall contain a list of all SIUs that were not in consistent compliance with all pretreatment standards/limits or requirements for the reporting period. For the reported SIUs, the compliance status for the previous semiannual reporting period shall be included. Once the SIU has determined to be out of compliance, the SIU shall be included in subsequent reports until consistent compliance has been achieved. A brief description detailing the actions that the SIU undertook to come back into compliance shall be provided.

For each SIU on the list, the following information shall be provided:

1. Name and facility address of the SIU;
2. Indicate if the SIU is subject to Federal Categorical Standards; if so, specify the category including the subpart that applies;
3. For SIUs subject to Federal Categorical Standards, indicate if the violation is of a categorical or local standard;
4. Indicate the compliance status of the SIU for the two quarters of the reporting period; and
5. For violations/noncompliance identified in the reporting period, provide:
 - a. The date(s) of violation(s);
 - b. The parameters and corresponding concentrations exceeding the limits and the discharge limits for these parameters; and

- c. A brief summary of the noncompliant event(s) and the steps that are being taken to achieve compliance.

C. Discharger's Compliance with Pretreatment Program Requirements

This section shall contain a discussion of the Discharger's compliance status with the Pretreatment Program Requirements as indicated in the latest Pretreatment Compliance Audit (PCA) Report or Pretreatment Compliance Inspection (PCI) Report. It shall contain a summary of the following information:

1. Date of latest PCA or PCI report;
2. Date of the Discharger's response;
3. List of unresolved issues; and
4. Plan(s) and schedule for resolving the remaining issues.

APPENDIX H-3

SIGNATURE REQUIREMENTS FOR PRETREATMENT ANNUAL AND SEMIANNUAL REPORTS

The pretreatment annual and semiannual reports shall be signed by a principal executive officer, ranking elected official, or other duly authorized employee who is responsible for the overall operation of the Discharger [POTW - 40 CFR 403.12(m)]. Signed copies of the reports shall be submitted to the U.S. EPA, the State Water Board, and the Regional Water Board at the following addresses unless the Discharger is instructed by any of these agencies to submit electronic copies of the required reports:

Pretreatment Program Reports
Clean Water Act Compliance Office (WTR-7)
Water Division
Pacific Southwest Region
U.S. Environmental Protection Agency
75 Hawthorne Street
San Francisco, CA 94105-3901

Submit electronic copies only to State and Regional Water Boards:

Pretreatment Program Manager
Regulatory Unit
State Water Resources Control Board
Division of Water Quality-15th Floor
1001 I Street
Sacramento, CA 95814
DMR@waterboards.ca.gov
NPDES_Wastewater@waterboards.ca.gov

Pretreatment Coordinator
NPDES Wastewater Division
SF Bay Regional Water Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612

(Submit the report as a single Portable Document Format (PDF) file to the Pretreatment Coordinator's folder in the Regional Water Board's File Transfer Protocol (FTP) site. The instructions for using the FTP site can be found at the following internet address:

http://www.waterboards.ca.gov/sanfranciscobay/publications_forms/documents/FTP_Discharger_Guide-12-2010.pdf.)

APPENDIX H-4

REQUIREMENTS FOR INFLUENT, EFFLUENT AND BIOSOLIDS MONITORING

The Discharger shall conduct sampling of its treatment plant's influent, effluent and biosolids at the frequency shown in **the pretreatment requirements table** of the Monitoring and Reporting Program (MRP, Attachment E). When sampling periods coincide, one set of test results, reported separately, may be used for those parameters that are required to be monitored by both the influent and effluent monitoring requirements of the MRP and the Pretreatment Program. The Pretreatment Program monitoring reports as required in Appendices H-1 and H-2 shall be transmitted to the Pretreatment Program Coordinator.

A. Reduction of Monitoring Frequency

The minimum frequency of Pretreatment Program influent, effluent, and biosolids monitoring shall be dependent on the number of SIUs identified in the Discharger's Pretreatment Program as indicated in Table H-1.

Table H-1: Minimum Frequency of Pretreatment Program Monitoring	
Number of SIUs	Minimum Frequency
< 5	Once every five years
> 5 and < 50	Once every year
> 50	Twice per year

If the Discharger's required monitoring frequency is greater than the minimum specified in Table H-1, the Discharger may request a reduced monitoring frequency for that constituent(s) as part of its application for permit reissuance if it meets the following criteria:

The monitoring data for the constituent(s) consistently show non-detect (ND) levels for the effluent monitoring and very low (i.e., near ND) levels for influent and biosolids monitoring for a minimum of eight previous years' worth of data.

The Discharger's request shall include tabular summaries of the data and a description of the trends in the industrial, commercial, and residential customers in the Discharger's service area that demonstrate control over the sources of the constituent(s). The Regional Water Board may grant a reduced monitoring frequency in the reissued permit after considering the information provided by the Discharger and any other relevant information.

B. Influent and Effluent Monitoring

The Discharger shall monitor for the parameters using the required sampling and test methods listed in **the pretreatment table** of the MRP. Any test method substitutions must have received prior written Executive Officer approval. Influent and effluent sampling locations shall be the same as those sites specified in the MRP.

The influent and effluent samples should be taken at staggered times to account for treatment plant detention time. Appropriately staggered sampling is considered consistent with the requirement for collection of effluent samples coincident with influent samples in Section III.A.3.a(2) of

Attachment G. All samples must be representative of daily operations. Sampling and analysis shall be performed in accordance with the techniques prescribed in 40 CFR 136 and amendments thereto. For effluent monitoring, the reporting limits for the individual parameters shall be at or below the minimum levels (MLs) as stated in the Policy for Implementation of Toxics Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California (2000) [also known as the State Implementation Policy (SIP)]; any revisions to the MLs shall be adhered to. If a parameter does not have a stated ML, then the Discharger shall conduct the analysis using the lowest commercially available and reasonably achievable detection levels.

The following report elements should be used to submit the influent and effluent monitoring results. A similarly structured format may be used but will be subject to Regional Water Board approval. The monitoring reports shall be submitted with the Pretreatment Annual Report identified in Appendix H-1.

1. Sampling Procedures, Sample Dechlorination, Sample Compositing, and Data Validation (applicable quality assurance/quality control) shall be performed in accordance with the techniques prescribed in 40 CFR 136 and amendments thereto. The Discharger shall make available upon request its sampling procedures including methods of dechlorination, compositing, and data validation.
2. A tabulation of the test results for the detected parameters shall be provided.
3. Discussion of Results – The report shall include a complete discussion of the test results for the detected parameters. If any pollutants are detected in sufficient concentration to upset, interfere or pass through plant operations, the type of pollutant(s) and potential source(s) shall be noted, along with a plan of action to control, eliminate, and/or monitor the pollutant(s). Any apparent generation and/or destruction of pollutants attributable to chlorination/dechlorination sampling and analysis practices shall be noted.

C. Biosolids Monitoring

Biosolids should be sampled in a manner that will be representative of the biosolids generated from the influent and effluent monitoring events except as noted in (3. below. The same parameters required for influent and effluent analysis shall be included in the biosolids analysis. The biosolids analyzed shall be a composite sample of the biosolids for final disposal consisting of:

1. Biosolids lagoons – 20 grab samples collected at representative equidistant intervals (grid pattern) and composited as a single grab, or
2. Dried stockpile – 20 grab samples collected at various representative locations and depths and composited as a single grab, or
3. Dewatered biosolids - daily composite of 4 representative grab samples each day for 5 days taken at equal intervals during the daily operating shift taken from a) the dewatering units or b) each truckload, and shall be combined into a single 5- day composite.

The U.S. EPA manual, POTW Sludge Sampling and Analysis Guidance Document, August 1989, containing detailed sampling protocols specific to biosolids is recommended as a guidance for sampling procedures. The U.S. EPA manual Analytical Methods of the National Sewage Sludge

Survey, September 1990, containing detailed analytical protocols specific to biosolids, is recommended as a guidance for analytical methods.

In determining if the biosolids are a hazardous waste, the Discharger shall adhere to Article 2, “Criteria for Identifying the Characteristics of Hazardous Waste,” and Article 3, “Characteristics of Hazardous Waste,” of Title 22, California Code of Regulations, sections 66261.10 to 66261.24 and all amendments thereto.

The following report elements should be used to submit the biosolids monitoring results. A similarly structured form may be used but will be subject to Regional Water Board approval. The results shall be submitted with the Pretreatment Annual Report identified in Appendix H-1.

- Sampling Procedures and Data Validation (applicable quality assurance/quality control) shall be performed in accordance with the techniques prescribed in 40 CFR 136 and amendments thereto. The Discharger shall make available upon request its biosolids sampling procedures and data validation methods.
- Test Results – Tabulate the test results for the detected parameters and include the percent solids.
- Discussion of Results – Include a complete discussion of test results for the detected parameters. If the detected pollutant(s) is reasonably deemed to have an adverse effect on biosolids disposal, a plan of action to control, eliminate, and/or monitor the pollutant(s) and the known or potential source(s) shall be included. Any apparent generation and/or destruction of pollutants attributable to chlorination/dechlorination sampling and analysis practices shall be noted.

The Discharger shall also provide a summary table presenting any influent, effluent or biosolids monitoring data for non-priority pollutants that the Discharger believes may be causing or contributing to interference, pass through or adversely impacting biosolids quality.

APPENDIX B



CITY OF PETALUMA

POST OFFICE BOX 61
PETALUMA, CA 94953-0061

David Glass
Mayor

Chris Albertson
Teresa Barrett
Mike Healy
Gabe Kearney
Dave King
Kathy Miller
Councilmembers

March 14, 2016

Robert Schlipf
San Francisco Bay Regional Water Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612
Transmitted via email to Robert.Schlipf@waterboards.ca.gov

**Subject: Comments on Tentative Order Reissuing NPDES Permit No.
CA0037810 for the City of Petaluma's Ellis Creek Water Recycling
Facility**

Dear Mr. Schlipf:

The City of Petaluma (City) submits the following comments to the San Francisco Bay Regional Water Quality Control Board (Regional Water Board) on the Tentative Order (TO) reissuing the NPDES Permit (Permit) for the Ellis Creek Water Recycling Facility (Facility). The City appreciates your diligence and care in preparing the document, and in particular your recognition of the unique aspects of our treatment facility and its operation.

The sections being commented on are shown in roughly the same order as they appear in the Permit. To assist Regional Water Board staff in locating the sections of the TO being commented on, page numbers are provided prior to any markup of permit language consistent with the comment being presented.

1. The requirement to estimate dilution of dry season discharges should be removed.

In 2015, the City met with Regional Water Board staff to discuss standardization of the dry season discharge prohibition language, which applies to several shallow water dischargers in the San Francisco Bay region. The City understands that Discharge Prohibition III.E in the TO reflects an effort to incorporate the new, standardized language that was developed in 2015. However, the requirement to estimate dilution in the receiving water during dry season discharges should be removed, because it is both unnecessary and inconsistent with precedent.

Public Works & Utilities

City Engineers
11 English Street
Petaluma, CA 94952
Phone (707) 778-4303
Fax (707) 776-3602
E-Mail:
publicworks@ci.petaluma.ca.us

**Parks & Building
Maintenance**

840 Hopper St. Ext.
Petaluma, CA 94952
Phone (707) 778-4303
Fax (707) 778-4437

Transportation Services

555 N. McDowell Blvd.
Petaluma, CA 94954
Phone (707) 778-4421
Fax (707) 776-3799

Utilities & Field Operations

202 N. McDowell Blvd.
Petaluma, CA 94954
Phone (707) 778-4546
Fax (707) 778-4508

E-Mail: publicworks@ci.petaluma.ca.us

The Petaluma River is a tidal water body in the vicinity of the City's discharge, and dilution is almost entirely dependent on tidal action. The City has conducted mathematical modeling in 2001 of the discharge to the Petaluma River, and reported estimated dilution under slack tide conditions, as well as estimates of tidally averaged dilution. These estimates were made assuming low-flow conditions in the Petaluma River and San Francisco Bay that are representative of drought conditions, and the City does not believe that the estimated dilution would vary considerably from the estimates previously reported. The City does not have the in-house expertise to develop additional dilution estimates for specific discharge scenarios, such as a limited-duration discharge during the dry season, because accurate estimates of dilution must account for tidal re-entrainment in addition to tidal stage, tidal velocities, and freshwater flows. The City also doubts that more specific information about dilution would serve a useful purpose even if it were to be developed.

The City also notes that the Regional Water Board has already established a clear precedent for eliminating the requirement to estimate dilution. The recently adopted permit for Novato Sanitary District (Order No. R2-2015-0034) contains a requirement to report the volume and duration of the discharge, but not to estimate dilution. The requested revisions are consistent with this precedent, and are shown below:

(Page 4)

- E. Discharge to the Petaluma River is prohibited during the dry season each year, from May 1 through October 20, unless Facility effluent flow exceeds the capacity of the recycled water distribution and storage system (described in the Fact Sheet Attachment F of this Order) to meet recycle water demand. Discharge shall not arise as a result of the Discharger's failure to produce, use, or supply demand for recycled water that the Regional Water Board has authorized. Discharge during the dry season shall be monitored and meet applicable effluent limitations, and shall consist of fully treated effluent.

If there is discharge during the dry season, the Discharger shall describe in the transmittal letter of the next closest self-monitoring report the reasons for the need to discharge during the dry season, with supporting information, and include a table that describes the ~~discharge volume and~~ discharge duration, ~~and estimated dilution of the discharge in to the receiving water.~~ In accordance with the Monitoring and Reporting Program (MRP, Attachment E), all discharge volume and quality data shall be reported in the appropriate monthly self-monitoring report.

2. The effluent monitoring frequency for acute toxicity should be reduced from monthly to quarterly.

The City currently conducts monthly acute toxicity monitoring, and has consistently found non-toxic results in every sample collected since completion of the Facility in 2009. In fact, the City measured 100% survival fathead minnows (*Pimephales promelas*) for 28 of the 30 acute toxicity tests performed during the current permit term, and measured 95% survival in the remaining 2 of 30 tests. Based on this strong record of compliance, the City requests that the monitoring frequency for acute toxicity in Facility effluent be reduced from monthly to quarterly. The City understands that Table 4-3 of the June 2013 *San Francisco Bay Basin Water Quality Control*

Plan requires more stringent effluent limits when monitoring is conducted quarterly instead of monthly. These more stringent effluent limits will ensure that the Facility continues to discharge high-quality effluent.

Given our past history of compliance, the City believes that continuing to perform acute toxicity monitoring on a monthly basis is not an efficient use of ratepayer funds. The test is performed by a contract laboratory, so reducing the monitoring frequency would directly correspond to reduced monitoring costs. The requested revisions are shown below.

(Page 5)

D. Whole Effluent Acute Toxicity. The survival rate at Discharge Point No. 001 shall comply with the following limitations, with compliance measured at Monitoring Location EFF-001 as described in the MRP:

- A three-sample ~~An 11-sample~~ median value of not less than 90 percent survival; and
- A single-sample maximum ~~An 11-sample 90th-percentile~~ value of not less than 70 percent survival.

These acute toxicity limitations are defined as follows:

- **Three-11-sample median.** A bioassay test showing survival of less than 90 percent represents a violation of this effluent limit if ~~one five~~ or more of the past ~~two ten~~ or fewer bioassay tests also show less than 90 percent survival.
- **Single-sample maximum. 11-sample 90th-percentile.** ~~Any~~ bioassay test showing survival of less than 70 percent represents a violation of this effluent limit if ~~one or~~ more of the past ~~ten or~~ fewer bioassay tests also show less than 70 percent survival.

(Pages E-3 and E-4)

Table E-3. Effluent Monitoring—Monitoring Location EFF-001

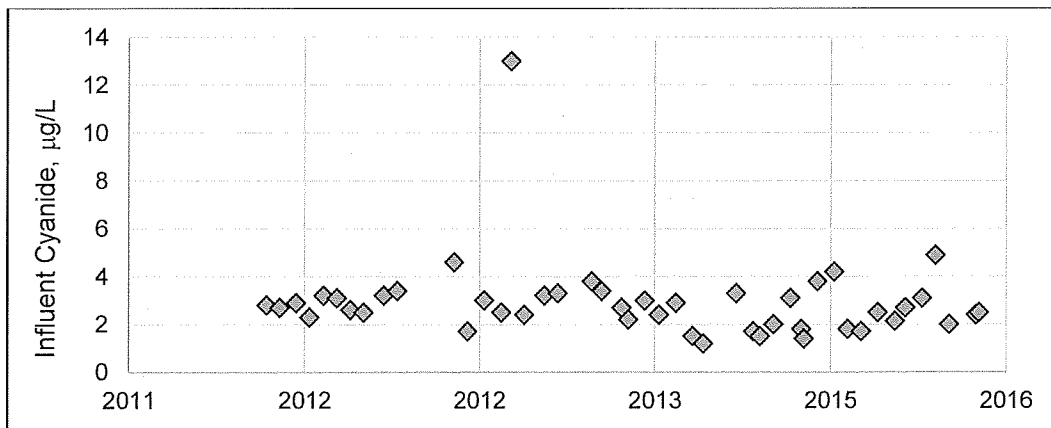
Parameter	Units	Monitoring Station	Sample Type	Minimum Sampling Frequency
⋮				
Acute Toxicity ^[6]	% survival	EFF-001	C-24	1/Month 1/Quarter
⋮				

3. The Cyanide Action Plan trigger for implementing an emergency monitoring and response plan should be modified to allow for re-sampling to confirm the presence of cyanide.

The Cyanide Action Plan in Table 6, Provision VI.C.6.b of the TO contains a new requirement to prepare and implement an emergency response plan if cyanide is detected in the Facility influent at a concentration exceeding 13 µg/L. The City agrees that a rapid response would be warranted

if cyanide concentrations reach these levels, as typical influent concentrations are less than 5 µg/L (see **Figure 1**, below). However, as suggested by Figure 1, it is possible that the City could experience a temporary increase or concentration spike that is not representative of influent water quality. A follow-up sample is essential to confirm whether anything unusual is occurring. The language in the Cyanide Action Plan should be modified to allow for re-sampling to verify an increase in influent cyanide, as this would be the logical first step before triggering an emergency response. This approach is also consistent with other recently adopted permits in the region, including those for Fairfield-Suisun Sewer District (Order No. R2-2015-0013) and Novato Sanitary District (Order No. R2-2015-0034).

Figure 1: Cyanide Concentrations in Facility Influent during Current Permit Term



4. Minor factual and typographical errors in the Fact Sheet should be corrected.

(Page F-5, paragraph 2, line 1)

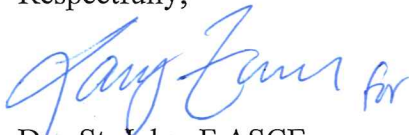
During wet weather, when influent flows exceed 16 48 MGD, ...

(Page F-10, paragraph 4, line 10)

Nutrient concentrations in the discharge have also decreased as a result of upgrades to the plant's infrastructure and treatment processes that have taken place since the ~~since~~ the 303(d) listing.

Thank you for consideration of these comments. As noted earlier, the City acknowledges your efforts in preparing the permit renewal and appreciates the opportunity to work collaboratively in the preparation of the permit. If you have any questions, please contact Robert Wilson at (707) 776-3654.

Respectfully,



Dan St. John, F.ASCE
Director of Public Works and Utilities

C: Leah Godsey Walker, P.E., Environmental Services Manager
Mary Cousins, RMC

APPENDIX C

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION**

RESPONSE TO WRITTEN COMMENTS
on Tentative Order for
City of Petaluma – Ellis Creek Water Recycling Facility
Petaluma, Sonoma County

The Regional Water Board received written comments on March 14, 2016, regarding a tentative order distributed for public comment on February 11, 2016, from the City of Petaluma.

Regional Water Board staff has summarized the comments, shown below in *italics* (paraphrased for brevity), and followed each comment with a response. For the full content and context of the comments, please refer to the comment letter. This document also contains staff-initiated changes. All revisions to the tentative order are shown with underline text for additions and strikethrough ~~text~~ for deletions.

City of Petaluma (City)

Comment 1: *The City requests that the Water Board revise Discharge Prohibition III.E to eliminate the requirement for the City to estimate the initial dilution of any dry season discharges. The City explains it has already conducted mathematical modeling of the Petaluma River and reported estimated dilution under slack tide conditions, as well as estimates of tidally averaged dilution. These estimates were made assuming low-flow conditions in the Petaluma River and San Francisco Bay that are representative to drought conditions, and the City does not believe that the estimated dilution would vary considerably from the estimates previously reported.*

Response: We agree and, together with other minor edits for consistency with other recent permits, have revised Discharge Prohibition III.E to read as follows:

Discharge to the Petaluma River is prohibited during the dry season each year, from May 1 through October 20, unless Facility effluent flow will exceeds the capacity of the recycled water distribution and storage system (described in the Fact Sheet Attachment F of this Order) to meet recycle water demand. Discharge shall not arise as a result of the Discharger's failure to produce, use, or supply demand for recycled water that the Regional Water Board has authorized. Discharge during the dry season shall be monitored and meet applicable effluent limitations, and shall consist of fully treated effluent.

If there is discharge during the dry season, the Discharger shall describe in the transmittal letter of the next ~~closest~~ self-monitoring report the reasons for the ~~need to~~ discharge ~~during the dry season~~, with supporting information, and include a table that describes the ~~discharge volume, discharge and duration, and estimated dilution~~ of the discharge into the receiving water. In accordance with the Monitoring and Reporting Program (MRP,

Attachment E), all discharge volume and quality data shall be reported in the appropriate monthly self-monitoring report.

Comment 2: *The City requests that the Water Board reduce effluent monitoring for acute toxicity from monthly to quarterly. In the last 30 acute toxicity tests, the City indicates that 28 of them had 100 percent survival and the remaining 2 had 95 percent survival. Because of this strong record of compliance, the City requests relief on acute toxicity monitoring requirements.*

Response: We have not made changes in response to this comment. While the City had an excellent compliance record for acute toxicity over the previous permit term, this does not guarantee future compliance. Acute toxicity monitoring is necessary to prevent impacts to the receiving water from a mixture of pollutants or unknown toxicants in effluent. This type of monitoring assists in identifying potential impacts of new pollutants that may be unregulated. As products and pollutants change over time, a monthly frequency is appropriate to make sure any changes in effluent quality are captured. The Water Board also significantly reduced toxicant pollutant monitoring for municipal wastewater treatment plants at the March 9, 2016, Board meeting when it adopted Order No. R2-2016-0008 *Alternate Monitoring & Reporting Program Requirements for Municipal Wastewater Discharges for the Purpose of Adding Support to the San Francisco Bay Regional Monitoring Program*. This reduction of chemical-specific pollutant monitoring increases the importance of acute toxicity monitoring for protecting receiving waters. Finally, monthly monitoring is not overly burdensome because the City typically only discharges to the Petaluma River for six months out of the year and acute toxicity monitoring is only required during months it discharges.

Comment 3: *The City requests that the Water Board allow for resampling to confirm the presence of cyanide before requiring implementation of an Emergency Monitoring and Response Plan for significant cyanide discharges. Specifically, the City requests the following changes:*

If the plant influent cyanide concentration exceeds 13µg/L, the Discharger shall collect a follow-up sample within 5 days of becoming aware of the laboratory results. If the results of the follow-up sample also exceed 13µg/L, then a for purposes of this Order, a “significant cyanide discharge” is occurring if the treatment plant’s influent cyanide concentration exceeds 13 µg/L.

Response: We made the suggested changes to the tentative order.

Comment 4: *The City requests that the Water Board correct some typographical errors in the Fact Sheet. On page F-5, the City requests the following:*

During wet weather, when influent flows exceed ~~18~~ 16 MGD, the Discharger...

On page F-10, the City requests the following:

Nutrient concentrations in the discharge have also decreased as a result of upgrades to the plant’s infrastructure and treatment processes that have taken place since the ~~since the~~ 303(d) listing.

Response: We made these corrections to the tentative order.

Staff-Initiated Changes

From a recent audit by Regional Water Board staff, we learned that the City had followed outdated State regulations by not reporting sanitary sewer overflows (SSOs) that were less than 1,000 gallons. This failure to accurately report makes the State's SSO database incorrect from 2011 through 2014. The City has updated the SSO database for 2013 and 2014 to include all of SSOs; however, its records for 2011 and 2012 were incomplete. Thus, for the tentative order, we deleted the SSO rates for 2011 and 2012, corrected the rates for 2013 and 2014, and revised associated text on page F-7 as follows:

The table below shows the Discharger's sanitary sewer overflow (SSO) rates (total SSOs per 100 miles of collection system for each of the past ~~two~~^{four} years because records prior to that are incomplete or inaccurate) and other information along with those for the county and region. ~~The Discharger reported ten SSOs from 2011 through 2014; all are capacity-related. During a February 9, 2016, audit, Regional Water Board staff discovered that at least since 2011, possibly earlier, the Discharger had not reported SSOs that were less than 1,000 gallons. Reporting of all SSOs was required by the previous order and also the *Statewide General Waste Discharge Requirements for Sanitary Sewer Systems*, Order No. 2006-0003 DWQ. In total, the Discharger did not report 17 SSOs in 2013 and 2014. For 2014, 7 of the SSOs were capacity-related and The seven SSOs reported in 2014 all occurred during a heavy rain event on December 11, 2014. To address capacity-related SSOs, The Discharger plans to increase capacity by implementing the Petaluma Boulevard South Sewer Trunk Main project by June 30, 2017. Some of the past SSOs reached, and future SSOs could potentially reach, waters of the U.S. and thus would be violation of Prohibition III.D of this Order. The Regional Water Board staff will continue to evaluate the reporting violations and the adequacy of the Discharger's collection system capital improvement plan, and, if warranted, may bring this matter for further Regional Water Board consideration during the term of this Order.~~

Table F-4. SSO Rates (total SSOs/100 miles of sewer)
(based on CIWQS data analysis completed in ~~February~~^{March} 2016^[1])

	Sewer System Length (miles)	Sewer System Average Age (years) ^[2]	2011	2012	2013	2014
Petaluma	195	55.2	0.5	1.0	<u>0.6</u>	<u>0.7</u>
Sonoma County average of 2 large systems (> 100 miles)	177	47.4	3.0	5.7	<u>1.1</u>	<u>3.4</u>
San Francisco Bay Region median of 45 large systems (> 100 miles)	230	49.7	5.1	5.0	4.5	3.4
San Francisco Bay Region median of all 132 systems	42	44.5	4.0	4.6	4.5	2.7