

STATE OF CALIFORNIA  
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL COAST REGION  
895 Aerovista Place, Suite 101  
San Luis Obispo, California 93401-7906

WASTE DISCHARGE REQUIREMENTS ORDER NO. R3-2004-0123

For

LOCAL WASTEWATER COLLECTION AGENCIES TRIBUTARY TO  
THE CITY OF SANTA BARBARA  
EL ESTERO WASTEWATER TREATMENT FACILITY  
SANTA BARBARA COUNTY

The California Regional Water Quality Control Board, Central Coast Region (Regional Board), finds that:

**PERMITTEES**

1. All agencies, municipalities, counties, districts or other public bodies, which own or have responsibility for wastewater collection systems or any facilities that collect or convey wastewater in the portions of Santa Barbara County served by the City of Santa Barbara (City) are named as Permittees in this Order. Since all of the Permittees are tributary to the City of Santa Barbara El Estero Wastewater Treatment Facility (Treatment Facility), the City may lead a steering committee for all entities tributary to the Treatment Facility, to facilitate compliance by each Permittee with the requirements of this Order. The known Permittees are as follows:

County of Santa Barbara – Mission Canyon  
Sewer District (County Service Area 12)

If ownership or operational oversight changes for any Permittee covered under this Order, or if any new Permittee is established, they shall be subject to this Order.

**PURPOSE OF ORDER**

2. The purpose of this Order is to replace portions of existing Waste Discharge Requirements Order No. 99-40 (NPDES Permit No. CA0048143), *Waste Discharge Requirements for the City of Santa Barbara El*

*Estero Wastewater Treatment Plant and Local Sewering Entity, Santa Barbara County.* Those portions of NPDES Permit No. CA0048143 regulating wastewater collection systems tributary to the Treatment Facility are incorporated within this Waste Discharge Requirements Order, separate from the City's Permit. This Order sets specific wastewater collection system requirements for the Permittees and upholds State water quality standards.

**FACILITY OWNERS AND LOCATIONS**

3. The City owns and operates a wastewater collection, treatment and disposal system to provide sewerage service to the Permittees named in Finding No. 1 (Attachment A)
4. The Permittees retain ownership and direct responsibility for wastewater collection and transport systems up to the point of discharge into interceptors owned and operated by the City.

**GENERAL INFORMATION**

5. Untreated wastewater mainly consists of domestic, commercial and industrial wastewater collected in a wastewater collection system.
6. A wastewater collection system includes sewers, pipes, pumps, or other structures that

Item No. 14 Attachment 1  
March 23, 2007 Meeting  
Rescission of WDR Order for  
Mission Canyon District, SB Co.

convey wastewater to a treatment facility. Properly designed, operated, and maintained wastewater collection systems are meant to collect and transport all of the wastewater that flows into them to a publicly owned treatment works.

7. It is incumbent upon the Permittees to protect the environment to the greatest degree possible and ensure their local wastewater collection systems are properly protected and utilized. This responsibility includes preventing overflows and may include restricting or prohibiting the volume, type, or concentration of wastes added to the system.
8. A wastewater collection system overflow (overflow) or sewage spill, describes each instance of a discharge of sewage from a wastewater collection system other than to the wastewater treatment plant. Temporary storage and conveyance facilities (such as vaults, temporary piping, construction trenches, wet wells, impoundments, tanks, etc.) are considered part of the wastewater collection system, and discharges of sewage to these facilities are not considered overflows.
9. Overflows may consist of varying mixtures of domestic, industrial, and commercial wastewater, and often contain high levels of suspended solids, pathogenic organisms, toxic pollutants, nutrients, oxygen demanding organic compounds, oil and grease, and other pollutants. Overflows may cause nuisance, exceed applicable water quality standards when the sewage is discharged to surface waters of the State, pose a threat to public health, adversely affect aquatic life, and impair public recreational use and aesthetic enjoyment of surface waters.
10. California Water Code Section 13050(m) defines a nuisance as anything that meets all of the following requirements: (1) Is injurious to health, or is indecent or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property; (2) Affects at the same time an entire community or neighborhood, or any considerable number of persons, although the extent of the annoyance or damage inflicted upon individuals may be unequal; and, (3) Occurs during, or as the result of, the treatment or disposal of wastes.
11. Overflows can occur from publicly owned wastewater collection systems and from privately owned systems. If an overflow occurs near the ocean or has potential to reach beaches by either direct discharge to the ocean or entering the storm drains leading to the ocean, a beach warning or a beach closure may occur. In accordance with State statutes, the Santa Barbara County Health Department monitors ocean water at public beaches and water-contact recreation areas by conducting bacteriological testing of the ocean water. Elevated concentrations of bacteria can be indicative of contamination by human sewage and other wastes such as urban and agriculture runoffs which may increase the risk of human disease. When bacterial indicator organisms exceed the State guidelines for beaches, the jurisdictional County Health Department takes appropriate actions such as posting beach warnings or conducting beach closures to ensure public safety.
12. Overflows have a variety of causes, including but not limited to grease buildup, roots and debris blockages, severe weather, flood damage, manhole structure failures, pump station mechanical failures, power outages, storm or ground water inflow/infiltration, collection system age and construction material failures, improper system operation and maintenance, vandalism, lack of capacity, and contractor-caused damages. Many overflows are preventable with adequate and appropriate source control measures, and operation and maintenance of the wastewater collection system. This Order addresses preventable overflows.

13. The issuance of a single waste discharge requirements order to the Permittees will:
  - a. Reduce the administrative burden of issuing individual waste discharge requirements to each Permittee;
  - b. Provide for a unified regional approach for the reporting and database tracking of sanitary sewer overflows;
  - c. Provide consistent and uniform standards of performance, operations, and maintenance of sewage collection systems;
  - d. Provide statewide reporting consistency pursuant to Assembly Bill (AB) 285 (adopted on October 4, 2001) and the State Water Resources Control Board's reporting requirements per AB 285 (Water Code Sections 13193 and 13271); and,
  - e. Facilitate uniform enforcement for violations.
16. **Beneficial Uses** - Existing and anticipated beneficial uses of ocean waters in the vicinity of the discharge include:
  - a. Water contact recreation;
  - b. Non-contact water recreation, including aesthetic enjoyment;
  - c. Industrial water supply;
  - d. Navigation;
  - e. Marine habitat;
  - f. Shellfish harvesting;
  - g. Preservation of Rare and Endangered Species;
  - h. Ocean commercial and sport fishing; and
  - i. Wildlife habitat.
17. **Authority to Prohibit Discharge** - California Water Code Section 13243 provides that a Regional Board, in a basin plan or waste discharge requirements, may specify certain conditions or areas where the discharge of waste, or certain types of waste, will not be permitted. The requirements specified in this Order are consistent with both the Basin Plan and Water Code Section 13243.

#### RELEVANT REGULATIONS

14. **Storm Water** - The State Water Resources Control Board's (State Board's) Storm Water Program regulates municipalities with populations less than 100,000, including urbanized areas (areas with a population of 50,000 and density greater than 1000 people per square mile), cities, and county areas designated by the State based on site-specific criteria, and various state and federal facilities. If county areas named in this Order meet the Phase II Storm Water permit criteria, storm water management in these areas will be regulated by a future Phase II Municipal General Storm Water Discharge Permit.
15. **Basin Plan** - The *Water Quality Control Plan, Central Coastal Basin* (Basin Plan) was adopted by the Regional Board on September 8, 1994. The Basin Plan incorporates statewide plans and policies by reference and contains a strategy for protecting beneficial uses of the Pacific Ocean.
18. **CEQA** - These waste discharge requirements apply to existing wastewater collection systems and are exempt from the provisions of the California Environmental Quality Act (Public Resources Code, Section 21000, et. seq.) in accordance with Section 15301, Article 19, Chapter 3, Division 6, Title 14 of the California Code of Regulations. In addition, this Order is a prohibition of discharge, and as such, is exempt from the provisions of the California Environmental Quality Act, in accordance with Title 14, California Code of Regulations, Chapter 3, Section 15308.
19. **Monitoring Program** - Monitoring and Reporting Program No. R3-2004-0123 is included as part of this Order. The Monitoring Program requires overflow reports and periodic wastewater collection system reports to verify compliance with this Order.

#### GENERAL FINDINGS

20. **Public Notice** - On July 23, 2004, the Regional Board notified the Permittees and interested agencies and persons of its intent to issue waste discharge requirements for the discharge, has provided them with a copy of the proposed Order and an opportunity to submit written comments, and scheduled a public hearing.

21. **Public Hearing** - In a public hearing on October 22, 2004, the Regional Board heard and considered all comments pertaining to the discharge and found this Order consistent with the above findings.

22. **Right to Petition** - Any person affected by this action of the Regional Board may petition the State Board to review the action in accordance with Section 13320 of the California Water Code and Title 23, California Code of Regulations, Section 2050. The petition must be received by the State Board within 30 days of the date of this Order. Copies of the law and regulations applicable to filing petitions will be provided upon request.

**IT IS HEREBY ORDERED** pursuant to authority in sections 13243 and 13263 of the California Water Code, that the Permittees, their agents, successors, and assigns, in order to meet the provisions contained in Division 7 of the California Water Code and regulations adopted thereunder, shall comply with the following:

As provided by CWC Section 13350(a), any person may be civilly liable if that person in violation of a waiver condition or waste discharge requirements, discharges waste, or causes waste to be deposited where it is discharged, into the waters of the State.

All technical and monitoring reports submitted pursuant to this Order are required pursuant to Section 13267 of the California Water Code. Failure to submit reports in accordance with schedules established by this Order, attachments to this Order, or failure to submit a report of sufficient technical quality to be acceptable to the Executive Officer, may subject the Permittee to

enforcement action pursuant to Section 13268 of the California Water Code.

#### A. PROHIBITIONS

1. The discharge of untreated wastewater outside of the described wastewater collection systems and the Treatment Facility is prohibited.
2. The discharge of chlorine or any other toxic substance used for disinfection and cleanup of sewage overflows, to any surface water body is prohibited. (This prohibition does not apply to the chlorine already present in the potable water used for final wash down and cleanup of overflows.)
3. Introduction of "incompatible wastes" to the treatment system is prohibited.
4. Introduction of pollutants into the collection, treatment, or disposal system by an "indirect discharger" that:
  - a. inhibit or disrupt the treatment process, system operation, or the eventual use or disposal of sludge; or,
  - b. cause or "significantly contribute" to a violation of any requirement of this Order, is prohibited.
5. Introduction of "pollutant-free" wastewater to the collection, treatment, and disposal system in amounts that threaten compliance with this Order is prohibited.

#### B. GENERAL PROVISIONS

1. **Order Availability** - A copy of this Order shall be maintained at appropriate locations and shall be available to wastewater collection system operation and maintenance personnel at all times.
2. **Adequate Funding** - The Permittee shall properly fund, manage, operate, and maintain, with adequately trained staff and/or contractors possessing adequate knowledge, skills, and abilities as demonstrated through a

validated program at all times, all parts of the wastewater collection system owned and/or operated by the Permittee.

3. Adequate Capacity - The Permittee shall provide adequate capacity to convey base flows and peak flows, including wet weather related events to the minimum design criteria as defined in the Permittee's System Evaluation and Capacity Assurance Plan (developed in accordance with MRP Attachment 1, Section IX), for all parts of the collection system owned or operated by the Permittee.
4. The Permittee shall coordinate with the City on relevant matters concerning the wastewater collection systems, pretreatment program, source control program, and the wastewater treatment facility.

#### C. REPORTING PROVISIONS

1. The Permittee shall comply with "Monitoring and Reporting Program (MRP) No. R3-2004-0123, as specified by the Executive Officer.
2. The Permittee shall submit an annual report (as outlined in the MRP) to the Regional Board, and provide a copy to the City, describing their coordination with the City's pretreatment activities over the previous twelve months.
3. The Permittee shall report any sewage overflows using the Sewage Overflow Reporting Form (MRP Attachment 2) or equivalent, as approved by the Regional Board Executive Officer.

#### D. IMPLEMENTATION REQUIREMENTS

1. The Permittee shall develop and implement a Wastewater Collection System Management Plan (Management Plan) in accordance with MRP No. R3-2004-0123. All elements of the Plan (outlined in MRP Attachment 1) shall be clearly labeled and addressed by the Permittee. If any element of MRP Attachment 1 is not appropriate or applicable to a Permittee's

Management Plan, the report shall provide the rationale for not including that element in the Management Plan. The Management Plan shall be developed and implemented to assure compliance with these waste discharge requirements and shall be made available to the public or to a representative of the Regional Board, State Board, or USEPA upon request.

2. Upon reduction, loss, or failure of the wastewater collection system resulting in an overflow, the Permittee shall, to the extent necessary to maintain compliance with this Order, take any necessary remedial actions to
  - 1) control or limit the volume of wastewater discharged,
  - 2) terminate the wastewater discharge as rapidly as possible, and
  - 3) recover as much of the wastewater discharged as possible for proper disposal, including any wash down water.
 The Permittee shall implement all remedial actions to the extent they may be applicable to the discharge, including the following:
  - a. Interception and rerouting of wastewater flows around the collection line failure;
  - b. Vacuum truck recovery of wastewater overflows and wash down water;
  - c. Cleanup of debris of sewage origin at the overflow site;
  - d. Sample affected receiving water body upstream, at, and downstream of the overflow's point of entrance to ensure adequate cleanup;
  - e. Submit monitoring data to the Executive Officer within 30 days of sampling.
3. The discharge of untreated or partially treated wastewater is prohibited pursuant to Prohibition A.1, and shall constitute a violation of these discharge requirements unless the Permittee demonstrates through properly signed, contemporaneous operating logs, or other relevant evidence that the following criteria are met:

- a. The discharge was caused by one or more severe natural conditions, including hurricanes, tornadoes, widespread flooding, earthquakes, tsunamis, and other similar natural conditions; and,
- b. There were no feasible alternatives to the discharge, such as the use of auxiliary treatment facilities, retention of untreated wastewater, reduction of inflow and infiltration, use of adequate back-up equipment, or an increase in the capacity of the system. This provision is not satisfied if, in the exercise of reasonable engineering judgment, the Permittee should have installed auxiliary or additional collection system components, wastewater retention or treatment facilities, or adequate back-up equipment, or should have reduced inflow and infiltration.
4. In any enforcement action, the Regional Board will consider the efforts of the Permittee to contain, control, and clean up wastewater overflows from its collection system as part of its consideration of the factors required by Section 13327 of the California Water Code.
5. The Permittee shall develop and implement an Infiltration/Inflow and Spill Prevention Program (Program). The Program shall be reviewed and updated as necessary by September 1<sup>st</sup> of every year. The Program shall be incorporated into the Wastewater Collection System Management Plan as required by this Order, and outlined in MRP Attachment 1. The Program shall be developed in accordance with good engineering practices and shall address the following objectives:
- a. Identify infiltration and inflow sources that may affect the collection system or treatment facility operation, or possibly result in overflow or exceed pump station capacity; and,
- b. Identify, assign, and implement spill prevention measures and collection system management practices to ensure overflows and contribution of pollutants or "incompatible wastes" to the City's treatment system are minimized.
- E. STANDARD PROVISIONS AND REPORTING REQUIREMENTS**
1. Collection, treatment, and discharge of waste shall not create nuisance or pollution, as defined by Section 13050 of the California Water Code.
  2. As necessary to assure safe and reliable collection, treatment, and disposal of waste, and consistent compliance with this Order, the Permittee shall adopt and enforce a local source control program.
  3. Facilities and systems for collection, treatment, and control of wastewater shall be properly operated and maintained. Proper operation and maintenance includes effective performance, adequate funding, adequate operator staff and training, and adequate laboratory and process controls, including appropriate quality assurance procedures.
  4. Transport and treatment facilities and permanent disposal ponds shall be adequately protected against overflow, flooding, or washout as the result of a 100-year frequency flood or 100-year, 24-hour storm.
  5. Operation of collection, treatment, and disposal systems shall be in a manner that precludes public contact with wastewater.
  6. Collected screenings, sludges, and other solids removed from liquid wastes shall be disposed in a manner approved by the Executive Officer.
  7. The Regional Board shall be allowed:
    - a. Entry upon premises where an effluent source is located or where records must be kept under the conditions of this Order;

- b. Access to copy any records that must be kept under the conditions of this Order;
  - c. To inspect any facility, equipment (including monitoring and control equipment), practices, or operations regulated or required under this Order; and,
  - d. To photograph, sample, and monitor for the purpose of showing compliance with this Order.
8. After notice and opportunity for a hearing, this Order may be terminated or modified for cause, including, but not limited to:
- a. Violation of any term or condition contained in this Order;
  - b. Obtaining this Order by misrepresentation, or by failure to disclose fully all relevant facts;
  - c. A change in any condition or endangerment to human health or environment that requires a temporary or permanent reduction or elimination of the authorized discharge; and,
  - d. A material change in character, location, or volume of the discharge.
9. The Order does not authorize commission of any act causing injury to the property of another, does not convey any property rights of any sort, does not remove liability under federal, state, or local laws, and does not guarantee a capacity right.
10. The Permittee shall take all reasonable steps to minimize or correct adverse impacts on the environment resulting from noncompliance with this Order.
11. Provisions of this Order are severable. If any provision of the Order is found invalid, the remainder of the Order shall not be affected.
12. The Permittee shall furnish, within a reasonable time, any information the Regional Board may request to determine compliance with this Order or to determine whether cause exists for modifying or terminating this Order.
13. Safeguards shall be provided to assure maximal compliance with all terms and conditions of this Order. Safeguards shall include preventative and contingency plans and may also include alternative power sources, stand-by generators, retention capacity, operating procedures, dual pumping systems, or other precautions. Preventative and contingency plans for controlling and minimizing the effect of accidental discharges shall:
- a. Identify possible situations that could cause "upset", "overflow", or "bypass", or other noncompliance. Loading and storage areas, power outage, waste treatment unit outage, and failure of process equipment, tanks, and pipes should be considered.
  - b. Evaluate the effectiveness of present facilities and procedures and describe procedures and steps to minimize or correct any adverse environmental impact resulting from noncompliance with the Order.
14. Physical facilities shall be designed and constructed according to accepted engineering practices and shall be capable of full compliance with this Order when properly operated and maintained. Proper operation and maintenance shall be described in an Operation and Maintenance Manual. Facilities shall be accessible during the wet weather season.
15. Should additional data become available through monitoring or investigation that indicates compliance with this Order is not adequately protecting ground water, the Regional Board will review and revise this Order as appropriate.

16. Monitoring location, minimum sampling frequency, and sampling method for each parameter shall comply with the Monitoring and Reporting Program of this Order. Monitoring must be conducted according to test procedures approved under 40 CFR Part 136, entitled "Guidelines Establishing Test Procedures for Analysis of Pollutants," unless other test procedures have been specified in this Order.
17. Water quality analyses performed in Order to monitor compliance with this Order shall be by a laboratory certified by the State Department of Health Services for the constituent(s) being analyzed.
18. If the laboratory used or proposed for use by the Permittee is not certified by the California Department of Health Services due to restrictions in the State's laboratory certification program, the Permittee shall be considered in compliance with this provision provided:
  - a. Data results remain consistent with results of samples analyzed by the Regional Board;
  - b. A quality assurance program is used at the laboratory, including a manual containing steps followed in this program that is available for inspections by the staff of the Regional Board; and,
  - c. Certification is pursued in good faith and obtained as soon as possible after the program is reinstated.
19. All monitoring instruments and devices used by the Permittee to fulfill the prescribed monitoring program shall be properly maintained and calibrated as necessary to ensure their continued accuracy.
20. The Permittee shall maintain records of all monitoring information, including all calibration and maintenance records; all original strip chart recordings for continuous monitoring instrumentation; the date, exact place, and time of sampling; the individual who performed the sampling; the date analysis was performed; the laboratory and individual who performed the analysis; the analytical techniques used; and results. Records shall be maintained for a minimum of three years. This period may be extended during the course of any unresolved litigation or when requested by the Regional Board.
21. Any noncompliance that may endanger health or the environment shall be reported orally within 24 hours from the time the Permittee becomes aware of the circumstances (telephone: 805-549-3147). Unless waived by the Executive Officer of the Regional Board, a written report shall be submitted within five (5) days of awareness and shall contain a description of the noncompliance and its cause; the period of noncompliance (including exact dates and times) or anticipated duration; and steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance. This provision includes, but is not limited to:
  - a. Violation of a discharge prohibition;
  - b. Any "upset", "overflow", or "bypass";
  - c. Violation of a discharge limitation for any "hazardous substance."Written reports of overflows shall include, but not be limited to, no less information than is required on the current overflow reporting form (see MRP Attachment 2), or equivalent, as approved by the Regional Board Executive Officer. Any additional information shall be reported as an attachment thereto, or in the form of status reports and/or a final report for incidents and cleanups of longer duration.
22. Within 120 days after the Permittee discovers, or is notified by the Regional Board, that monthly average daily flow will or may reach design capacity of the wastewater collection system within four (4) years, the Permittee shall file a written report with the Regional Board. The report shall include:



- a. The best estimate of when the monthly average daily dry weather flow rate will equal or exceed design capacity; and,
- b. A schedule for studies, design, and other steps needed to provide additional capacity before the waste flow rate equals the present capacity.

In addition, the required technical report shall be prepared with public participation and reviewed, approved, and jointly submitted by all planning and building departments having jurisdiction in the area served by the waste collection system.

23. Except for data determined to be confidential under Section 13267(b) of the California Water Code, all reports prepared in accordance with this Order shall be available for public inspection at the office of the Regional Board.
24. Should the Permittee discover that it failed to submit any relevant facts or that it submitted incorrect information in a report, it shall promptly submit the missing or incorrect information.
25. All reports shall be signed as below:
  - a. For a corporation; by a principle executive officer of at least the level of vice president;
  - b. For a partnership or sole proprietorship; by a general partner or the proprietor, respectively;
  - c. For a public agency; by either a principal executive officer or ranking elected official; or,
  - d. Their "duly authorized representative."
26. Any person signing a report makes the following certification, whether it is expressed or implied:

"I certify under penalty of law that I have personally examined and am familiar with the

information submitted in this document and all attachments, and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment."

27. The Permittee must notify the Regional Board whenever there is a substantial change in the volume or character of pollutants being introduced into the wastewater system. Notice shall include information on the quality and quantity of waste being introduced to the system and the anticipated impact of the waste upon collection and treatment system.
28. The Permittee must notify the Regional Board as soon as it knows or has reason to believe that it, or an indirect discharger, has begun, or expects to begin, use or manufacture of a "toxic waste" or "hazardous substance" not reported in the Report of Waste Discharge that may, directly or indirectly, discharge into the treatment and disposal system.
29. The Permittee must comply with all conditions of this Order. Noncompliance violates state law and is grounds for enforcement action or modification of the existing Order.
30. Any person failing or refusing to furnish technical or monitoring program reports as required by subdivision (b) of section 13267 of the California Water Code, or falsifying any information provided therein, is guilty of a misdemeanor.
31. The Permittee and any person who violates waste discharge requirements and/or who intentionally or negligently discharges waste or causes or permits waste to be deposited where it is discharged into surface waters of the state may be liable for civil and/or criminal remedies, as appropriate, pursuant to sections 13350, 13385, and 13387 of the California Water Code.

**F. DEFINITIONS**

1. "Bypass" means the diversion of waste streams around any portion of a treatment facility to the disposal area or from the treatment facility to a non-authorized location.
2. A "Duly Authorized Representative" is a person or title for which:
  - a. The authorization is made in writing by a person described in the signatory paragraph of this document (See Item No. E.25);
  - b. The authorization specifies either an individual or the occupant of a position having responsibility for the overall operation of the regulated facility, such as the plant manager; and,
  - c. The written authorization was submitted to the Regional Board.
3. "Hazardous substance" means any substance designated as hazardous in the California Water Code, Division 7, Section 13050.
4. "Incompatible wastes" are:
  - a. Wastes which create a fire or explosion hazard in the treatment works;
  - b. Wastes which will cause corrosive structural damage to treatment works, including all wastes with a pH lower than 5.0 unless the works is specifically designed to accommodate such wastes;
  - c. Solid or viscous wastes in amounts which cause obstruction to flow in sewers, or which cause other interference with proper operation of treatment works;
  - d. Any waste, including oxygen demanding pollutants (BOD, etc.), released in such volume or strength as to cause inhibition or disruption in the treatment works and subsequent treatment process upset and loss of treatment efficiency; and,
  - e. Heat in amounts that inhibit or disrupt biological activity in the treatment works or that raises influent temperatures above 40°C (104°F) unless the treatment works is designed to accommodate such heat.
5. "Indirect Discharger" means a nondomestic discharger introducing pollutants into a publicly owned treatment and disposal system.
6. "Pollutant-free wastewater" means infiltration and inflow, storm waters, and cooling waters and condensates which are essentially free of pollutants.
7. "Severe property damage" means substantial physical damage to property, damage to treatment facilities which causes them to become inoperable, or substantial and permanent loss to natural resources which can reasonably be expected to occur in the absence of a "bypass". It does not mean economic loss caused by delays in production.
8. "To significantly contribute" to a waste discharge requirement violation means an "indirect discharger" must:
  - a. Discharge a daily pollutant loading in excess of that allowed by contract with the Permittee or by state or local law;
  - b. Discharge wastewater which substantially differs in nature or constituents from its average discharge;
  - c. Discharge pollutants, either alone or in conjunction with discharges from other sources, which results in a waste discharge requirement violation or prevents sludge use or disposal; or,
  - d. Discharge pollutants, either alone or in conjunction with pollutants from other sources, that increase the magnitude or duration of waste discharge requirement violations.

9. "Toxic waste" means any toxic and persistent waste which falls within the following categories:

- a. PCB's
- b. Pesticides
- c. Toxic Metals
- d. Cyanides
- e. Halogenated Organics
- f. Non-halogenated volatile organics

10. "Upset" means an exceptional incident causing noncompliance with technology-based effluent limitations because of factors beyond the reasonable control of the Permittee. It does not include noncompliance caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventative maintenance, or careless or improper operation.

#### G. STORM WATER MANAGEMENT PROVISIONS

1. If the Permittee implements storm water diversion projects, the Permittee shall coordinate with the City in developing a monitoring program subject to the Executive Officer's approval. The purpose of the monitoring is to establish a baseline data set

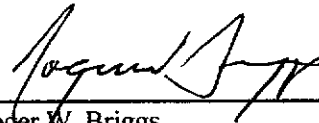
for constituents present in the storm water system. The Permittee, in coordination with the City, shall evaluate the potential impacts to the wastewater treatment system. The monitoring program should include, but not be limited to, sampling locations, sampling frequency, and constituents to be sampled.

#### H. REPORT OF WASTE DISCHARGE

1. Pursuant to Title 23, Chapter 3, Subchapter 9, of the California Code of Regulations, the Permittee must submit a written report to the Executive Officer not later than April 22, 2009, addressing:

- a. Whether there will be changes in the continuity, character, location, or volume of the discharge;
- b. Whether, in their opinion, there is any portion of the Order that is incorrect, obsolete, or otherwise in need of revision; and,
- c. Summary of any instances of non-compliance with the requirements of this Order or associated Monitoring and Reporting Program.

I, **Roger W. Briggs, Executive Officer**, do hereby certify the foregoing is a full, true, and correct copy of an order adopted by the California Regional Water Quality Control Board, Central Coast Region, on October 22, 2004.

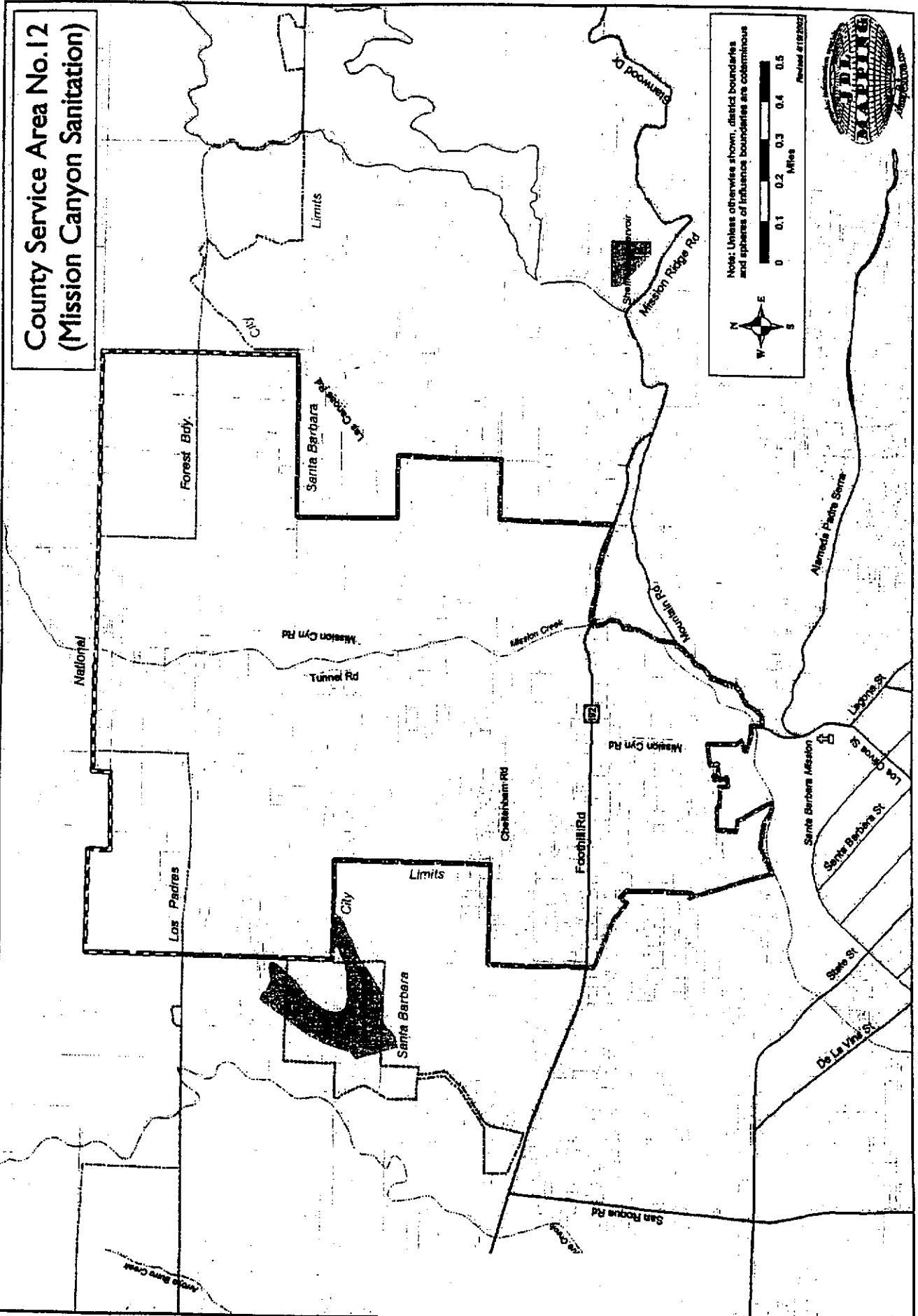


Roger W. Briggs  
Executive Officer

10-29-04

Date

# County Service Area No.12 (Mission Canyon Sanitation)



Attachment A

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL COAST REGION**

**MONITORING AND REPORTING PROGRAM NO. R3-2004-0123**

**FOR**

**WASTEWATER COLLECTION AGENCIES TRIBUTARY TO  
THE CITY OF SANTA BARBARA  
EL ESTERO WASTEWATER TREATMENT FACILITY  
SANTA BARBARA COUNTY**

This Monitoring and Reporting Program (MRP) establishes monitoring, record keeping, reporting, and public notification requirements for Order No. R3-2004-0123, *Waste Discharge Requirements for Wastewater Collection Agencies Tributary to the City of Santa Barbara El Estero Wastewater Treatment Facility, Santa Barbara County*. Revisions to this MRP may be made at any time by the Executive Officer, and may include a reduction or increase in the monitoring and reporting.

**A. REPORTING REQUIREMENTS**

1. The Permittee shall retain applicable records of all overflows, including, but not limited to:
  - a. All original strip chart recordings for continuous monitoring instrumentation;
  - b. Service call records and complaint logs of calls received by the Permittee;
  - c. Spill calls and records;
  - d. Copies of all reports required by this Order;
  - e. The location of the sewage overflow and respective receiving waters, if any (nearest street address and Global Positioning System (GPS) coordinates);
  - f. An estimate of the volume of the overflow;
  - g. A description of the sewer system component from which the release occurred (e.g., manhole, constructed overflow pipe, crack in pipe, etc);
  - h. The estimated date and time when the overflow began, when it stopped, and when the cleanup was completed;
  - i. The cause or suspected cause of the overflow;
  - j. Steps that have been and will be taken to prevent the overflow from recurring, and a schedule to implement those steps;
  - k. Documentation from the previous three years which are associated with responses and investigations of system problems related to sanitary sewer overflows at the overflow location;
  - l. A list and description of complaints from customers or others from the previous three years; and
  - m. Documentation of performance and implementation measures for the previous three years.
2. If sampling and monitoring are conducted of any overflow, records of monitoring information shall include:
  - a. The date, exact place, and time of sampling or measurements;
  - b. The individual(s) who performed the sampling or measurements;
  - c. The date(s) analyses performed;
  - d. The individual(s) who performed the analyses;
  - e. The laboratory that conducted the analyses;
  - f. The analytical technique or method used; and
  - g. The results of such analysis.

3. Records shall be maintained by the Permittee for a minimum of five years from the date of the sample, measurement, report, or application. This period may be extended during the course of any unresolved litigation regarding a discharge or when requested by the Regional Board Executive Officer.
4. All monitoring instruments and devices that are used by the Permittee to fulfill the prescribed monitoring program shall be properly maintained and calibrated as necessary to ensure their continued accuracy.

## B. SPILL REPORTING

### Reporting to the Regional Board

1. In accordance with the Regional Board Sewage Spill Reporting Policy (July 26, 1995), sewage spills greater than 1,000 gallons and/or all sewage spills that enter a water body of the State, or occur where public contact is likely, regardless of the size, shall be reported to the Regional Board by telephone as soon as notification is possible and can be provided without substantially impeding cleanup or other emergency measures, and no later than 24 hours from the time that the Permittee has knowledge of the overflow.
2. Unless fully contained, overflows to storm drains tributary to Waters of the United States shall be reported as discharges to surface waters.
3. A written report of all relevant information shall be submitted to the Regional Board within five days of the spill, and shall include no less information than is required on the current spill reporting form (see MRP Attachment 2), or equivalent, as approved by the Regional Board Executive Officer. Attachments to the report should be used as appropriate, and incidents requiring more time than the five-day period must be followed by periodic written status reports until issue closure. Photographs taken during the overflow incident and cleanup shall be submitted to the Regional Board in hard copy and electronic format.
4. The Permittee shall sample all spills to surface waters to determine their effects on surface waters and submit the data to the Executive Officer within 30 days. For spills to marine waters, samples shall, at minimum, be analyzed for total and fecal coliform bacteria and enterococcus bacteria. For spills to fresh waters, samples shall, at minimum, be analyzed for fecal coliform bacteria. Sampling shall be conducted in the affected receiving water body upstream, at, and downstream of the overflow's point of entry, and as necessary to characterize the overflow's impact and to ensure adequate cleanup.
5. Spills under 1,000 gallons that do not enter a water body shall be reported to the Regional Board in writing and electronically (Excel spreadsheet preferred) within 30 days. Such reports shall include, at a minimum, a tabular summary of spill dates, locations, volumes, whether the spill discharged to surface waters (including conveyances thereto) or land, whether cleanup and/or disinfection was performed, the spill's cause, the number of spills at the location in the last three years, and weather conditions.

This policy is subject to revision by the Executive Officer.

### Contact Information

Central Coast Regional Water Quality Control Board  
895 Aerovista Place, Suite 101  
San Luis Obispo, CA 93401-7906  
Ph: (805) 549-3147  
FAX: (805) 543-0397

6. The Permittee shall submit to the Regional Board annual summary reports of all overflows between January 1 and December 31 of the previous year. The report is **due January 30 of each year** and it shall **summarize** the following information for each overflow:

- a. Information requested in the Sewage Spill Report Form (MRP Attachment 2);
- b. How the overflow volume was estimated and/or calculated;
- c. Photograph(s) of spill, if taken;
- d. Where the spill entered any storm drain inlet or surface waters;
- e. Steps taken or planned to reduce, eliminate, and prevent recurrence of the overflow, and a schedule of major milestones for those steps;
- f. Steps taken or planned to mitigate the impact(s) of the overflow, and a schedule of major milestones for those steps;
- g. Any additional correspondence and follow-up reports, as necessary, to supplement the Sewage Overflow Report Form and to provide detailed information on cause, response, adverse effects, corrective actions, preventative measures, or other information.

The annual report shall include detailed evaluations of repetitive or chronically occurring circumstances, such as problematic collection system areas or common overflow causes, and the corrective actions taken to address such systematic problems.

A statement certifying that there were no wastewater overflows for the last twelve months may be submitted in lieu of the annual overflow report.

#### **Reporting to the Governor's Office of Emergency Services**

7. In accordance with the Governor's Office of Emergency Services (OES) 2002 Fact Sheet regarding the reporting of sewage releases (as revised or updated), the California Water Code, commencing with Section 13271, requires that a discharge of sewage into or onto State waters must be reported to OES.

To report sewage releases of 1,000 gallons or more (currently the federal reportable quantity) to OES, **verbally notify the OES Warning Center at: (800) 852-7550, or (916) 845-8911.**

The following fax number should be used *for follow-up information only*: (916) 262-1677. The reportable quantity is subject to revision by the State of California. OES reporting requirements for sewage releases and hazardous materials can be located on the OES Website at [www.oes.ca.gov](http://www.oes.ca.gov) in the California Hazardous Material Spill/Release Notification Guidance. The OES Hazardous Materials Unit staff is available for questions at (916) 845-8741.

OES Reporting Exceptions: Notification to OES of an unauthorized discharge of sewage or hazardous substances is not required if: 1) the discharge to State waters is a result of a cleanup or emergency response by a public agency; 2) the discharge occurs on land only and does not affect State waters; or 3) the discharge is in compliance with applicable waste discharge requirements. These exceptions apply only to the Permittee's responsibility to report to OES, and do not alter the Regional Board's reporting policies or waste discharge requirements.

#### **C. PRETREATMENT / SOURCE CONTROL REPORTING**

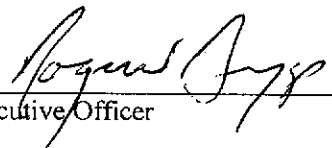
The Permittee shall submit an annual summary report to the Regional Board, and provide copy to the City, describing pretreatment/source control activities over the previous twelve months. This annual report is due no later than **January 30 of each year** and shall contain, but not be limited to, the contents described in the "Source Control Program" contained in Section VIII of MRP Attachment 1.

## D. REPORTING SCHEDULE

Reports	Due Date
Annual Overflow Report (or Certification Statement) (MRP Section B.6)	Annually - January 30
Pretreatment Report (WDR Section C.3, MRP Section C)	Annually - January 30
Annual Wastewater Collection System Management Plan Updates (MRP Attachment I, Section X)*	Annually - January 30
Infiltration/Inflow & Spill Prevention Program Report (WDR, Sections D.4)	Annually - September 15
Report of Waste Discharge (WDR Section H.1)	April 22, 2009

\*The complete Wastewater Collection System Management Plan (addressing all of the elements described in MRP Attachment 1) shall be initially submitted October 15, 2006. Subsequent submittals shall include all updates made to the plan since its previous submittal/update, with dated revisions. The Permittee's copy of the plan shall include dated revision references in a separate section near the beginning of the revised plan. If no updates were made, then the Permittee shall submit a statement certifying that the plan was reviewed and required no updates.

ORDERED BY


  
Executive Officer

 10-29-04  
 Date



**ELEMENTS OF THE WASTEWATER COLLECTION SYSTEM MANAGEMENT PLAN**

- I. Goals:** The goal of the Wastewater Collection System Management Plan is to prevent overflows and to provide a plan and schedule for implementation of measures to prevent overflows.
- II. Organization:** The Wastewater Collection System Management Plan must identify the following components:
- A. Administrative and maintenance positions responsible for implementing measures in the Wastewater Collection System Management Plan program, including lines of authority by organization chart or similar document; and
  - B. The chain of communication for reporting overflows, from receipt of a complaint or other information, including the person responsible for reporting overflows to the Regional Water Quality Control Board, Santa Barbara County Health Department, the City of Santa Barbara (City), and the State Office of Emergency Services (OES).
- III. Legal Authority:** The Wastewater Collection System Management Plan shall include legal authority, through sewer use ordinances, service agreements, or other legally binding procedures, to:
- A. Control infiltration and connections from inflow sources, including satellite systems;
  - B. Require that sewers and connections be properly designed and constructed;
  - C. Ensure proper installation, testing, and inspection of new and rehabilitated sewers (such as new or rehabilitated collector sewers and new or rehabilitated service laterals);
  - D. Limit fats and greases and other debris that may cause blockages in the collection system; and
  - E. Implement the national pretreatment program authorities specified under 40 CFR 403.8(f)(1).
- IV. Measures and Activities:** In order to reduce overflows, the Wastewater Collection System Management Plan must address the elements listed below that are appropriate and applicable to the Permittee's system and identify the person or position in the organization responsible for each element.
- A. Provide adequate operation and maintenance of facilities and equipment.
  - B. Maintain an up-to-date map of the collection system showing all gravity line segments and manholes, pumping facilities, pressure pipes and valves, and storm water conveyance facilities.
  - C. Maintain relevant information to establish and prioritize appropriate Wastewater Collection System Management Plan activities (such as the immediate elimination of dry weather overflows or overflows into sensitive waters, such as public drinking water supplies and their source waters, swimming beaches and waters where swimming occurs, shellfish growing areas, waters within Federal, State, or local parks, and water containing threatened or endangered species or their habitats), and identify and illustrate trends in overflows, such as frequency and volume.
  - D. Routine preventive operation and maintenance activities by staff and contractors; including a system for scheduling regular maintenance and cleaning of the collection system with more frequent cleaning and maintenance targeted at known problem areas as well as a tracking system for work orders.
  - E. Identify and prioritize structural deficiencies and implement short-term and long-term rehabilitation actions to address each deficiency. This shall include a rehabilitation plan including schedules for the entire system. As with the preventative maintenance program, sewer rehabilitation and replacement is

crucial for the prevention of spills. Among the provisions that should be specified in this section is the need to direct rehabilitation and replacement of sewer pipes which are at risk of collapse or prone to more frequent blockages due to pipe defects. The plan should also include regular visual and video inspection of sewer pipes and a system for assessing and ranking the condition of sewer pipes. Finally, the rehabilitation and replacement plan should include a financial plan that properly manages and protects the infrastructure assets. The actions outlined above shall be coordinated with the requirements for Infiltration/Inflow and Spill Prevention contained in Order No. R3-2004-0123, Section D.4.

- F. Provide training on a regular basis for staff in collection system operations, maintenance, and monitoring, and determine if contractors' staffs are appropriately trained.
- G. Provide equipment and replacement parts inventories, including identification of critical replacement parts.
- H. Establish an implementation plan and schedule for a public education outreach program that promotes proper disposal of grease and fats.
- I. Establish a plan for responding to overflows from private property that discharge to public right of ways and storm drains, to prevent discharges from overflows to surface waters and storm drains.
- J. Develop a plan and a schedule for providing an analysis of alternative methods of disposal for grease and fats, and an implementation plan and schedule for providing adequate disposal capacity for grease and fats generated within the wastewater collection system service area. For example, this plan may include an evaluation of the feasibility of using sludge digesters at the Treatment Facility for grease disposal and treatment, recycling, rendering, and other disposal alternatives.
- K. Describe fiscal resources necessary to ensure system operation, including fee structure, fiscal resources, actual and projected five-year budget expenses for staffing, operation, capital improvement projects, and reserves.
- L. Describe staffing available to ensure system operation (identifying individuals and titles) including developing, implementing, and revising the Wastewater Collection System Management Plan. Include an organizational chart, duties, and training frequency.

**V. Design and Performance Provisions**

- A. Develop and/or adopt design and construction standards and specifications for the installation of new sewer systems, pump stations, and other appurtenances; and for rehabilitation and repair of existing sewer systems; and
- B. Develop and/or adopt procedures and standards for inspecting and testing the installation of new sewers, pumps, and other appurtenances, and for rehabilitation and repair projects.

**VI. Monitoring, Measurement, and Plan Modifications**

- A. Monitor the implementation and, where appropriate, measure the effectiveness of each element of the Wastewater Collection System Management Plan;
- B. Update program elements, as appropriate, based on monitoring or performance evaluations; and
- C. Modify the Wastewater Collection System Management Plan program, as appropriate, to keep it updated and accurate and available for audit at all times.

- VII. Overflow Emergency Response Plan:** The Permittee shall develop and implement an Overflow Emergency Response Plan that identifies measures to protect public health and the environment. At a minimum, this plan should provide for the following actions.
- A. Ensure proper notification procedures so that the primary responders are informed of all overflows in a timely manner (to the greatest extent possible).
  - B. Ensure that all overflows are appropriately responded to, including ensuring that reports of overflows are immediately dispatched to appropriate personnel for investigation and appropriate response.
  - C. Ensure immediate notification of health agencies and other impacted entities (e.g., water suppliers) of all overflows. The plan should provide for the reporting of overflows to the Regional Board, Santa Barbara County Health Department, the City, and the State Office of Emergency Services (OES) in accordance with each agency's policy. The Wastewater Collection System Management Plan should identify the public health agency and other officials who will receive immediate notification.
  - D. Ensure that appropriate staff and contractor personnel are aware of the plan, follow the plan, and are appropriately trained.
  - E. Provide emergency operations, such as traffic and crowd control, and other necessary emergency response.
  - F. Take all reasonable steps to contain sewage, prevent sewage discharges to surface waters, and minimize or correct any adverse impact on the environment resulting from the overflows, including such accelerated or additional monitoring as may be necessary to determine the nature and impact of the discharge.
  - G. Develop and implement a plan for the use of portable aerators where complete recovery of the wastewater collection system overflows is not practicable and where severe oxygen depletion in existing surface waters is expected.
  - H. Develop and implement a plan to respond in a timely manner to spills and other emergencies. Collection system staff should be able to respond to a sewage spill in less than an hour from the first call. The Permittee should be capable of meeting this response time day or night, every day of the week. The Permittee must own or have ready access to spill and emergency response equipment such as vacuum trucks, hydroflushers, pumps, temporary bypass hoses, and portable generators of adequate number and capacity to operate pump stations.
  - I. Describe offsite and onsite alarm systems, response times, and methods for detecting spills from the system,
- VIII. Source Control Program:** Prepare and implement a grease, fat, and oil source control program to reduce the amount of these substances discharged to the wastewater collection system. This plan shall include the legal authority to prohibit discharges to the system and identify measures to prevent overflows caused by fat, oil, and grease blockages of sewers. The elements of an effective grease control program may include requirements to install grease removal devices (such as traps or, preferably, interceptors), design standards for the removal devices, maintenance requirements, Best Management Practices (BMP) requirements, record keeping, and reporting requirements. An effective grease control program must also include authority to inspect grease producing facilities, enforcement authorities, and sufficient staff to inspect and enforce the grease ordinance. All source control and pretreatment activities shall be coordinated with the City.
- A. The grease control program shall identify sections of the wastewater collection system subject to grease blockages and establish a cleaning maintenance schedule for each section; and

- B. The program shall develop and implement source control measures, for all sources of grease and fats discharged to the wastewater collection system, for each section identified in (A) above.
- IX. System Evaluation and Capacity Assurance Plan:** Prepare and implement a capital improvement plan that will provide hydraulic capacity of key wastewater collection system elements under peak flow conditions. At a minimum, the plan must include:
- A. **System Evaluation** - Evaluate current capacity of the wastewater collection system including diversions of urban runoff to the collection system and those portions of the collection system which are experiencing or contributing to an overflow discharge caused by hydraulic deficiency. The evaluation must provide estimates of peak flows (including flows from overflows that escape from the system) associated with conditions similar to those causing overflow events, estimates of the capacity of key system components, hydraulic deficiencies (including components of the system with limiting capacity), and the major sources that contribute to the peak flows associated with overflow events;
- B. **Capacity Enhancement Measures** - Establish a short- and long-term capital improvement program to address deficiencies including prioritization, alternatives analysis, schedules, diversions of urban runoff to the wastewater collection system during dry weather periods, and control of infiltration and inflow during both wet weather events and dry weather periods; and
- C. **Plan Updates** - At a minimum, the plan must be updated annually to describe any significant change in proposed actions and/or implementation schedules. The updates should include available information on the performance of measures that have been implemented.
- X. Annual Plan Updates:** As part of the Wastewater Collection System Management Plan, the Permittee shall conduct an internal audit, appropriate to the size of the system and the number of overflows, and submit a report of such audit (in conjunction with the annual report specified in the MRP), evaluating the Wastewater Collection System Management Plan and its compliance with this subsection, including its deficiencies and steps to correct them.
- XI. Time Schedule / Communications:** The Permittee should communicate at least annually with interested parties such as the Regional Board, the City, and the Santa Barbara County Health Department, on the implementation and performance of its Wastewater Collection System Management Plan. The communication system should allow interested parties to provide input to the Permittee as the program is developed and implemented. The Permittee shall develop and implement the Wastewater Collection System Management Plan according to the following schedule:

**Wastewater Collection System Management Plan Time Schedule**

Task	Completion Date
Legal Authority (Part III)	October 1, 2005
Measures and Activities (Part IV)	October 1, 2005
Overflow Emergency Response Plan (Part VII)	October 1, 2005
Design and Performance Provisions (Part V)	February 1, 2006
Capacity Evaluation (Part IX)	February 1, 2006
Source Control Program (Part VIII)	October 1, 2006
Final Wastewater Collection System Management Plan	October 1, 2006

**California Regional Water Quality Control Board, Central Coast Region**  
**SEWAGE OVERFLOW REPORT**

*(Include all available details (use attachments as needed) – submit follow-up written reports as necessary)*

Reporting Party		Phone / FAX	
Discharger		Phone / FAX	
Disch. Address		City	
Overflow Date	Time Reported to Responding Agency	Time Overflow Began	Time Overflow Ended
Location/Address of Overflow Origin (or nearest cross streets)			
Volume Of Overflow (Gallons)	Path Of Overflow to Termination		
Waterbodies Affected (incl. storm drain terminus), And Note Whether Samples And Observations Were Taken Upstream and Downstream of Discharge Point			
Cause Of Overflow (e.g., grease, roots, vandalism, pump station failure, etc.)			
Action Taken To Stop Overflow (e.g., blockage clearing, impounding, etc.)			
Time Cleanup Began		Time Cleanup Complete	
Discussion Of Cleanup (e.g., hydro-vac., disinfection, etc.)			
Were Public Health Warnings Posted, and if so, Where?		Number Of Overflows In Same Location In Last Three Years	
If Other Overflows Occurred At This Location In Last Three Years, Provide The Last Two Dates That Insp. Or Maint. Was Conducted, And Describe The Actions Taken			
Discussion Of Measures Taken To Prevent Overflows At This Location (e.g., increased insp./maint. frequency, public outreach, enforcement, line upgrades or related repairs, etc)			
Agencies Notified (Please Check)	County Env. Health	Office of Emergency Services	Fish and Game
			County Board Of Supervisors
			Others (List)
Is Information Pending That Will Be Provided In A Supplemental Report?		Were Pictures Taken (during initial response, cleanup, and/or in observing the discharge to the waterbody)?	
Signature / Printed Name / Title		Date	

