



# California Regional Water Quality Control Board

## Los Angeles Region



Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful

Linda S. Adams  
Agency Secretary

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Arnold Schwarzenegger  
Governor

February 18, 2009

Ms. Susan Salinas  
Director, Safety and Environmental Affairs  
Teleflex Incorporated  
4175 Guardian Street  
Simi Valley, CA 93063

VIA CERTIFIED MAIL  
RETURNED RECEIPT REQUESTED  
No. 7001 2510 0000 4661 0533

### **WASTE DISCHARGE REQUIREMENTS (WDRs) AND NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT FOR TELAIR INTERNATIONAL, INC., TELAIR INTERNATIONAL SITE (FORMER TALLEY SITE), NEWBURY PARK, CALIFORNIA (NPDES NO. CA0059609, CI 6729)**

Dear Ms. Salinas:

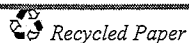
Our letter dated October 3, 2008, transmitted the revised tentative Order for renewal of your permit to discharge wastes under the NPDES Program.

Pursuant to Division 7 of the California Water Code, this Regional Board at a public hearing held on February 5, 2009, reviewed the revised tentative requirements, considered all factors in the case, and adopted Order No. R4-2009-0031 (copy attached) relative to the waste discharge requirements. Order No. R4-2009-0031 serves as your permit under the NPDES Program and expires on January 10, 2014. Section 13376 of the California Water Code requires that an application for a new permit must be filed at least 180 days before the expiration date.

The adopted Order includes the following changes/additions made by the Board during the hearing:

1. In Finding B. paragraph 2, page 6 of the Order, and Item II.B., page F-5 of the Fact Sheet, change the word "reconnect" to "reopen". Add the statement "Staff has since inspected the channel and verified that the vegetation in the channel has been cleared." after the word "future". Change the word "has" to read the statement to "However, that fact that the drain had been blocked raises a question as to whether the drain is an appropriate vehicle and has the capacity to receive the Discharger's waste." and at the end of this sentence, add the statement "Therefore, Prohibition III.A. has been amended to prohibit discharges, if they could cause or contribute to an overflow of the storm drain."

*California Environmental Protection Agency*



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

2. Add Item D. in page E-16, Section IX. of Attachment E – MRP to read as:

**“D. Visual Inspection**

The Discharger shall conduct a daily visual inspection with photographic documentation when it is raining to ensure that the channel is not overflowing. The results of the inspections shall be submitted **monthly** to the Regional Board with daily records of discharge volume. During dry periods, visual inspections shall be conducted on the **first day** of every month and submitted monthly. All reports shall be filed with the Regional Board on the 15<sup>th</sup> of each month. The Executive Officer shall have the discretion to modify or eliminate the provisions of this paragraph as she deems appropriate.”

3. Add Item 3. in page F-37, Section VI.E. of the Attachment F - Fact Sheet to read as:

**“4. Visual Inspection**

The Discharger is required to conduct a daily visual inspection with photographic documentation when it is raining to ensure that the channel is not overflowing. The Discharger is also required to submit the results of the inspections monthly to the Regional Board with daily records of discharge volume. During dry periods, visual inspections are required to be conducted on the first day of every month and submitted monthly. All reports are required to be filed with the Regional Board on the 15<sup>th</sup> of each month. The Executive Officer shall have the discretion to modify or eliminate the provisions of this paragraph as she deems appropriate.”

You are required to implement the *Monitoring and Reporting Program (MRP)* on the effective date (March 7, 2009) of Order No. R4-2009-0031. Your first monitoring report for the January - March reporting period is due by May 1, 2009. All monitoring reports should be sent to the Regional Board, Attn: Information Technology Unit.

When submitting monitoring, technical reports, or any correspondence regarding the discharge under Order No. R4-2009-0031 to the Regional Water Board, please include a reference to *Compliance File No. CI 6729 and NPDES No. CA0059609* which will assure that the reports are directed to the appropriate file and staff. Please do not combine your discharge monitoring reports with other reports. Submit each type of report as a separate document.

We are sending the final copy of the permit only to the Discharger. For those on the mailing list who would like access to a copy of the final permit, please go the Regional Board's website <http://www.waterboards.ca.gov/losangeles/>.

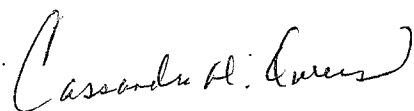
Ms. Susan Salinas  
Teleflex Incorporated  
(Telair International)

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February 18, 2009

If you have any questions, please contact me at (213) 576-6750 or Rosario Aston at (213) 576-6653.

Sincerely,



Cassandra D. Owens, Chief  
Industrial Permitting Unit

cc: **(Via Email Only)**

Environmental Protection Agency, Region 9, Permits Branch (WTR-5)  
U.S. Army Corps of Engineers  
NOAA, National Marine Fisheries Service  
Department of Interior, U.S. Fish and Wildlife Service  
Mr. William Paznokas, Department of Fish and Game, Region 5  
Mr. Michael Levy, State Water Resources Control Board, Office of the Chief Counsel  
Mr. Phil Isorena, State Water Resources Control Board, Division of Water Quality  
Ms. Stephanie Trotter, State Water Resources Control Board  
Mr. Gary Yamamoto, California Department of Public Health  
California State Parks and Recreation  
California Coastal Commission, South Coast Region  
Los Angeles County, Department of Public Works, Waste Management Division  
Los Angeles County, Department of Health Services  
Ms. Ruth Cayabyab, Department of Toxic Substances Control, Sacramento, CA  
Mr. Alan Davis, Department of Transportation (Caltrans)  
County of Ventura, Flood Control District  
Ventura Port District Harbor Patrol  
Ms. Vicki Musgrove, City of San Buenaventura  
City of San Buenaventura, Parks and Recreation  
Sierra Club, Southern Coastal Coordinator  
Mr. Mati Waiya, Ventura CoastKeeper  
Friends of the Ventura River  
Mr. Paul Jenkin, Surfrider Foundation, Ventura County Chapter  
Ms. Jessica Altstatt, Santa Barbara Channel Keeper  
Ms. Vicki Clark, Environmental Defense Center  
City of Thousand Oaks  
City of Simi Valley  
Mr. Mark Pumford, City of Oxnard  
Mr. Tom Ford, Santa Monica BayKeeper  
Dr. Mark Gold, Heal the Bay  
Mr. Daniel Cooper, Lawyers for Clean Water  
Mr. David Beckman, Natural Resources Defense Council

*California Environmental Protection Agency*



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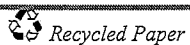
Ms. Susan Salinas  
Teleflex Incorporated  
(Telair International)

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February 18, 2009

Ms. Sally Bilodeau, ENSR  
Mr. Stephen L. Backus, Backus, Bland, Navarro & Weber LLP  
Mr. K. Erik Friess, Esq. Nossaman LLP  
Mr. Shawn D. Moradian, Executive Vice President, NASS Properties  
Mr. Jae Kim, Tetra Tech

***California Environmental Protection Agency***



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**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
LOS ANGELES REGION**

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

**ORDER NO. R4-2009-0031  
NPDES NO. CA0059609**

**WASTE DISCHARGE REQUIREMENTS  
FOR  
TELAIR INTERNATIONAL, INC.  
TELAIR SITE, NEWBURY PARK**

The following Discharger is subject to waste discharge requirements as set forth in this Order:

**Table 1. Discharger Information**

<b>Discharger</b>	<b>Telair International, Inc.</b>
<b>Name of Facility</b>	<b>Telair Site, Newbury Park</b>
<b>Facility Address</b>	<b>3085 Old Conejo Road</b>
	<b>Newbury Park, CA 91320</b>
	<b>Ventura County</b>
The U.S. Environmental Protection Agency (USEPA) and the Regional Water Quality Control Board have classified this discharge as a minor discharge.	

The discharge by Telair International, Inc., from the discharge points identified below is subject to waste discharge requirements as set forth in this Order:

**Table 2. Discharge Location**

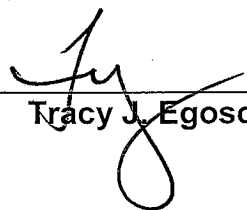
<b>Discharge Point</b>	<b>Effluent Description</b>	<b>Discharge Point Latitude</b>	<b>Discharge Point Longitude</b>	<b>Receiving Water</b>
001	Treated Groundwater	34°, 11', 39" N	118°, 56', 36" W	Unnamed tributary to the South Branch of Arroyo Conejo

**Table 3. Administrative Information**

This Order was adopted by the Regional Water Quality Control Board on:	<b>February 5, 2009</b>
This Order shall become effective on:	<b>March 7, 2009</b>
This Order shall expire on:	<b>January 10, 2014</b>
The Discharger shall file a Report of Waste Discharge in accordance with title 23, California Code of Regulations, as application for issuance of new waste discharge requirements no later than:	<b>180 days prior to the Order expiration date</b>

IT IS HEREBY ORDERED, that Order No. R4-2003-0095 is rescinded upon the effective date of this Order except for enforcement purposes, and, in order to meet the provisions contained in division 7 of the Water Code (commencing with section 13000) and regulations adopted pursuant thereto, and the provisions of the federal Clean Water Act (CWA), and regulations and guidelines adopted pursuant thereto, the Discharger shall comply with the requirements in this Order.

I, **Tracy J. Egoscue**, Executive Officer, do hereby certify that this Order with all attachments is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Los Angeles Region, on February 5, 2009.

  
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**Tracy J. Egoscue**, Executive Officer

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## I. FACILITY INFORMATION

The following Discharger is subject to waste discharge requirements as set forth in this Order:

**Table 4. Facility Information**

<b>Discharger</b>	<b>Telair International, Inc.</b>
<b>Name of Facility</b>	<b>Telair Site, Newbury Park</b>
<b>Facility Address</b>	<b>3085 Old Conejo Road</b>
	<b>Newbury Park, CA 91320</b>
	<b>Ventura County</b>
<b>Facility Contact, Title, and Phone</b>	<b>Susan Salinas, Director of Safety &amp; Environmental Affairs, (805) 306-8066</b>
<b>Mailing Address</b>	<b>4175 Guardian Street, Simi Valley, CA 93063</b>
<b>Type of Facility</b>	<b>Groundwater Treatment</b>
<b>Facility Design Flow</b>	<b>0.110 million gallons per day (MGD)</b>



## II. FINDINGS

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

**A. Background.** Telair International, Inc., (hereinafter Discharger or Telair) is currently discharging pursuant to Order No. R4-2003-0095 and National Pollutant Discharge Elimination System (NPDES) Permit No. CA0059609. The Discharger submitted a Report of Waste Discharge (ROWD), dated November 11, 2007, and applied for an NPDES permit renewal to discharge up to 0.110 million gallons per day (MGD) of treated groundwater from the Telair Site, Newbury Park, hereinafter Site. The application was deemed complete on March 6, 2008.

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

**B. Facility Description.** The Discharger operates a groundwater treatment facility at the Telair Site. The Telair site is owned by Telair-Wendy Road LLC. The Site is located at 3085 Old Conejo Road in Newbury Park, California, and is being redeveloped for commercial use. The site was formerly the location of the Talley Corporation (Talley), which operated an aircraft components manufacturing facility from the 1950s through 1989. Historical manufacturing processes at the Talley facility included machining of parts, degreasing, heat-treating, plating, and casting. The Talley facility previously disposed its wastewater by evaporation in two onsite surface impoundments that reportedly leached wastewater to the underlying soil and groundwater.

In 1984, this Regional Board issued a Cleanup and Abatement Order No. 84-1 to Talley to investigate the nature and extent of both soil and groundwater contamination attributed to the waste management activities that had been ongoing at the facility since late 1950's. In late 1988, the U.S. Environmental Protection Agency (USEPA) and the California Department of Health Services, Toxic Substances Control Division (now California Department of Toxic Substances Control) entered into an Administrative Order on Consent with Talley (former owner) and Telair (current owner). As an interim measure, a groundwater treatment system was installed at the site in 1989 to initiate groundwater cleanup at the Facility. In 1989, Talley's operations were shut down and Telair began operating the groundwater remediation system.

The Site is undergoing groundwater remediation under the Resource Conservation and Recovery Act (RCRA) action. The groundwater remediation operations include groundwater extraction, treatment, and discharge. The treatment system includes chemical precipitation and microfiltration for the removal of metals, and air stripping for the removal of volatile organic compounds (VOCs) present in the groundwater. The treated water then passes through an air stripper prior to discharge.

The treated groundwater is discharged to a storm drain owned by CalTrans adjacent to the Site. When this permit was originally adopted, the drain conveyed the treated

groundwater to an unnamed tributary through Discharge Point 001 (Latitude 34° 11' 39" North, Longitude 118° 56' 36" West). The unnamed tributary is a tributary to the South Branch of Arroyo Conejo. The South Branch of Arroyo Conejo is tributary to Conejo Creek, Calleguas Creek, and Mugu Lagoon, waters of the United States. These waterways are part of the Calleguas Creek Watershed Management Area.

Following the filing of the Discharger's Report of Waste Discharge, the Regional Board received a complaint alleging that the drain had been blocked for some period of time, and alleging that the Discharger's discharge had been overflowing onto property adjacent to the drain. The Regional Board confirmed that the drain had been blocked, but has also learned that CalTrans intends to reopen the drain in the near future. Staff has since inspected the storm drain channel and verified that the vegetation in the channel has been cleared. The Regional Board has not determined whether or to what extent, if any, the Discharger's discharge has actually overflowed the drain. However, the fact that the drain had been blocked raises a question as to whether the drain is an appropriate vehicle and has the capacity to receive the Discharger's waste. Therefore, Prohibition III.A. has been amended to prohibit discharges, if they could cause or contribute to an overflow of the storm drain.

Attachment B is the location map of the Facility. Attachment C shows the schematic of the treatment system and a diagram showing Outfall 001.

- C. Legal Authorities.** This Order is issued pursuant to section 402 of the federal Clean Water Act (CWA) and implementing regulations adopted by the U.S. Environmental Protection Agency (USEPA) and chapter 5.5, division 7 of the California Water Code (commencing with section 13370). It shall serve as an NPDES permit for point source discharges from this facility to surface waters. This Order also serves as Waste Discharge Requirements (WDRs) pursuant to article 4, chapter 4, division 7 of the Water Code (commencing with section 13260).
- D. Background and Rationale for Requirements.** The Regional Board developed the requirements in this Order based on information submitted as part of the application, through monitoring and reporting programs, and other available information. The Fact Sheet (Attachment F), which contains background information and rationale for Order requirements, is hereby incorporated into this Order and constitutes part of the Findings for this Order. Attachments A through E and G through J are also incorporated into this Order.
- E. California Environmental Quality Act (CEQA).** Under Water Code section 13389, this action to adopt an NPDES permit is exempt from the provisions of CEQA, Public Resources Code sections 21100-21177.
- F. Technology-based Effluent Limitations.** Section 301(b) of the CWA and implementing USEPA permit regulations at section 122.44, title 40 of the Code of Federal Regulations<sup>1</sup>, require that permits include conditions meeting applicable technology-based requirements at a minimum, and any more stringent effluent

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<sup>1</sup> All further statutory references are to title 40 of the Code of Federal Regulations unless otherwise indicated.

limitations necessary to meet applicable water quality standards. The discharge authorized by this Order must meet minimum federal technology-based requirements based on Best Professional Judgment (BPJ) in accordance with 40 CFR section 125.3. A detailed discussion of the technology-based effluent limitations development is included in the Fact Sheet (Attachment F).

**G. Water Quality-Based Effluent Limitations.** Section 301(b) of the CWA and section 122.44(d) require that permits include limitations more stringent than applicable federal technology-based requirements where necessary to achieve applicable water quality standards.

40 CFR section 122.44(d)(1)(i) mandates that permits include effluent limitations for all pollutants that are or may be discharged at levels that have the 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 for the pollutant, water quality-based effluent limitations (WQBELs) must be established using: (1) USEPA 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 the state's narrative criterion, supplemented with other relevant information, as provided in section 122.44(d)(1)(vi).

Certain receiving waters in the Los Angeles and Ventura County watersheds do not fully support beneficial uses and therefore have been classified as impaired on the 2006 303(d) list and have been scheduled for TMDL development. The USEPA approved the State's 2006 303(d) list of impaired water bodies on June 28, 2007. The Facility discharges into an unnamed tributary to the Arroyo Conejo. The 2006 State Water Board's California 303(d) List classifies the Calleguas Creek Reach 13 (Arroyo Conejo South Fork) as impaired. The pollutants of concern include chemA (tissue) [refers to the sum of aldrin, dieldrin, chlordane, endrin, heptachlor, heptachlor epoxide, HCH (including lindane), endosulfan, and toxaphene], chloride, endosulfan (tissue), sulfates, and total dissolved solids.

The Regional Board adopted Resolution No. R4-2005-009 on July 7, 2005, that amended the Basin Plan to incorporate a TMDL for toxicity, chlorpyrifos, and diazinon in Calleguas Creek, its tributaries, and Mugu Lagoon. Resolution No R4-2005-009 was approved by the State Water Board and Office of Administrative Law on September 22, 2005, and December 22, 2005, respectively. The TMDL became effective on March 24, 2006, after being approved by USEPA on March 14, 2006. Resolution No. R4-2005-009 allocated a WLA of 1.0 TU<sub>c</sub> and established WLAs (interim and final) for chlorpyrifos and diazinon for minor point sources discharging to the Calleguas Creek Watershed. The WLAs for these constituents are incorporated into this Order.

The Regional Board adopted Resolution No. R4-2005-010 on July 7, 2005, that amended the Basin Plan to incorporate a TMDL for organochlorine (OC) pesticides,

polychlorinated biphenyls (PCBs) and siltation in Calleguas Creek, its tributaries, and Mugu Lagoon. Resolution No. R4-2005-010 was approved by the State Water Board and Office of Administrative Law on September 22, 2005, and January 20, 2006, respectively. The TMDL became effective on March 24, 2006, after being approved by USEPA 10 days earlier. Resolution No. R4-2005-010 established WLAs (daily maximum and monthly average) for the water column for minor point sources for chlordane, 4,4-DDD, 4,4-DDE, 4,4-DDT, dieldrin, PCBs, and toxaphene. The final WLAs for these constituents are incorporated into this Order.

In addition, the Regional Board adopted Resolution No. R4-2006-012 on June 8, 2006, that amended the Basin Plan to incorporate a TMDL for metals and selenium in the Calleguas Creek, its tributaries, and Mugu Lagoon. Resolution No. R4-2006-012 was approved by the State Water Board and Office of Administrative Law on October 25, 2006, and February 6, 2007, respectively. The TMDL was approved by USEPA on March 26, 2007, and became effective on the same date. Resolution No. R4-2006-012 included the final WLAs for total recoverable copper and total recoverable nickel for both wet and dry weather for the Calleguas Creek Reach 13. There was no selenium waste load allocation developed for this Reach. The final WLA for mercury was set to 0.051 µg/L for other NPDES dischargers based on the CTR water column target for protection of human health from consumption of organisms only. The final WLAs for total recoverable copper, total recoverable nickel, and mercury are incorporated into this Order.

The Regional Board adopted Resolution No. 02-017 on October 21, 2002, that amended the Basin Plan to incorporate a TMDL for nitrogen compounds (ammonia, nitrite, and nitrate) and related effects in Calleguas Creek, its tributaries, and Mugu Lagoon. Resolution No. 02-017 was approved by the State Water Board and Office of Administrative Law on March 19, 2003, and June 5, 2003, respectively. The TMDL became effective on July 16, 2003, after being approved by USEPA on June 20, 2003. Resolution No. 02-017 established WLAs for nitrogen compounds (ammonia, nitrite, and nitrate) for discharges from Publicly Owned Treatment Works (POTWs), and runoff from agricultural activities to the Calleguas Creek Watershed. Resolution No. 02-017 did not establish WLAs for these constituents for minor NPDES discharges to the Calleguas Creek Watershed. Thus, the WLAs for these constituents are not included in this Order.

Further, the Regional Board adopted Resolution No. R4-2007-016, an amendment to the Basin Plan to incorporate the TMDL for boron, chloride, sulfate, and TDS (salts) in the Calleguas Creek Watershed, on October 4, 2007. The Amendment establishes final concentration-based WLAs for POTWs, other NPDES dischargers, and permitted stormwater discharges to the Calleguas Creek Watershed. When this permit (Order No. R4-2009-0031) was adopted, the Amendment had not been approved by the State Water Board, Office of Administrative Law, nor USEPA. Therefore, discharge effluent limitations set forth in this permit for boron, chloride, sulfates, and TDS are based on water quality objectives set forth in the Basin Plan and the existing permit. The effluent limits for these constituents are consistent with Resolution No. R4-2007-016. This Order also includes a reopener to revise effluent limitations as a result of future Basin Plan Amendments, or adoption of a TMDL for the Calleguas Creek Watershed.

**H. Water Quality Control Plans.** The Regional Board adopted a Water Quality Control Plan for the Los Angeles Region (hereinafter Basin Plan) on June 13, 1994, that designates beneficial uses, establishes water quality objectives, and contains implementation programs and policies to achieve those objectives for all waters addressed through the plan. The Basin Plan at 2-4 states that the beneficial uses of any specifically identified water body generally apply to its tributary streams. The Basin Plan does not specifically identify beneficial uses for the unnamed tributary but does identify present and potential uses for Arroyo Conejo, to which the unnamed intermittent stream, is tributary. In addition, the Basin Plan implements State Water Resources Control Board (State Water Board) Resolution No. 88-63, which established state policy that all waters, with certain exceptions, should be considered suitable or potentially suitable for municipal or domestic supply. Thus, as discussed in detail in the Fact Sheet, beneficial uses applicable to the unnamed tributary are as follows:

**Table 5. Basin Plan Beneficial Uses**

Discharge Point	Receiving Water Name	Beneficial Use(s)
001	Unnamed tributary to Arroyo Conejo	<p><u>Existing:</u>                      Wildlife habitat (WILD), preservation or rare, threatened or endangered species (RARE).</p> <p><u>Intermittent:</u>                      Ground water recharge (GWR), freshwater replenishment (FRESH), contact (REC-1) and non-contact (REC-2) water recreation, warm freshwater habitat (WARM).</p> <p><u>Potential:</u>                      Municipal and domestic water supply (MUN).</p>

Requirements of this Order implement the Basin Plan.

The State Water Board adopted the *Water Quality Control Plan for Control of Temperature in the Coastal and Interstate Water and Enclosed Bays and Estuaries of California* (Thermal Plan) on May 18, 1972, and amended this plan on September 18, 1975. This plan contains temperature objectives for inland and coastal surface waters.

**I. National Toxics Rule (NTR) and California Toxics Rule (CTR).** USEPA adopted the NTR on December 22, 1992, and later amended it on May 4, 1995, and November 9, 1999. About forty criteria in the NTR applied in California. On May 18, 2000, USEPA adopted the CTR. The CTR promulgated new toxics criteria for California and, in addition, incorporated the previously adopted NTR criteria that were applicable in the state. The CTR was amended on February 13, 2001. These rules contain water quality criteria for priority pollutants.

**J. 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 promulgated for California by the USEPA through the NTR and to the priority pollutant objectives established by the Regional Board in the Basin Plan. The SIP became effective on May 18, 2000, with respect to the priority pollutant criteria promulgated by the USEPA 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.

- K. Compliance Schedules and Interim Requirements.** Section 2.1 of the SIP provides that, based on a Discharger's request and demonstration that it is infeasible for an existing Discharger to achieve immediate compliance with an effluent limitation derived from a CTR criterion, compliance schedules may be allowed in an NPDES permit. Unless an exception has been granted under section 5.3 of the SIP, a compliance schedule may not exceed 5 years from the date that the permit is issued or reissued, nor may it extend beyond 10 years from the effective date of the SIP (or May 17, 2010) to establish and comply with CTR criterion-based effluent limitations. Where a compliance schedule for a final effluent limitation exceeds 1 year, the Order must include interim numeric limitations for that constituent or parameter. Where allowed by the Water Quality Control Plan Los Angeles Region, compliance schedules and interim effluent limitations or discharge specifications may also be granted to allow time to implement a new or revised water quality objective. This Order does not include compliance schedules and interim effluent limitations and/or discharge specifications.
- L. Alaska Rule.** On March 30, 2000, USEPA revised its regulation that specifies when new and revised state and tribal water quality standards (WQS) become effective for CWA purposes. (40 C.F.R. § 131.21; 65 Fed. Reg. 24641 (April 27, 2000).) Under the revised regulation (also known as the Alaska rule), new and revised standards submitted to USEPA after May 30, 2000, must be approved by USEPA before being used for CWA purposes. The final rule also provides that standards already in effect and submitted to USEPA by May 30, 2000, may be used for CWA purposes, whether or not approved by USEPA.
- M. Stringency of Requirements for Individual Pollutants.** This Order contains both technology-based and water quality-based effluent limitations for individual pollutants. The technology-based effluent limitations consist of restrictions on turbidity, settleable solids, total suspended solids (TSS), oil and grease, BOD<sub>5</sub>, and sulfides. Restrictions on these pollutants are discussed in section IV.A.2 of the Fact Sheet. This Order's technology-based pollutant restrictions implement the minimum, applicable federal technology-based requirements.

Water quality-based effluent limitations have been scientifically derived to implement water quality objectives that protect beneficial uses. Both the beneficial uses and the water quality objectives have been approved pursuant to federal law and are the applicable federal water quality standards. To the extent that toxic pollutant water quality-based effluent limitations were derived from the CTR, the CTR is the applicable standard pursuant to section 131.38. The scientific procedures for calculating the individual water quality-based effluent limitations for priority pollutants are based on the

CTR-SIP, which was approved by USEPA on May 18, 2000. All beneficial uses and water quality objectives contained in the Basin Plan were approved under state law and submitted to and approved by USEPA prior to May 30, 2000. Any water quality objectives and beneficial uses submitted to USEPA prior to May 30, 2000, but not approved by USEPA before that date, are nonetheless “applicable water quality standards for purposes of the CWA” pursuant to section 131.21(c)(1). Collectively, this Order’s restrictions on individual pollutants are no more stringent than required to implement the requirements of the CWA.

- N. Antidegradation Policy.** 40 CFR §131.12 requires that the state water quality standards include an antidegradation policy consistent with the federal policy. The State Water Board established California’s antidegradation policy in State Water Board Resolution No. 68-16. Resolution No. 68-16 incorporates the federal antidegradation policy where the federal policy applies under federal law. Resolution No. 68-16 requires that existing quality of waters be maintained unless degradation is justified based on specific findings. The Regional Board’s Basin Plan implements, and incorporates by reference, both the state and federal antidegradation policies. As discussed in detail in the Fact Sheet the permitted discharge is consistent with the antidegradation provision of section 131.12 and State Water Board Resolution No. 68-16.
- O. Anti-Backsliding Requirements.** Sections 402(o)(2) and 303(d)(4) of the CWA and federal regulations at title 40, Code of Federal Regulations part 122.44(l) prohibit backsliding in NPDES permits. These anti-backsliding provisions require effluent limitations in a reissued permit to be as stringent as those in the previous permit, with some exceptions where limitations may be relaxed. Most effluent limitations in this Order are at least as stringent as the effluent limitations in the previous Order. Some effluent limitations have been discontinued based on the consideration of data, and new information available during this permit term; this is consistent with anti-backsliding provisions.
- P. Endangered Species Act.** This Order does not authorize any act that results in the taking of a threatened or endangered species or any act that is now prohibited, or becomes prohibited in the future, under either the California Endangered Species Act (Fish and Game Code sections 2050 to 2097) or the Federal Endangered Species Act (16 U.S.C.A. sections 1531 to 1544). This Order requires compliance with effluent limits, receiving water limits, and other requirements to protect the beneficial uses of waters of the state. The discharger is responsible for meeting all requirements of the applicable Endangered Species Act.
- Q. Monitoring and Reporting.** 40 CFR §122.48 requires that all NPDES permits specify requirements for recording and reporting monitoring results. Water Code sections 13267 and 13383 authorizes the Regional Board to require technical and monitoring reports. The Monitoring and Reporting Program establishes monitoring and reporting requirements to implement federal and State requirements. This Monitoring and Reporting Program is provided in Attachment E.
- R. Standard and Special Provisions.** Standard Provisions, which apply to all NPDES permits in accordance with section 122.41, and additional conditions applicable to

specified categories of permits in accordance with section 122.42, are provided in Attachment D. The discharger must comply with all standard provisions and with those additional conditions that are applicable under section 122.42. The Regional Board has also included in this Order special provisions applicable to the Discharger. A rationale for the special provisions contained in this Order is provided in the attached Fact Sheet.

- S. Provisions and Requirements Implementing State Law.** The provisions/requirements in subsections IV.B, IV.C, V.B, VI.A.2 and VI.C of this Order are included to implement state law only. These provisions/requirements are not required or authorized under the federal CWA; consequently, violations of these provisions/requirements are not subject to the enforcement remedies that are available for NPDES violations.
- T. Notification of Interested Parties.** The Regional Board has notified the Discharger and interested agencies and persons of its intent to prescribe Waste Discharge Requirements for the discharge and has provided them with an opportunity to submit their written comments and recommendations. Details of notification are provided in the Fact Sheet of this Order.
- U. Consideration of Public Comment.** The Regional Board, in a public meeting, heard and considered all comments pertaining to the discharge. Details of the Public Hearing are provided in the Fact Sheet of this Order.

THEREFORE, IT IS HEREBY ORDERED, that Order No. R4-2003-0095 is rescinded upon the effective date of this Order except for enforcement purposes, and, in order to meet the provisions contained in division 7 of the Water Code (commencing with section 13000) and regulations adopted pursuant thereto, and the provisions of the federal Clean Water Act (CWA) and regulations and guidelines adopted pursuant thereto, the Discharger shall comply with the requirements in this Order.

### III. DISCHARGE PROHIBITIONS

- A.** Wastes discharged shall be limited to a maximum of 0.110 MGD of treated groundwater as described in the findings. Notwithstanding the aforesaid, wastes shall not be discharged in volumes that cause or contribute to an overflow of the storm drain /drainage facilities to which they are discharged. The discharge of wastes from accidental spills or other sources is prohibited.
- B.** Discharges of water, materials, thermal wastes, elevated temperature wastes, toxic wastes, deleterious substances, or wastes other than those authorized by this Order, to the Caltrans storm drain, or any other storm drain system, Arroyo Conejo, or other waters of the State, are prohibited.
- C.** Neither the treatment nor the discharge of pollutants shall create pollution, contamination, or a nuisance as defined by Section 13050 of the Water Code.
- D.** Wastes discharged shall not contain any substances in concentrations toxic to human, animal, plant, or aquatic life.



- E.** The discharge shall not cause a violation of any applicable water quality standards for receiving waters adopted by the Regional Board or the State Water Resources Control Board as required by the Federal CWA and regulations adopted pursuant thereto. If more stringent applicable water quality standards are promulgated or approved pursuant to section 303 of the Federal CWA, and amendments thereto, the Board will revise and modify this Order in accordance with such more stringent standards.
- F.** The discharge of any radiological, chemical, or biological warfare agent or high level radiological waste is prohibited.
- G.** Any discharge of wastes at any point(s) other than specifically described in this Order is prohibited, and constitutes a violation of the Order.

#### IV. EFFLUENT LIMITATIONS AND DISCHARGE SPECIFICATION

##### A. Effluent Limitations – Discharge Point 001

##### 1. Final Effluent Limitations – Discharge Point 001

- a. The Discharger shall maintain compliance with the following effluent limitations at Discharge Point 001, with compliance measured at Monitoring Location EFF- 001 as described in the attached MRP (Attachment E):

**Table 6. Final Effluent Limitations**

Parameter	Units	Effluent Limitations			
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
Biochemical Oxygen Demand (BOD) 5-day @ 20°C	mg/L	20	30	---	---
	lbs/day <sup>1</sup>	18	28	---	---
Oil and Grease	mg/L	10	15	---	---
	lbs/day <sup>1</sup>	9	14	---	---
pH	s.u.	---	---	6.5	8.5
Total Suspended Solids	mg/L	50	75	---	---
	lbs/day <sup>1</sup>	46	69	---	---
Phenolic Compounds (Chlorinated) <sup>3</sup>	µg/L	---	1	---	---
Mercury, Total Recoverable	µg/L <sup>2</sup>	---	0.051	---	---
	lbs/day <sup>1</sup>	---	0.000047	---	---
Arsenic, Total Recoverable	µg/L <sup>4</sup>	---	50	---	---
	lbs/day <sup>1</sup>	---	0.046	---	---
Cadmium, Total Recoverable	µg/L <sup>4</sup>	0.22	0.445	---	---
	lbs/day <sup>1</sup>	0.0002	0.00041	---	---
Chromium VI, Total Recoverable	µg/L <sup>4</sup>	8.12	16.29	---	---
	lbs/day <sup>1</sup>	0.0074	0.015	---	---
Lead, Total Recoverable	µg/L <sup>4</sup>	---	50	---	---
	lbs/day <sup>1</sup>	---	0.046	---	---
Selenium, Total Recoverable	µg/L <sup>4</sup>	---	10	---	---
	lbs/day <sup>1</sup>	---	0.0092	---	---
Silver, Total Recoverable	µg/L <sup>4</sup>	---	50	---	---
	lbs/day <sup>1</sup>	---	0.046	---	---
Trichloroethylene	µg/L <sup>4</sup>	---	5	---	---
	lbs/day <sup>1</sup>	---	0.005	---	---
Benzene	µg/L <sup>4</sup>	---	1	---	---
	lbs/day <sup>1</sup>	---	0.00092	---	---
Toluene	µg/L <sup>4</sup>	---	10	---	---
	lbs/day <sup>1</sup>	---	0.0092	---	---
Xylene	µg/L <sup>4</sup>	---	10	---	---
	lbs/day <sup>1</sup>	---	0.0092	---	---

Parameter	Units	Effluent Limitations			
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
Ethylbenzene	µg/L <sup>4</sup>	---	10	---	---
	lbs/day <sup>1</sup>	---	0.0092	---	---
Dichlorobromomethane	µg/L <sup>4</sup>	---	100	---	---
	lbs/day <sup>1</sup>	---	0.092	---	---
Carbon Tetrachloride	µg/L <sup>4</sup>	---	0.5	---	---
	lbs/day <sup>1</sup>	---	0.00046	---	---
1,1-Dichloroethane	µg/L <sup>4</sup>	---	5	---	---
	lbs/day <sup>1</sup>	---	0.0046	---	---
1,2-Dichloroethane	µg/L <sup>4</sup>	---	0.5	---	---
	lbs/day <sup>1</sup>	---	0.00046	---	---
1,1,1-Trichloroethane	µg/L <sup>4</sup>	---	5	---	---
	lbs/day <sup>1</sup>	---	0.0046	---	---
1,1-Dichloroethylene	µg/L <sup>4</sup>	---	6	---	---
	lbs/day <sup>1</sup>	---	0.0055	---	---
Trans1,2-Dichloroethylene	µg/L <sup>4</sup>	---	10	---	---
	lbs/day <sup>1</sup>	---	0.0092	---	---
Tetrachloroethylene	µg/L <sup>4</sup>	---	5	---	---
	lbs/day <sup>1</sup>	---	0.0046	---	---
Vinyl Chloride	µg/L <sup>4</sup>	---	0.5	---	---
	lbs/day <sup>1</sup>	---	0.00046	---	---
Chlordane	µg/L <sup>5</sup>	0.00059	0.0012	---	---
	lbs/day <sup>1</sup>	0.00000054	0.0000011	---	---
4,4-DDD	µg/L <sup>5</sup>	0.00084	0.0017	---	---
	lbs/day <sup>1</sup>	0.0000008	0.0000016	---	---
4,4-DDE	µg/L <sup>5</sup>	0.00059	0.0012	---	---
	lbs/day <sup>1</sup>	0.00000054	0.0000011	---	---
4,4-DDT	µg/L <sup>5</sup>	0.00059	0.0012	---	---
	lbs/day <sup>1</sup>	0.00000054	0.0000011	---	---
Dieldrin	µg/L <sup>5</sup>	0.00014	0.00028	---	---
	lbs/day <sup>1</sup>	0.00000013	0.00000026	---	---
Polychlorinated Biphenyls (PCBs)	µg/L <sup>5</sup>	0.00017	0.00034	---	---
	lbs/day <sup>1</sup>	0.00000016	0.00000031	---	---
Toxaphene	µg/L <sup>5</sup>	0.00016	0.00033	---	---
	lbs/day <sup>1</sup>	0.00000015	0.0000003	---	---
Boron	mg/L	---	1.0	---	---
	lbs/day <sup>1</sup>	---	0.92	---	---
Chloride	mg/L	---	150	---	---
	lbs/day <sup>1</sup>	---	138	---	---
Nitrate + Nitrite (as Nitrogen)	mg/L	---	10	---	---
	lbs/day <sup>1</sup>	---	9.2	---	---
Phenols <sup>6</sup>	mg/L	---	1	---	---
	lbs/day <sup>1</sup>	---	0.92	---	---
Settleable Solids	ml/L	0.1	0.2	---	---

Parameter	Units	Effluent Limitations			
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
Sulfate	mg/L	---	250	---	---
	lbs/day <sup>1</sup>	---	229	---	---
Sulfides	mg/L	---	1	---	---
	lbs/day <sup>1</sup>	---	0.92	---	---
Temperature	°F	---	---	---	86
Total Dissolved Solids	mg/L	---	850	---	---
	lbs/day <sup>1</sup>	---	780	---	---
Turbidity	NTU	50	75	---	---

- <sup>1</sup> The mass-based effluent limitations for pollutants are based on a maximum discharge flow rate of 0.110 MGD.
- <sup>2</sup> The concentration-based effluent limitations are based on TMDL (Resolution No. R4-2006-012).
- <sup>3</sup> Chlorinated phenolic compounds are comprised of the following constituents from the CTR list of priority pollutants: 2-chlorophenol, 2,4-dichlorophenol, 3-methyl-4-chlorophenol, pentachlorophenol, and 2,4,6-trichlorophenol.
- <sup>4</sup> Effluent limitations are based on the existing permit (Order No. R4-2003-095).
- <sup>5</sup> The concentration-based effluent limitations are based on TMDL (Resolution No. R4-2005-010).
- <sup>6</sup> Phenols are comprised of the following constituents from the CTR list of priority pollutants: phenol, 2,4-dimethylphenol, 2-methyl-4,6-dinitrophenol, 2,4-dinitrophenol, 2-nitrophenol, and 4-nitrophenol.

**a1. Final Effluent Limitations for Copper and Nickel based on TMDL (Resolution No. R4-2006-012)**

**Table 6a1. Final Effluent Limitations for Copper and Nickel**

Parameter	Units	Effluent Limitations	
		Dry Monthly Average <sup>1</sup>	Wet Daily Maximum <sup>2</sup>
Copper, Total Recoverable	µg/L <sup>3</sup>	29.1	43.3
	lbs/day <sup>4</sup>	0.03	0.04
Nickel, Total Recoverable	µg/L <sup>5</sup>	160	1296
	lbs/day <sup>4</sup>	0.15	1.19

- <sup>1</sup> The Dry Monthly Average effluent limits apply when flow in the receiving water (South Branch of Arroyo Conejo) is less than 29.7 cubic feet per second (cfs) (86<sup>th</sup> percentile flow rate for Calleguas at Pacific Coast Highway (PCH), *Section 9.3, p. 142 of the Final Technical Report Calleguas Creek Watershed Metals and Selenium TMDL, Revised May 2006*).
- <sup>2</sup> The Wet Daily Maximum effluent limits apply when flow in the receiving water (South Branch of Arroyo Conejo) exceeds 29.7 cfs.
- <sup>3</sup> The concentration-based effluent limitations have been converted to total recoverable using the CTR default translator of 0.96 for freshwater reaches.
- <sup>4</sup> The mass-based effluent limitations for pollutants are based on a maximum discharge flow rate of 0.110 MGD.
- <sup>5</sup> The concentration-based effluent limitations have been converted to total recoverable using the CTR default translator of 0.997 for freshwater reaches.

**a2. Final Effluent Limitations for Chlorpyrifos and Diazinon based on TMDL (Resolution No. R4-2005-009)**

**Table 6a2. Final Effluent Limitations for Chlorpyrifos and Diazinon**

Parameter	Units	Effluent Limitations	
		Monthly Average	Daily Maximum
Chlorpyrifos	µg/L	0.014 <sup>2</sup>	---
	lbs/day <sup>1</sup>	0.000013	---
Diazinon	µg/L	0.10 <sup>2</sup>	0.10 <sup>2</sup>
	lbs/day <sup>1</sup>	0.000092	0.000092

<sup>1</sup> The mass-based effluent limitations for pollutants are based on a maximum discharge flow rate of 0.110 MGD.  
<sup>2</sup> This limitation is derived from the final waste load allocation (WLA) as set forth in the Calleguas Creek Watershed Toxicity TMDL (Resolution No. R4-2005-009), The TMDL became effective on March 26, 2006. Consistent with the TMDL, the final WLA-based limit became operative on March 26, 2008. The interim limits specified in this TMDL lapsed prior to the date this permit was renewed. Therefore, only final WLA-based limits are incorporated into this permit.

**b. Acute Toxicity Limitation**

The acute toxicity of the effluent shall be such that:

- i. the average survival in the undiluted effluent for any three (3) consecutive 96-hour static renewal bioassay tests shall be at least 90%, or consistent with current protocol, and
- ii. no single test produces less than 70% survival. Compliance with the toxicity objectives will be determined by the method described in Section V of the MRP (Attachment E).

**c. Chronic Toxicity Trigger based on TMDL (Resolution No. R4-2006-009).**

The chronic toxicity WLA of greater than 1.0 TU<sub>c</sub> would be implemented as a trigger for initiation of the TRE/TIE process as outlined in USEPA's "Understanding and Accounting for Method Variability in Whole Effluent Toxicity System Program" (2000). See section VI.C.2.

**B. Land Discharge Specifications**

Not applicable

**C. Reclamation Specifications**

Not applicable

## V. RECEIVING WATER LIMITATIONS

### A. Surface Water Limitation

Receiving water limitations are based on water quality objectives contained in the Basin Plan and are a required part of this Order. The discharge shall not cause the following in the Arroyo Conejo, to which the unnamed stream is tributary.

1. The normal ambient pH to fall below 6.5 nor exceed 8.5 units nor vary from normal ambient pH levels by more than 0.5 units.
2. Depress the concentration of dissolved oxygen to fall below 5.0 mg/L anytime, and the median dissolved oxygen concentration for any three consecutive months shall not be less than 80 percent of the dissolved oxygen content at saturation.
3. Surface water temperature to rise greater than 5°F above the natural temperature of the receiving waters at any time or place. At no time the temperature be raised above 80° F as a result of waste discharged.
4. Exceed total ammonia (as N) concentrations specified in the Regional Board Resolution No. 2002-011. Resolution No. 2002-011 revised the ammonia water quality objectives for inland surface waters characteristic of freshwater in the 1994 Basin Plan, to be consistent with the *"1999 Update of Ambient Water Quality Criteria for Ammonia"*. Adopted on April 28, 2002, Resolution No. 2002-011 was approved by State Water Board, Office of Administrative Law (OAL) and USEPA on April 30, 2003, June 5, 2003, and June 19, 2003, respectively and is now in effect.
5. The presence of visible, floating, suspended or deposited macroscopic particulate matter or foam.
6. Oils, greases, waxes, or other materials in concentrations that result in a visible film or coating on the surface of the receiving water or on objects in the water.
7. Suspended or settleable materials, chemical substances or pesticides in amounts that cause nuisance or adversely affect any designated beneficial use.
8. Toxic or other deleterious substances in concentrations or quantities which cause deleterious effects on aquatic biota, wildlife, or waterfowl or render any of these unfit for human consumption either at levels created in the receiving waters or as a result of biological concentration.
9. Accumulation of bottom deposits or aquatic growths.
10. Biostimulatory substances at concentrations that promote aquatic growth to the extent that such growth causes nuisance or adversely affects beneficial uses.
11. The presence of substances that result in increases of BOD that adversely affect beneficial uses.

12. Taste or odor-producing substances in concentrations that alter the natural taste, odor, and/or color of fish, shellfish, or other edible aquatic resources; cause nuisance; or adversely affect beneficial uses.
13. Alteration of turbidity, or apparent color beyond present natural background levels.
14. Damage, discolor, nor cause formation of sludge deposits on flood control structures or facilities nor overload the design capacity.
15. Degrade surface water communities and populations including vertebrate, invertebrate, and plant species.
16. Problems associated with breeding of mosquitoes, gnats, black flies, midges, or other pests.
17. Create nuisance, or adversely effect beneficial uses of the receiving water.
18. Violation of any applicable water quality standards for receiving waters adopted by the Regional Board or State Water Board. If more stringent applicable water quality standards are promulgated or approved pursuant to section 303 of the CWA, or amendments thereto, the Regional Board will revise or modify this Order in accordance with such standards.

## **B. Groundwater Limitations**

Not applicable

## **VI. PROVISIONS**

### **A. Standard Provisions**

1. Federal Standard Provisions. The Discharger shall comply with all Standard Provisions included in Attachment D of this Order.
2. Regional Board Standard Provisions. The Discharger shall comply with the following provisions:
  - a. This Order may be modified, revoked, reissued, or terminated in accordance with the provisions of 40 CFR section 122.44, 122.62, 122.63, 122.64, 125.62 and 125.64. Causes for taking such actions include, but are not limited to: failure to comply with any condition of this Order; endangerment to human health or the environment resulting from the permitted activity; or acquisition of newly-obtained information which would have justified the application of different conditions if known at the time of Order adoption. The filing of a request by the Discharger for an Order modification, revocation, and issuance or termination, or a notification of planned changes or anticipated noncompliance does not stay any condition of this Order.

- b.** The Discharger must comply with the lawful requirements of municipalities, counties, drainage districts, and other local agencies regarding discharges of storm water to storm drain systems or other water courses under their jurisdiction; including applicable requirements in municipal storm water management program developed to comply with NPDES permits issued by the Regional Board to local agencies.
- c.** Discharge of wastes to any point other than specifically described in this Order and permit is prohibited and constitutes a violation thereof.
- d.** The Discharger shall comply with all applicable effluent limitations, national standards of performance, toxic effluent standards, and all federal regulations established pursuant to sections 301, 302, 303(d), 304, 306, 307, 316, 318, 405, and 423 of the Federal CWA and amendments thereto.
- e.** These requirements do not exempt the operator of the waste disposal facility from compliance with any other laws, regulations, or ordinances which may be applicable; they do not legalize this waste disposal facility, and they leave unaffected any further restraints on the disposal of wastes at this site which may be contained in other statutes or required by other agencies.
- f.** Oil or oily material, chemicals, refuse, or other pollutionable materials shall not be stored or deposited in areas where they may be picked up by rainfall and carried off of the property and/or discharged to surface waters. Any such spill of such materials shall be contained and removed immediately.
- g.** A copy of these waste discharge specifications shall be maintained at the discharge facility so as to be available at all times to operating personnel.
- h.** After notice and opportunity for a hearing, this Order may be terminated or modified for cause, including, but not limited to:
  - i.** Violation of any term or condition contained in this Order;
  - ii.** Obtaining this Order by misrepresentation, or failure to disclose all relevant facts;
  - iii.** A change in any condition that requires either a temporary or permanent reduction or elimination of the authorized discharge.
- i.** If there is any storage of hazardous or toxic materials or hydrocarbons at this facility and if the facility is not manned at all times, a 24-hour emergency response telephone number shall be prominently posted where it can easily be read from the outside.
- j.** The Discharger shall notify the Regional Board not later than 120 days in advance of implementation of any plans to alter production capacity of the product line of the manufacturing, producing or processing facility by more than



ten percent. Such notification shall include estimates of proposed production rate, the type of process, and projected effects on effluent quality. Notification shall include submittal of a new report of waste discharge and the appropriate filing fee.

- k. The Discharger shall file with the Regional Board a report of waste discharge at least 120 days before making any material change or proposed change in the character, location or volume of the discharge.
- l. All existing manufacturing, commercial, mining, and silvicultural dischargers must notify the Regional Board as soon as they know or have reason to believe that they have begun or expect to begin to use or manufacture intermediate or final product or byproduct of any toxic pollutant that was not reported on their application.
- m. In the event of any change in name, ownership, or control of these waste disposal facilities, the discharger shall notify this Regional Board of such change and shall notify the succeeding owner or operator of the existence of this Order by letter, copy of which shall be forwarded to the Regional Board.
- n. The Water Code provides that any person who violates a waste discharge requirement or a provision of the Water Code is subject to civil penalties of up to \$5,000 per day, \$10,000 per day, or \$25,000 per day of violation, or when the violation involves the discharge of pollutants, is subject to civil penalties of up to \$10 per gallon per day or \$25 per gallon per day of violation; or some combination thereof, depending on the violation, or upon the combination of violations.

Violation of any of the provisions of the NPDES program or of any of the provisions of this Order may subject the violator to any of the penalties described herein, or any combination thereof, at the discretion of the prosecuting authority; except that only one kind of penalty may be applied for each kind of violation.

- o. The discharge of any product registered under the Federal Insecticide, Fungicide, and Rodenticide Act to any waste stream which may ultimately be released to waters of the United States, is prohibited unless specifically authorized elsewhere in this permit or another NPDES permit. This requirement is not applicable to products used for lawn and agricultural purposes.
- p. The discharge of any waste resulting from the combustion of toxic or hazardous wastes to any waste stream that ultimately discharges to waters of the United States is prohibited, unless specifically authorized elsewhere in this permit.
- q. The Discharger shall notify the Executive Officer in writing no later than 6 months prior to the planned discharge of any chemical, other than the products previously reported to the Executive Officer, which may be toxic to aquatic life. Such notification shall include:

- i. Name and general composition of the chemical,
  - ii. Frequency of use,
  - iii. Quantities to be used,
  - iv. Proposed discharge concentrations, and
  - v. USEPA registration number, if applicable.
- r. Failure to comply with provisions or requirements of this Order, or violation of other applicable laws or regulations governing discharges from this facility, may subject the Discharger to administrative or civil liabilities, criminal penalties, and/or other enforcement remedies to ensure compliance. Additionally, certain violations may subject the Discharger to civil or criminal enforcement from appropriate local, state, or federal law enforcement entities.
- s. In the event the Discharger does not comply or will be unable to comply for any reason, with any prohibition, maximum daily effluent limitation, average monthly effluent limitation, instantaneous effluent minimum and maximum limitation, or receiving water limitation of this Order, the Discharger shall notify the Regional Board by telephone (213)-576-6600 within 24 hours of having knowledge of such noncompliance, and shall confirm this notification in writing within five days, unless the Regional Board waives confirmation. The written notification shall state the nature, time, duration, and cause of noncompliance, and shall describe the measures being taken to remedy the current noncompliance and, prevent recurrence including, where applicable, a schedule of implementation. Other noncompliance requires written notification as above at the time of the normal monitoring report.
- t. Prior to making any change in the point of discharge, place of use, or purpose of use of treated wastewater that results in a decrease of flow in any portion of a watercourse, the Discharger must file a petition with the State Water Board, Division of Water Rights, and receive approval for such a change. (Water Code § 1211)

## **B. Monitoring and Reporting Program (MRP) Requirements**

The Discharger shall comply with the MRP, and future revisions thereto, in Attachment E of this Order.

## **C. Special Provisions**

### **1. Reopener Provisions**

- a. If more stringent applicable water quality standards are promulgated or approved pursuant to section 303 of the Federal CWA, and amendments thereto, the

Regional Board will revise and modify this Order in accordance with such more stringent standards.

- b. This Order may be reopened to include effluent limitations for toxic constituents determined to be present in significant amounts in the discharge through a more comprehensive monitoring program included as part of this Order and based on the results of the RPA.
- c. This Order may be reopened and modified, in accordance with the provisions set forth in 40 CFR parts 122 and 124, to include requirements for the implementation of the watershed management approach or to include new MLs.
- d. This Order may be reopened and modified to revise effluent limitations as a result of future Basin Plan Amendments, such as an update of an objective or the adoption of a TMDL for the Calleguas Creek, its tributaries and Mugu Lagoon.
- e. This Order may be reopened upon submission by the Discharger of adequate information, as determined by the Regional Board, to provide for dilution credits or a mixing zone, as may be appropriate.
- f. This Order may be reopened for modification, or revocation and reissuance, as a result of the detection of a reportable priority pollutant generated by special conditions included in this Order. These special conditions may be, but are not limited to, fish tissue sampling, whole effluent toxicity, monitoring requirements on internal waste stream(s), and monitoring for surrogate parameters. Additional requirements may be included in this Order as a result of the special condition monitoring data.

## 2. Special Studies, Technical Reports and Additional Monitoring Requirements

- a. **Chronic Toxicity Trigger and Monitoring Requirements.** The Order contains a chronic toxicity trigger defined as an exceedance of 1.0 TU<sub>c</sub> in a critical life stage test for 100% effluent (The monthly median for chronic toxicity of 100% effluent shall not exceed, 1 TU<sub>c</sub> in a critical life stage test.). The Discharger shall monitor the effluent annually for chronic toxicity to determine the presence of chronic toxicity. If the chronic toxicity of the effluent exceeds 1.0 TU<sub>c</sub> (defined in Section V.A of the MRP, Attachment E), the Discharger shall immediately implement accelerated chronic toxicity testing, as required in Section V of the MRP, Attachment E).
- b. **Initial Investigation Toxicity Reduction Evaluation (TRE) Workplan.** The Discharger shall submit to the Regional Board an Initial Investigation Toxicity Reduction Evaluation (TRE) workplan (1-2 pages) **within 90 days** of the effective date of this permit. This plan shall describe the steps the permittee intends to follow in the event that toxicity is detected, and should include at a minimum:

- i. A description of the investigation and evaluation techniques that will be used to identify potential causes/sources of toxicity, effluent variability, and treatment system efficiency;
- ii. A description of the facility's method of maximizing in-house treatment efficiency and good housekeeping practices, and a list of all chemicals used in operation of the facility;
- iii. If a toxicity identification evaluation (TIE) is necessary, an indication of the person who would conduct the TIEs (i.e., an in-house expert or an outside contractor) (Section V of the MRP, Attachment E) provides references for the guidance manuals that should be used for performing TIEs).

### **3. Best Management Practices and Pollution Prevention**

a. The Discharger shall submit within 90 days of the effective date of this Order:

- i. An updated Storm Water Pollution Prevention Plan (SWPPP) that describes site-specific management practices for minimizing contamination of storm water runoff and for preventing contaminated storm water runoff from being discharged directly to waters of the State. The SWPPP shall be developed in accordance with the requirements in Attachment I.
- ii. Updated Best Management Practices (BMPs) that entail site-specific plans and procedures implemented and/or to be implemented to prevent hazardous waste/material from being discharged to waters of the State. The BMPs shall be consistent with the general guidance contained in the USEPA *Guidance Manual for Developing Best Management Practices (BMPs)* (EPA 833-B-93-004). In particular, a risk assessment of each area identified by the Discharger shall be performed to determine the potential for hazardous or toxic waste/material discharge to surface waters.
- iii. A Spill Contingency Plan (or substituted with an updated version the Discharger's existing Spill Prevention Control and Countermeasure Plan).

Each plan shall cover all areas of the Facility and shall include an updated drainage map for the Facility. The Discharger shall identify on a map of appropriate scale the areas that contribute runoff to the permitted discharge point; describe the activities in each area and the potential for contamination of storm water runoff and the discharge of hazardous waste/material; and address the feasibility of containment and/or treatment of storm water. The plans shall be reviewed annually and at the same time. Updated information shall be submitted within 30 days of revision.

#### **b. Pollutant Minimization Program**

The Discharger shall develop and conduct a Pollutant Minimization Program (PMP) to maintain effluent concentrations of priority pollutants (see

Attachment H) as further described below when there is evidence (e.g., sample results reported as DNQ when the effluent limitation is less than the 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, results of benthic or aquatic organism tissue sampling) that a priority pollutant is present in the effluent above an effluent limitation 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 ND and the effluent limitation is less than the MDL, using definitions described in Attachment A and reporting protocols described in MRP section X.B.4.

The PMP shall include, but not be limited to, the following actions and submittals acceptable to the Regional Board:

- i. An annual review and semi-annual monitoring of potential sources of the reportable priority pollutant(s), which may include fish tissue monitoring and other bio-uptake sampling;
- ii. Quarterly monitoring for the reportable priority pollutant(s) in the influent to the wastewater treatment system;
- iii. Submittal of a control strategy designed to proceed toward the goal of maintaining concentrations of the reportable priority pollutant(s) in the effluent at or below the effluent limitation;
- iv. Implementation of appropriate cost-effective control measures for the reportable priority pollutant(s), consistent with the control strategy; and
- v. An annual status report shall be sent to the Regional Board at the same time the annual summary report is submitted in accordance with section X.D of the MRP (Attachment E) and include:
  - (a) All PMP monitoring results for the previous year;
  - (b) A list of potential sources of the reportable priority pollutant(s);
  - (c) A summary of all actions undertaken pursuant to the control strategy; and
  - (d) A description of actions to be taken in the following year.

#### **4. Construction, Operation and Maintenance Specifications**

- a. The Discharger shall at all times properly operate and maintain all facilities and systems installed or used to achieve compliance with this Order.

## 5. Special Provisions for Municipal Facilities (POTWs Only)

Not applicable

## 6. Other Special Provisions

Not applicable

## 7. Compliance Schedules

Not applicable

# VII. COMPLIANCE DETERMINATION

Compliance with effluent limitations for priority pollutants shall be determined using sample reporting protocols defined in the MRP and Attachments A and G of this Order. For purposes of reporting and administrative enforcement by the Regional and State Water Boards, 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).

Compliance with the effluent limitations contained in section IV of this Order will be determined as specified below:

### A. Single Constituent Effluent Limitation.

If the concentration of the pollutant in the monitoring sample is greater than the effluent limitation and greater than or equal to the reported Minimum Level (see Reporting Requirement I.G. of the MRP), then the Discharger is out of compliance.

### B. Effluent Limitations Expressed as a Sum of Several Constituents.

If the sum of the individual pollutant concentrations is greater than the effluent limitation, then the Discharger is out of compliance. In calculating the sum of the concentrations of a group of pollutants, consider constituents reported as ND or DNQ to have concentrations equal to zero, provided that the applicable ML is used.

### C. Effluent Limitations Expressed as a Median.

In determining compliance with a median limitation, the analytical results in a set of data will be arranged in order of magnitude (either increasing or decreasing order); and

1. If the number of measurements ( $n$ ) is odd, then the median will be calculated as =  $X_{(n+1)/2}$ , or
2. If the number of measurements ( $n$ ) is even, then the median will be calculated as =  $[X_{n/2} + X_{(n/2)+1}]$ , i.e. the midpoint between the  $n/2$  and  $n/2+1$  data points.

#### **D. Mass-based Effluent Limitations.**

In calculating mass emission rates from the monthly average concentrations, use one half of the method detection limit for “Not Detected” (ND) and the estimated concentration for “Detected, but Not Quantified” (DNQ) for the calculation of the monthly average concentration. To be consistent with Limitations and Discharge Requirements, Section VII.B, if all pollutants belonging to the same group are reported as ND or DNQ, the sum of the individual pollutant concentrations should be considered as zero for the calculation of the monthly average concentration.

#### **E. Multiple Sample Data.**

When determining compliance with an AMEL or MDEL for priority pollutants 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 “Not Detected” (ND). In those cases, the Discharger shall compute the median in place of the arithmetic mean in accordance with the following procedure:

1. The data set shall be ranked from low to high, ranking the reported ND determinations lowest, DNQ determinations next, followed by quantified values (if any). The order of the individual ND or DNQ determinations is unimportant.
2. 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.

#### **F. Average Monthly Effluent Limitation (AMEL).**

If the average (or when applicable, the median determined by subsection E above for multiple sample data) of daily discharges over a calendar month exceeds the AMEL for a given parameter, this will represent a single violation, though the Discharger will be considered out of compliance for each day of that month for that parameter (e.g., resulting in 31 days of non-compliance in a 31-day month). If only a single sample is taken during the calendar month and the analytical result for that sample exceeds the AMEL, the Discharger will be considered out of compliance for that calendar month. For any one calendar month during which no sample (daily discharge) is taken, no compliance determination can be made for that calendar month.

In determining compliance with the AMEL, the following provisions shall also apply to all constituents:

1. If the analytical result of a single sample, monitored monthly, quarterly, semiannually, or annually, does not exceed the AMEL for that constituent, the Discharger has demonstrated compliance with the AMEL for that month;

2. If the analytical result of a single sample, monitored monthly, quarterly, semiannually, or annually, exceeds the AMEL for any constituent, the Discharger shall collect four additional samples at approximately equal intervals during the month. All five analytical results shall be reported in the monitoring report for that month, or 45 days after results for the additional samples were received, whichever is later.

When all sample results are greater than or equal to the reported Minimum Level (see Reporting Requirement I.G. of the MRP), the numerical average of the analytical results of these five samples will be used for compliance determination.

When one or more sample results are reported as “Not-Detected (ND)” or “Detected, but Not Quantified (DNQ)” (see Reporting Requirement I.G. of the MRP), the median value of these four samples shall be used for compliance determination. If one or both of the middle values is ND or DNQ, the median shall be the lower of the two middle values.

3. In the event of noncompliance with an AMEL, the sampling frequency for that constituent shall be increased to weekly and shall continue at this level until compliance with the AMEL has been demonstrated.
4. If only one sample was obtained for the month or more than a monthly period and the result exceeds the AMEL, then the Discharger is in violation of the AMEL.

#### **G. Maximum Daily Effluent Limitations (MDEL).**

If a daily discharge exceeds the MDEL for a given parameter, an alleged violation will be flagged and the discharger will be considered out of compliance for that parameter for that 1 day only within the reporting period. For any 1 day during which no sample is taken, no compliance determination can be made for that day.

#### **H. Instantaneous Minimum Effluent Limitation.**

If the analytical result of a single grab sample is lower than the instantaneous minimum effluent limitation for a parameter, a violation will be flagged and the discharger will be considered out of compliance for that parameter for that single sample. Non-compliance for each sample will be considered separately (e.g., the results of two grab samples taken within a calendar day that both are lower than the instantaneous minimum effluent limitation would result in two instances of non-compliance with the instantaneous minimum effluent limitation).



## **I. Instantaneous Maximum Effluent Limitation.**

If the analytical result of a single grab sample is higher than the instantaneous maximum effluent limitation for a parameter, a violation will be flagged and the discharger will be considered out of compliance for that parameter for that single sample. Non-compliance for each sample will be considered separately (e.g., the results of two grab samples taken within a calendar day that both exceed the instantaneous maximum effluent limitation would result in two instances of non-compliance with the instantaneous maximum effluent limitation).

## ATTACHMENT A – DEFINITIONS

### Arithmetic Mean ( $\mu$ )

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

Arithmetic mean =  $\mu = \Sigma x / n$       where:  $\Sigma x$  is the sum of the measured ambient water concentrations, and  $n$  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

Those substances 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

Pollutants are substances that are known to cause cancer in living organisms.

### Coefficient of Variation (CV)

CV is a measure of the data variability and is calculated as the estimated standard deviation divided by the arithmetic mean of the observed values.

### Daily Discharge

Daily Discharge is defined as 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 will be considered as the result for the calendar day in which the 24-hour period ends.

### **Detected, but Not Quantified (DNQ)**

DNQ are those sample results less than the RL, but greater than or equal to the laboratory's MDL.

### **Dilution Credit**

Dilution Credit is the 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 through conducting a mixing zone study or modeling of the discharge and receiving water.

### **Effluent Concentration Allowance (ECA)**

ECA is a value derived from the water quality criterion/objective, dilution credit, and ambient background concentration that is used, in conjunction with the coefficient of variation 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 USEPA guidance (Technical Support Document For Water Quality-based Toxics Control, March 1991, second printing, EPA/505/2-90-001).

### **Enclosed Bays**

Enclosed Bays means indentations along the coast that enclose an area of oceanic water within 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**

The estimated chemical concentration that results from the confirmed detection of the substance by the analytical method below the ML value.

### **Estuaries**

Estuaries means 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 shall be considered estuaries. Estuarine waters shall be 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 included, 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**

The 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**

The 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)**

The 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**

The 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 the  $n/2$  and  $n/2+1$ ).

### **Method Detection Limit (MDL)**

MDL is the 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 title 40 of the Code of Federal Regulations, Section 136, Attachment B, revised as of July 3, 1999.

### **Minimum Level (ML)**

ML is the concentration at which the entire analytical system must give 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**

Mixing Zone is a limited volume of receiving water that is 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 which are less than the laboratory's MDL.

### **Ocean Waters**

The territorial marine waters of the State as defined by California law to the extent these waters are outside of enclosed bays, estuaries, and coastal lagoons. Discharges to ocean waters are regulated in accordance with the State Water Board's California Ocean Plan.

### **Persistent Pollutants**

Persistent pollutants are substances for which degradation or decomposition in the environment is nonexistent or very slow.

### **Pollutant Minimization Program (PMP)**

PMP means 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 PMP shall be to reduce all potential sources of a priority pollutant(s) 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. The Regional Board may consider cost effectiveness when establishing the requirements of a PMP. The completion and implementation of a Pollution Prevention Plan, if required pursuant to Water Code section 3263.3(d), shall be considered to fulfill the PMP requirements.

### **Pollution Prevention**

Pollution Prevention means 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 or Regional Board.

### **Reporting Level (RL)**

RL is the ML (and its associated analytical method) chosen by the Discharger for reporting and compliance determination from the MLs included in this Order. The MLs included in this Order correspond to approved analytical methods for reporting a sample result that are selected by the Regional Board either from Appendix 4 of the SIP in accordance with section 2.4.2 of the SIP or established in accordance with section 2.4.3 of the SIP. 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.

### **Satellite Collection System**

The portion, if any, of a sanitary sewer system owned or operated by a different public agency than the agency that owns and operates the wastewater treatment facility that a sanitary sewer system is tributary to.

### **Source of Drinking Water**

Any water designated as municipal or domestic supply (MUN) in a Regional Board Basin Plan.

### **Standard Deviation ( $\sigma$ )**

Standard Deviation is a measure of variability that is calculated as follows:

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

where:

x is the observed value;

$\mu$  is the arithmetic mean of the observed values; and

n is the number of samples.

### **Toxicity Reduction Evaluation (TRE)**

TRE is a 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 chemical(s) responsible for toxicity. These procedures are performed in three phases (characterization, identification, and confirmation) using aquatic organism toxicity tests.)

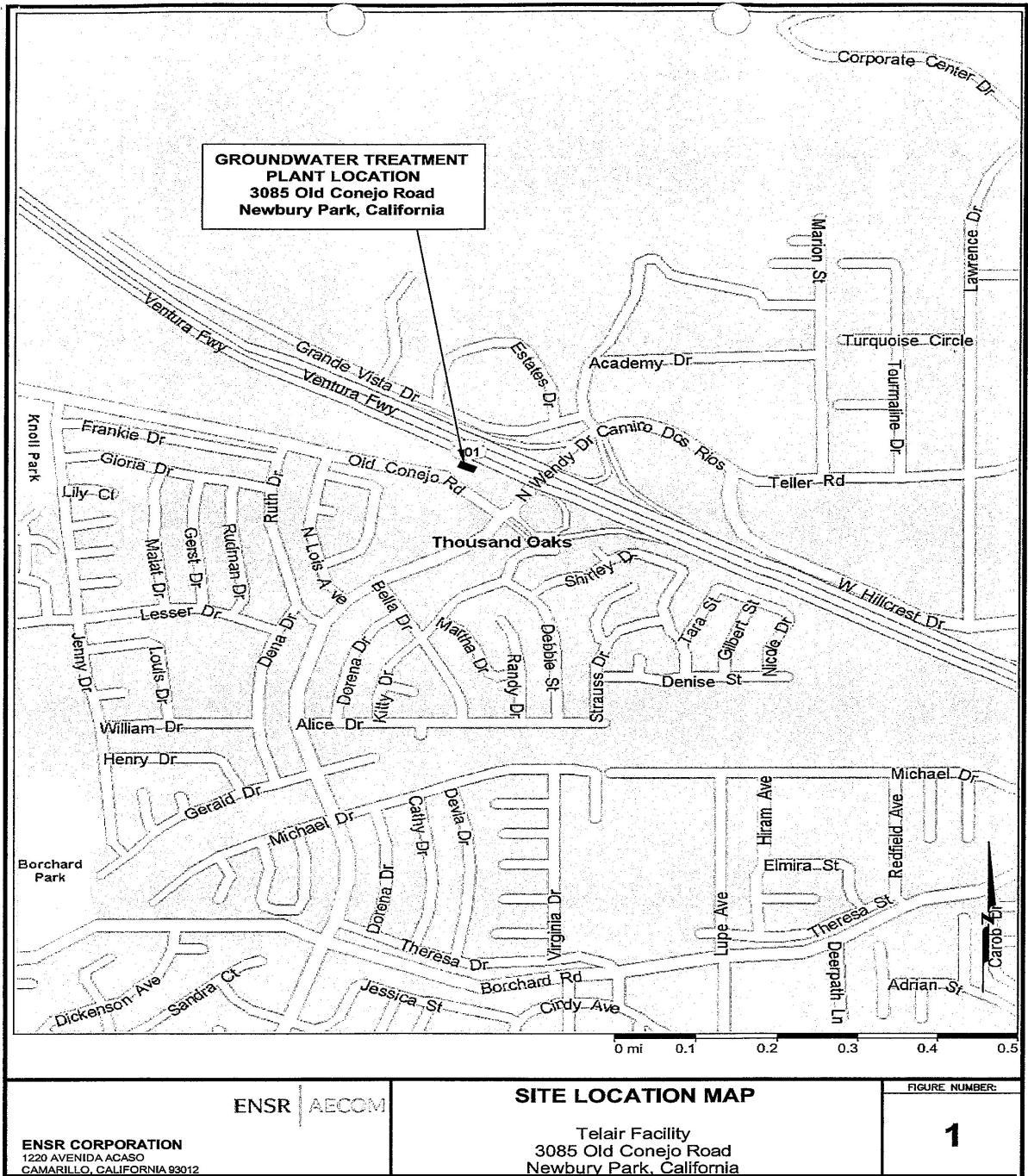
## ACRONYMS AND ABBREVIATIONS

AMEL	Average Monthly Effluent Limitation
B	Background Concentration
BAT	Best Available Technology Economically Achievable
Basin Plan	<i>Water Quality Control Plan for the Coastal Watersheds of Los Angeles and Ventura Counties</i>
BCT	Best Conventional Pollutant Control Technology
BMP	Best Management Practices
BMPPP	Best Management Practices Plan
BPJ	Best Professional Judgment
BOD	Biochemical Oxygen Demand 5-day @ 20 °C
BPT	Best Practicable Treatment Control Technology
C	Water Quality Objective
CCR	California Code of Regulations
CEQA	California Environmental Quality Act
CFR	Code of Federal Regulations
CTR	California Toxics Rule
CV	Coefficient of Variation
CWA	Clean Water Act
CWC	California Water Code
Discharger	Telair International, Inc.
DMR	Discharge Monitoring Report
DNQ	Detected But Not Quantified
ELAP	California Department of Health Services Environmental Laboratory Accreditation Program
ELG	Effluent Limitations, Guidelines and Standards
Facility	Telair International, Talley Site, Newbury Park
gpd	gallons per day
IC	Inhibition Coefficient
IC <sub>15</sub>	Concentration at which the organism is 15% inhibited
IC <sub>25</sub>	Concentration at which the organism is 25% inhibited
IC <sub>40</sub>	Concentration at which the organism is 40% inhibited
IC <sub>50</sub>	Concentration at which the organism is 50% inhibited
LA	Load Allocations
LOEC	Lowest Observed Effect Concentration
µg/L	micrograms per Liter
mg/L	milligrams per Liter
MDEL	Maximum Daily Effluent Limitation
MEC	Maximum Effluent Concentration
MGD	Million Gallons Per Day
ML	Minimum Level
MRP	Monitoring and Reporting Program
ND	Not Detected
NOEC	No Observable Effect Concentration
NPDES	National Pollutant Discharge Elimination System

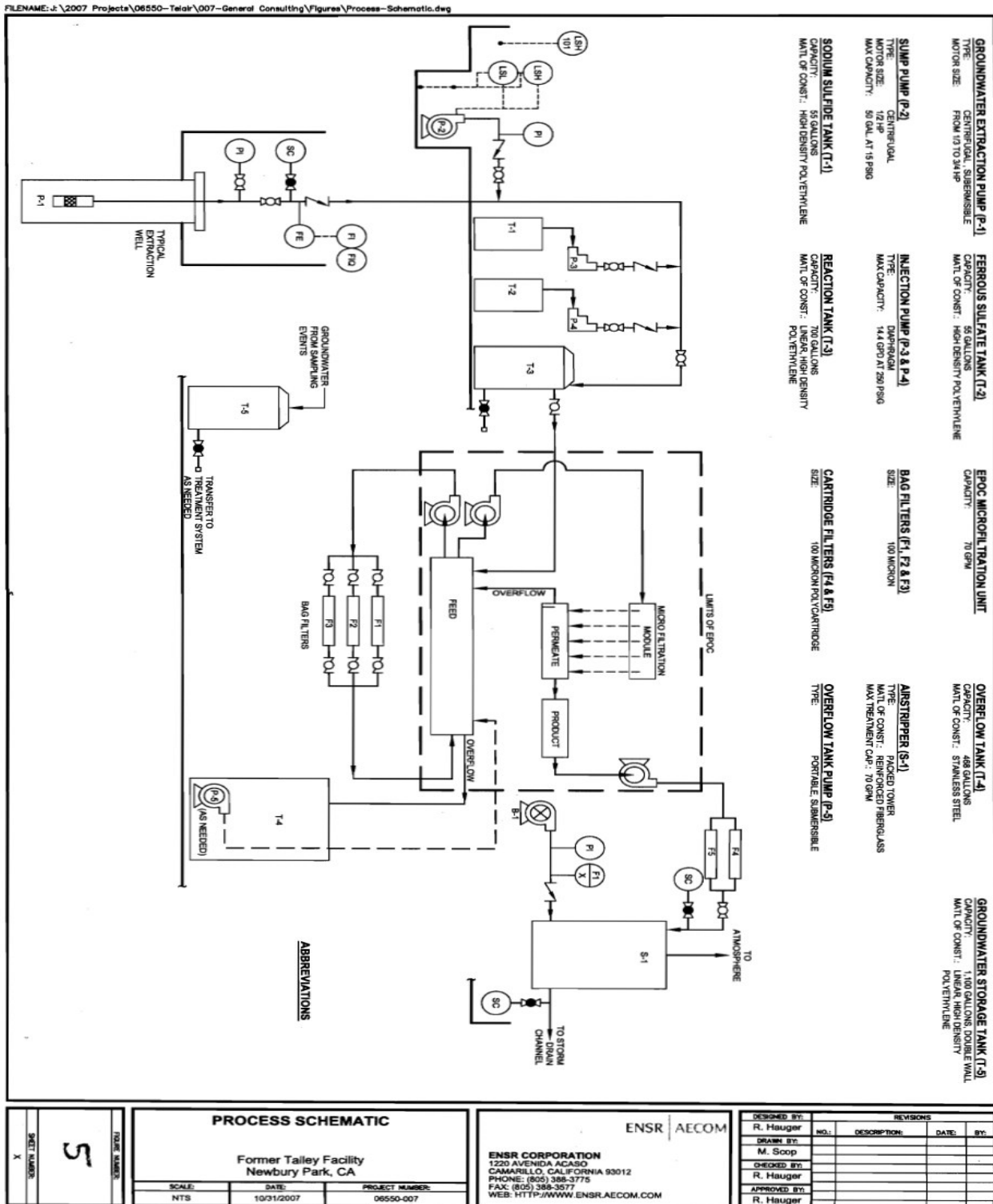
NSPS	New Source Performance Standards
NTR	National Toxics Rule
OAL	Office of Administrative Law
PMEL	Proposed Maximum Daily Effluent Limitation
PMP	Pollutant Minimization Plan
POTW	Publicly Owned Treatment Works
QA	Quality Assurance
QA/QC	Quality Assurance/Quality Control
Ocean Plan	<i>Water Quality Control Plan for Ocean Waters of California</i>
Regional Board	California Regional Water Quality Control Board, Los Angeles Region
RPA	Reasonable Potential Analysis
SCP	Spill Contingency Plan
SIP	State Implementation Policy ( <i>Policy for Implementation of Toxics Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California</i> )
SMR	Self Monitoring Reports
State Water Board	California State Water Resources Control Board
SWPPP	Storm Water Pollution Prevention Plan
TAC	Test Acceptability Criteria
Thermal Plan	<i>Water Quality Control Plan for Control of Temperature in the Coastal and Interstate Water and Enclosed Bays and Estuaries of California</i>
TIE	Toxicity Identification Evaluation
TMDL	Total Maximum Daily Load
TOC	Total Organic Carbon
TRE	Toxicity Reduction Evaluation
TSD	Technical Support Document
TSS	Total Suspended Solid
TU <sub>c</sub>	Chronic Toxicity Unit
USEPA	United States Environmental Protection Agency
WDR	Waste Discharge Requirements
WET	Whole Effluent Toxicity
WLA	Waste Load Allocations
WQBELs	Water Quality-Based Effluent Limitations
WQS	Water Quality Standards
%	Percent

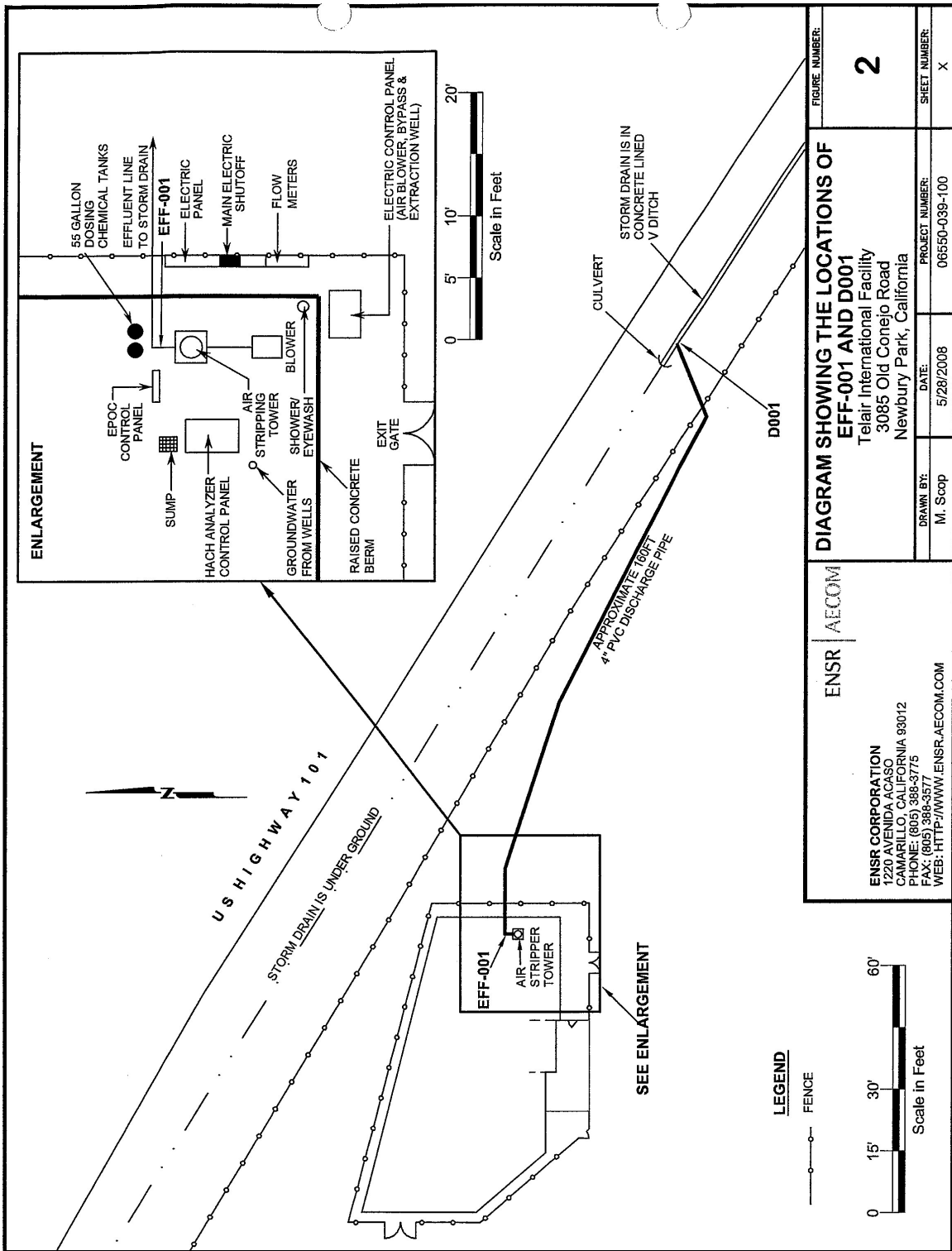


**ATTACHMENT B – MAP**



**ATTACHMENT C – FLOW SCHEMATIC**





<b>FIGURE NUMBER:</b>		<b>2</b>
<b>DIAGRAM SHOWING THE LOCATIONS OF EFF-001 AND D001</b>		
Telair International Facility 3085 Old Conejo Road Newbury Park, California		
<b>DRAWN BY:</b>	<b>DATE:</b>	<b>PROJECT NUMBER:</b>
M. Scop	5/28/2008	06550-039-100
<b>ENSR</b>   <b>AECOM</b>	<b>ENSR CORPORATION</b> 1220 AVENIDA ACASO CAMARILLO, CALIFORNIA 93012 PHONE: (805) 388-3775 FAX: (805) 388-3577 WEB: HTTP://WWW.ENSR.AECOM.COM	
<b>FIGURE NUMBER:</b>	<b>SHEET NUMBER:</b>	<b>X</b>

## **ATTACHMENT D – STANDARD PROVISIONS**

### **I. STANDARD PROVISIONS – PERMIT COMPLIANCE**

#### **A. Duty to Comply**

1. The Discharger must comply with all of the 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, for permit termination, revocation and reissuance, or modification; or denial of a permit renewal application [section 122.41(a)].
2. The Discharger shall comply with effluent standards or prohibitions established under section 307(a) of the CWA for toxic pollutants and with standards for sewage sludge use or disposal established under section 405(d) of the CWA 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 [section 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 [section 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 [section 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 [section 122.41(e)].

#### **E. Property Rights**

1. This Order does not convey any property rights of any sort or any exclusive privileges [section 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 [section 122.5(c)].

## **F. Inspection and Entry**

The Discharger shall allow the Regional Board, State Water Board, United States Environmental Protection Agency (USEPA), 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 [40 CFR § 122.41(i)] [Water Code section 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 [section 122.41(i)(1)];
2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this Order [section 122.41(i)(2)];
3. Inspect and photograph, at reasonable times, any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this Order [section 122.41(i)(3)]; and
4. Sample or monitor, at reasonable times, for the purposes of assuring Order compliance or as otherwise authorized by the CWA or the Water Code, any substances or parameters at any location [section 122.41(i)(4)].

## **G. Bypass**

### **1. Definitions**

- i. "Bypass" means the intentional diversion of waste streams from any portion of a treatment facility [section 122.41(m)(1)(i)].
  - ii. "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 [section 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 [section 122.41(m)(2)].

3. Prohibition of bypass. Bypass is prohibited, and the Regional Board may take enforcement action against a Discharger for bypass, unless [section 122.41(m)(4)(i)]:
  - a. Bypass was unavoidable to prevent loss of life, personal injury, or severe property damage [section 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 [section 122.41(m)(4)(i)(B)]; and
  - c. The Discharger submitted notice to the Regional Board as required under Standard Provisions – Permit Compliance I.G.5 below [section 122.41(m)(4)(i)(C)].
4. The Regional Board may approve an anticipated bypass, after considering its adverse effects, if the Regional Board determines that it will meet the three conditions listed in Standard Provisions – Permit Compliance I.G.3 above [section 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 [section 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) [section 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 [section 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 [section 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 [section 122.41(n)(3)]:
  - a. An upset occurred and that the Discharger can identify the cause(s) of the upset [section 122.41(n)(3)(i)];
  - b. The permitted facility was, at the time, being properly operated [section 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) [section 122.41(n)(3)(iii)]; and
  - d. The Discharger complied with any remedial measures required under Standard Provisions – Permit Compliance I.C above [section 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 [section 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 [section 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 [section 122.41(b)].

### C. Transfers

This Order is not transferable to any person except after notice to the Regional Board. The Regional 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 [section 122.41(l)(3) and section 122.61].

## III. STANDARD PROVISIONS – MONITORING

- A. Samples and measurements taken for the purpose of monitoring shall be representative of the monitored activity [section 122.41(j)(1)].

- B. Monitoring results must be conducted according to test procedures under 40 CFR part 136 or, in the case of sludge use or disposal, approved under part 136 unless otherwise specified in section 503 unless other test procedures have been specified in this Order [section 122.41(j)(4) and section 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 section 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 Board Executive Officer at any time [section 122.41(j)(2)].

- B. Records of monitoring information shall include:

1. The date, exact place, and time of sampling or measurements [section 122.41(j)(3)(i)];
2. The individual(s) who performed the sampling or measurements [section 122.41(j)(3)(ii)];
3. The date(s) analyses were performed [section 122.41(j)(3)(iii)];
4. The individual(s) who performed the analyses [section 122.41(j)(3)(iv)];
5. The analytical techniques or methods used [section 122.41(j)(3)(v)]; and
6. The results of such analyses [section 122.41(j)(3)(vi)].

- C. **Claims of confidentiality for the following information will be denied [section 122.7(b)]:**

1. The name and address of any permit applicant or Discharger [section 122.7(b)(1)]; and
2. Permit applications and attachments, permits and effluent data [section 122.7(b)(2)].

#### **V. STANDARD PROVISIONS – REPORTING**

##### **A. Duty to Provide Information**

The Discharger shall furnish to the Regional Board, State Water Board, or USEPA within a reasonable time, any information which the Regional Board, State Water Board, or USEPA 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 Board, State Water Board, or USEPA copies of records required to be kept by this Order [section 122.41(h)] [Water Code section 13267].

## **B. Signatory and Certification Requirements**

1. All applications, reports, or information submitted to the Regional Board, State Water Board, and/or USEPA 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 [section 122.41(k)].
2. 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. [section 122.22(a)(1)].
3. All reports required by this Order and other information requested by the Regional Board, State Water Board, or USEPA 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 [section 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.) [section 122.22(b)(2)]; and
  - c. The written authorization is submitted to the Regional Board and State Water Board [section 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 Board and State Water Board prior to or together with any reports, information, or applications, to be signed by an authorized representative [section 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.” [section 122.22(d)].

### **C. Monitoring Reports**

1. Monitoring results shall be reported at the intervals specified in the Monitoring and Reporting Program (Attachment E) in this Order [section 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 Board or State Water Board for reporting results of monitoring of sludge use or disposal practices [section 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 CFR part 136 or, in the case of sludge use or disposal, approved under part 136 unless otherwise specified in section 503, or as specified in this Order, the results of this monitoring shall be included in the calculation and reporting of the data submitted in the DMR or sludge reporting form specified by the Regional Board [section 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 [section 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 [section 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 [section 122.41(l)(6)(i)].

2. The following shall be included as information that must be reported within 24 hours under this paragraph [section 122.41(l)(6)(ii)]:
  - a. Any unanticipated bypass that exceeds any effluent limitation in this Order [section 122.41(l)(6)(ii)(A)].
  - b. Any upset that exceeds any effluent limitation in this Order [section 122.41(l)(6)(ii)(B)].
3. The Regional 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 [section 122.41(l)(6)(iii)].

#### **F. Planned Changes**

The Discharger shall give notice to the Regional Board as soon as possible of any planned physical alterations or additions to the permitted facility. Notice is required under this provision only when [section 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 section 122.29(b) [section 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 [section 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 [section 122.41(l)(1)(iii)].

#### **G. Anticipated Noncompliance**

The Discharger shall give advance notice to the Regional Board or State Water Board of any planned changes in the permitted facility or activity that may result in noncompliance with General Order requirements [section 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 [section 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 Board, State Water Board, or USEPA, the Discharger shall promptly submit such facts or information [section 122.41(l)(8)].

## **VI. STANDARD PROVISIONS – ENFORCEMENT**

- A.** The Regional Board is authorized to enforce the terms of this permit under several provisions of the Water Code, including, but not limited to, sections 13385, 13386, and 13387.
- B.** The CWA provides that any person who violates section 301, 302, 306, 307, 308, 318 or 405 of the Act, or any permit condition or limitation implementing any such sections in a permit issued under section 402, or any requirement imposed in a pretreatment program approved under sections 402(a)(3) or 402(b)(8) of the Act, is subject to a civil penalty not to exceed \$25,000 per day for each violation. The CWA provides that any person who negligently violates sections 301, 302, 306, 307, 308, 318, or 405 of the Act, or any condition or limitation implementing any of such sections in a permit issued under section 402 of the Act, or any requirement imposed in a pretreatment program approved under section 402(a)(3) or 402(b)(8) of the Act, is subject to criminal penalties of \$2,500 to \$25,000 per day of violation, or imprisonment of not more than one (1) year, or both. In the case of a second or subsequent conviction for a negligent violation, a person shall be subject to criminal penalties of not more than \$50,000 per day of violation, or by imprisonment of not more than two (2) years, or both. Any person who knowingly violates such sections, or such conditions or limitations is subject to criminal penalties of \$5,000 to \$50,000 per day of violation, or imprisonment for not more than three (3) years, or both. In the case of a second or subsequent conviction for a knowing violation, a person shall be subject to criminal penalties of not more than \$100,000 per day of violation, or imprisonment of not more than six (6) years, or both. Any person who knowingly violates sections 301, 302, 303, 306, 307, 308, 318 or 405 of the Act, or any permit condition or limitation implementing any of such sections in a permit issued under section 402 of the Act, and who knows at that time that he thereby places another person in imminent danger of death or serious bodily injury, shall, upon conviction, be subject to a fine of not more than \$250,000 or imprisonment of not more than 15 years, or both. In the case of a second or subsequent conviction for a knowing endangerment violation, a person shall be subject to a fine of not more than \$500,000 or by imprisonment of not more than 30 years, or both. An organization, as defined in section 309(c)(3)(B)(iii) of the CWA, shall, upon conviction of violating the imminent danger provision, be subject to a fine of not more than \$1,000,000 and can be fined up

to \$2,000,000 for second or subsequent convictions [section 122.41(a)(2)] [Water Code sections 13385 and 13387].

- C. Any person may be assessed an administrative penalty by the Regional Board for violating section 301, 302, 306, 307, 308, 318 or 405 of this Act, or any permit condition or limitation implementing any of such sections in a permit issued under section 402 of this Act. Administrative penalties for Class I violations are not to exceed \$10,000 per violation, with the maximum amount of any Class I penalty assessed not to exceed \$25,000. Penalties for Class II violations are not to exceed \$10,000 per day for each day during which the violation continues, with the maximum amount of any Class II penalty not to exceed \$125,000 [section 122.41(a)(3)].
- D. The CWA provides that any person who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained under this permit shall, upon conviction, be punished by a fine of not more than \$10,000, or by imprisonment for not more than 2 years, or both. If a conviction of a person is for a violation committed after a first conviction of such person under this paragraph, punishment is a fine of not more than \$20,000 per day of violation, or by imprisonment of not more than 4 years, or both [section 122.41(j)(5)].
- E. The CWA provides that any person who knowingly makes any false statement, representation, or certification in any record or other document submitted or required to be maintained under this Order, including monitoring reports or reports of compliance or noncompliance shall, upon conviction, be punished by a fine of not more than \$10,000 per violation, or by imprisonment for not more than six months per violation, or by both [section 122.41(k)(2)].

## VII. ADDITIONAL PROVISIONS – NOTIFICATION LEVELS

### A. Non-Municipal Facilities

Existing manufacturing, commercial, mining, and silvicultural Dischargers shall notify the Regional Board as soon as they know or have reason to believe [section 122.42(a)]:

1. That any activity has occurred or will occur that would result in the discharge, on a routine or frequent basis, of any toxic pollutant that is not limited in this Order, if that discharge will exceed the highest of the following "notification levels" [section 122.42(a)(1)]:
  - a. 100 micrograms per liter ( $\mu\text{g/L}$ ) [section 122.42(a)(1)(i)];
  - b. 200  $\mu\text{g/L}$  for acrolein and acrylonitrile; 500  $\mu\text{g/L}$  for 2,4-dinitrophenol and 2-methyl-4,6-dinitrophenol; and 1 milligram per liter ( $\text{mg/L}$ ) for antimony [section 122.42(a)(1)(ii)];
  - c. Five (5) times the maximum concentration value reported for that pollutant in the Report of Waste Discharge [section 122.42(a)(1)(iii)]; or

- d. The level established by the Regional Board in accordance with part 122.44(f) [section 122.42(a)(1)(iv)].
- 2. That any activity has occurred or will occur that would result in the discharge, on a non-routine or infrequent basis, of any toxic pollutant that is not limited in this Order, if that discharge will exceed the highest of the following "notification levels" [section 122.42(a)(2)]:
  - a. 500 micrograms per liter ( $\mu\text{g/L}$ ) [section 122.42(a)(2)(i)];
  - b. 1 milligram per liter ( $\text{mg/L}$ ) for antimony [section 122.42(a)(2)(ii)];
  - c. Ten (10) times the maximum concentration value reported for that pollutant in the Report of Waste Discharge [section 122.42(a)(2)(iii)]; or
  - d. The level established by the Regional Board in accordance with section 122.44(f) [section 122.42(a)(2)(iv)].

## ATTACHMENT E – MONITORING AND REPORTING PROGRAM (MRP NO. 6729)

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## **ATTACHMENT E – MONITORING AND REPORTING PROGRAM (MRP) NO. 6729**

The Code of Federal Regulations section 122.48 requires that all NPDES permits specify monitoring and reporting requirements. Water Code sections 13267 and 13383 also authorize the Regional Water Quality Control Board (Regional Board) to require technical and monitoring reports. This MRP establishes monitoring and reporting requirements, which implement the federal and California regulations.

### **I. GENERAL MONITORING PROVISIONS**

- A.** An effluent sampling station shall be established for the point of discharge (Discharge Point 001 [Latitude 34° 11' 39" North, Longitude 118° 56' 36" West]) and shall be located where representative samples of that effluent can be obtained.
- B.** Effluent samples shall be taken downstream of any addition to treatment works and prior to mixing with the receiving waters.
- C.** The Regional Board shall be notified in writing of any change in the sampling stations once established or in the methods for determining the quantities of pollutants in the individual waste streams.
- D.** Pollutants shall be analyzed using the analytical methods described in sections 136.3, 136.4, and 136.5 (revised March 12, 2007); or, where no methods are specified for a given pollutant, by methods approved by this Regional Board or the State Water Board. Laboratories analyzing effluent samples and receiving water samples shall be certified by the California Department of Public Health Environmental Laboratory Accreditation Program (ELAP) or approved by the Executive Officer and must include quality assurance/quality control (QA/QC) data in their reports. A copy of the laboratory certification shall be provided each time a new certification and/or renewal of the certification is obtained from ELAP.
- E.** For any analyses performed for which no procedure is specified in the USEPA guidelines or in the MRP, the constituent or parameter analyzed and the method or procedure used must be specified in the monitoring report.
- F.** Each monitoring report must affirm in writing that "all analyses were conducted at a laboratory certified for such analyses by the Department of Public Health or approved by the Executive Officer and in accordance with current USEPA guideline procedures or as specified in this MRP".
- G.** The monitoring reports shall specify the analytical method used, the Method Detection Limit (MDL), and the Minimum Level (ML) for each pollutant. For the purpose of reporting compliance with numerical limitations, performance goals, and receiving water limitations, analytical data shall be reported by one of the following methods, as appropriate:
  - 1. An actual numerical value for sample results greater than or equal to the ML; or



2. "Detected, but Not Quantified (DNQ)" if results are greater than or equal to the laboratory's MDL but less than the ML; or,
3. "Not-Detected (ND)" for sample results less than the laboratory's MDL with the MDL indicated for the analytical method used.

Analytical data reported as "less than" for the purpose of reporting compliance with permit limitations shall be the same or lower than the permit limit(s) established for the given parameter.

Current MLs (Attachment G) are those published by the State Water Board in the Policy for the Implementation of Toxics Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California, March 2, 2000.

- H.** Where possible, the MLs employed for effluent analyses shall be lower than the permit limitations established for a given parameter. If the ML value is not below the effluent limitation, then the lowest ML value and its associated analytical method shall be selected for compliance purposes. At least once a year, the Discharger shall submit a list of the analytical methods employed for each test and associated laboratory QA/QC procedures.

The Regional Board, in consultation with the State Water Board Quality Assurance Program, shall establish a ML that is not contained in Attachment G to be included in the Discharger's permit in any of the following situations:

1. When the pollutant under consideration is not included in Attachment G;
2. When the Discharger and Regional Board agree to include in the permit a test method that is more sensitive than that specified in 40 CFR part 136 (revised March 12, 2007);
3. When the Discharger agrees to use an ML that is lower than that listed in Attachment G;
4. When the Discharger demonstrates that the calibration standard matrix is sufficiently different from that used to establish the ML in Attachment G, and proposes an appropriate ML for their matrix; or,
5. When the Discharger uses a method whose quantification practices are not consistent with the definition of an ML. Examples of such methods are the USEPA-approved method 1613 for dioxins and furans, method 1624 for volatile organic substances, and method 1625 for semi-volatile organic substances. In such cases, the Discharger, the Regional Board, and the State Water Board shall agree on a lowest quantifiable limit and that limit will substitute for the ML for reporting and compliance determination purposes.

- I. Water/wastewater samples must be analyzed within allowable holding time limits as specified in section 136.3. All QA/QC items must be run on the same dates the samples were actually analyzed, and the results shall be reported in the Regional Board format, when it becomes available, and submitted with the laboratory reports. Proper chain of custody procedures must be followed, and a copy of the chain of custody shall be submitted with the report.
- J. All analyses shall be accompanied by the chain of custody, including but not limited to data and time of sampling, sample identification, and name of person who performed sampling, date of analysis, name of person who performed analysis, QA/QC data, method detection limits, analytical methods, copy of laboratory certification, and a perjury statement executed by the person responsible for the laboratory.
- K. The Discharger shall calibrate and perform maintenance procedures on all monitoring instruments and to insure accuracy of measurements, or shall insure that both equipment activities will be conducted.
- L. The Discharger shall have, and implement, an acceptable written quality assurance (QA) plan for laboratory analyses. The annual monitoring report required in Section X.D shall also summarize the QA activities for the previous year. Duplicate chemical analyses must be conducted on a minimum of ten percent (10%) of the samples, or at least one sample per sampling period, whichever is greater. A similar frequency shall be maintained for analyzing spiked samples.
- M. When requested by the Regional Board or USEPA, the Discharger will participate in the NPDES discharge monitoring report QA performance study. The Discharger must have a success rate equal to or greater than 80%.
- N. For parameters that both average monthly and daily maximum limits are specified and the monitoring frequency is less than four times a month, the following shall apply. If an analytical result is greater than the average monthly limit, the Discharger shall collect four additional samples at approximately equal intervals during the month, until compliance with the average monthly limit has been demonstrated. All five analytical results shall be reported in the monitoring report for that month, or 45 days after results for the additional samples were received, whichever is later. In the event of noncompliance with an average monthly effluent limitation, the sampling frequency for that constituent shall be increased to weekly and shall continue at this level until compliance with the average monthly effluent limitation has been demonstrated. The Discharger shall provide for the approval of the Executive Officer a program to ensure future compliance with the average monthly limit.
- O. In the event wastes are transported to a different disposal site during the report period, the following shall be reported in the monitoring report:
  - 1. Types of wastes and quantity of each type;

2. Name and address for each hauler of wastes (or method of transport if other than by hauling); and
3. Location of the final point(s) of disposal for each type of waste.

If no wastes are transported off-site during the reporting period, a statement to that effect shall be submitted.

- P. Each monitoring report shall state whether or not there was any change in the discharge as described in the Order during the reporting period.
- Q. Laboratories analyzing monitoring samples shall be certified by the Department of Public Health, in accordance with the provision of Water Code section 13176, and must include quality assurance/quality control data with their reports.

**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 Station Locations**

Discharge Point Name	Monitoring Location Name	Monitoring Location Description (include Latitude and Longitude when available)
001	EFF-001	Monitoring takes place from a port in the discharge pipe within the property, thence to Caltrans storm drain; Latitude 34° 11' 39" North, Longitude 118° 56' 36" West.
--	RSW-001 <sup>1</sup>	Upstream of the discharge point of the storm drain to the South Branch of Arroyo Conejo.

<sup>1</sup> The sampling point shall be located where representative and safe monitoring can occur. The sampling point should be located upstream of the discharge point in the South Branch of the Arroyo Conejo.

**III. INFLUENT MONITORING REQUIREMENTS**

Not applicable

**IV. EFFLUENT MONITORING REQUIREMENTS**

**A. Monitoring Location EFF-001**

1. The Discharger shall monitor treated groundwater at EFF-001 as follows. If more than one analytical test method is listed for a given parameter, the Discharger must select from the listed methods and corresponding Minimum Level:

**Table E-2. Effluent Monitoring**

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Flow	gal/d	Recorder	1/Day	1
pH	s.u.	Grab	1/Month	1
Temperature	°F	Grab	1/Month	1
Chemical Oxygen Demand (COD)	Mg/L	Grab	1/Month	1
Chromium VI, Total Recoverable <sup>2</sup>	µg/L	Grab	1/Month	1
Mercury, Total Recoverable <sup>2</sup>	µg/L	Grab	1/Month	1
Trichloroethylene <sup>2</sup>	µg/L	Grab	1/Month	1
Chlordane <sup>2</sup>	µg/L	Grab	1/month <sup>2a</sup>	1
4,4-DDD <sup>2</sup>	µg/L	Grab	1/month <sup>2a</sup>	1
4,4-DDE <sup>2</sup>	µg/L	Grab	1/month <sup>2a</sup>	1
4,4-DDT <sup>2</sup>	µg/L	Grab	1/month <sup>2a</sup>	1
Dieldren <sup>2</sup>	µg/L	Grab	1/month <sup>2a</sup>	1
Polychlorinated Biphenyls (PCBs) <sup>2</sup>	µg/L	Grab	1/month <sup>2a</sup>	1
Toxaphene <sup>2</sup>	µg/L	Grab	1/month <sup>2a</sup>	1
Chlorpyrifos <sup>2</sup>	µg/L	Grab	1/month <sup>2a</sup>	1
Diazinon <sup>2</sup>	µg/L	Grab	1/month <sup>2a</sup>	1
Arsenic, Total Recoverable <sup>2</sup>	µg/L	Grab	1/Quarter	1
Cadmium, Total Recoverable <sup>2</sup>	µg/L	Grab	1/Quarter	1
Copper, Total Recoverable <sup>2</sup>	µg/L	Grab	1/Quarter	1
Lead, Total Recoverable <sup>2</sup>	µg/L	Grab	1/Quarter	1
Nickel, Total recoverable <sup>2</sup>	µg/L	Grab	1/Quarter	1
Selenium, Total Recoverable <sup>2</sup>	µg/L	Grab	1/Quarter	1
Silver, Total Recoverable <sup>2</sup>	µg/L	Grab	1/Quarter	1
Benzene <sup>2</sup>	µg/L	Grab	1/Quarter	1
Toluene <sup>2</sup>	µg/L	Grab	1/Quarter	1
Xylene <sup>2</sup>	µg/L	Grab	1/Quarter	1
Ethylbenzene <sup>2</sup>	µg/L	Grab	1/Quarter	1
Dichlorobromomethane <sup>2</sup>	µg/L	Grab	1/Quarter	1
Carbon Tetrachloride <sup>2</sup>	µg/L	Grab	1/Quarter	1
1,1-Dichloroethane <sup>2</sup>	µg/L	Grab	1/Quarter	1
1,2-Dichloroethane <sup>2</sup>	µg/L	Grab	1/Quarter	1
1,1-Dichloroethylene <sup>2</sup>	µg/L	Grab	1/Quarter	1
Trans1,2-Dichloroethylene <sup>2</sup>	µg/L	Grab	1/Quarter	1
Tetrachloroethylene <sup>2</sup>	µg/L	Grab	1/Quarter	1
Vinyl Chloride <sup>2</sup>	µg/L	Grab	1/Quarter	1

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Settleable Solids	mg/L	Grab	1/Quarter	1
Total Suspended Solids	mg/L	Grab	1/Quarter	1
Turbidity	mg/L	Grab	1/Quarter	1
Oil and Grease	mg/L	Grab	1/Quarter	1
BOD <sub>5</sub>	mg/L	Grab	1/Quarter	1
Total Dissolved Solids	mg/L	Grab	1/Quarter	1
Sulfate	mg/L	Grab	1/Quarter	1
Chloride	mg/L	Grab	1/Quarter	1
Boron	mg/L	Grab	1/Quarter	1
Nitrate + Nitrite (as N)	mg/L	Grab	1/Quarter	1
Sulfides	mg/L	Grab	1/Quarter	1
Ammonia	mg/L	Grab	1/Quarter	1
Phenolic Compounds (Chlorinated) <sup>3</sup>	µg/L	Grab	1/Quarter	1
Methyl Tertiary Butyl Ether (MTBE)	µg/L	Grab	1/Quarter	1
Tertiary Butyl Alcohol (TBA)	µg/L	Grab	1/Quarter	1
1,1,1-Trichloroethane <sup>2</sup>	µg/L	Grab	1/Quarter	1
Zinc, Total Recoverable <sup>5</sup>	µg/L	Grab	1/Year	1
Phenols <sup>4</sup>	mg/L	Grab	1/Year	1
Methyl Ethyl Ketone (MEK)	µg/L	Grab	1/Year	1
Remaining Priority Pollutants <sup>5</sup>	µg/L	Grab	1/Year	1
Acute Toxicity <sup>6</sup>	% Survival	Grab	1/Year	1
Chronic Toxicity <sup>6</sup>	TU <sub>c</sub>	24-hr Composite	1/Year	1

<sup>1</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Section 136; for priority pollutants the methods must meet the lowest minimum levels (MLs) specified in Appendix 4 of the SIP (Attachment G of this permit package), where no methods are specified for a given pollutant, by methods approved by this Regional Board or the State Water Board.

<sup>2</sup> The detection limits shall be below the effluent limitations. If the lowest minimum level (ML) published in Appendix 4 of the SIP is not below the effluent limitation, the detection limit shall be the lowest ML.

<sup>2a</sup> If the results of the analyses meet the requirements for one year, the frequency of monitoring may be changed to quarterly. If subsequently, there is an exceedance of the established criteria, the frequency reverts to monthly until compliance with the monthly criteria is demonstrated.

<sup>3</sup> Chlorinated phenolic compounds are comprised of the following constituents from the CTR list of priority pollutants: 2-chlorophenol, 2,4-dichlorophenol, 3-methyl-4-chlorophenol, pentachlorophenol, and 2,4,6-trichlorophenol.

<sup>4</sup> Phenols are comprised of the following constituents from the CTR list of priority pollutants: phenol, 2,4-dimethylphenol, 2-methyl-4,6-dinitrophenol, 2,4-dinitrophenol, 2-nitrophenol, and 4-nitrophenol.

<sup>5</sup> For priority pollutant constituents with effluent limitations, detection limits shall be below the effluent limitations. If the lowest minimum level (ML) published in Appendix 4 of the SIP is not below the effluent limitation, the detection limit shall be the lowest ML. For priority pollutants without effluent limitations, the detection limits shall be equal to or less than the lowest ML published in Appendix 4 of the SIP.

<sup>6</sup> The Discharger shall conduct whole effluent toxicity monitoring as outlined below in Section V.

## V. WHOLE EFFLUENT TOXICITY TESTING REQUIREMENTS

### A. Definition of Toxicity

#### 1. Acute Toxicity

Acute toxicity is a measure of primarily lethal effects that occur over a 96-hour period. Acute toxicity shall be measured in percent survival measured in undiluted (100%) effluent.

- (a) The average survival in the undiluted effluent for any three (3) consecutive 96-hour static renewal bioassay tests shall be at least 90%, and
- (b) No single test shall produce less than 70% survival.

#### 2. Chronic Toxicity

Chronic toxicity measures a sublethal effect (e.g., reduced growth, reproduction) to experimental test organisms exposed to an effluent or ambient waters compared to that of the control organisms. Chronic toxicity shall be measured in  $TU_c$ , where  $TU_c = 100/NOEC$ . The No Observable Effect Concentration (NOEC) is expressed as the maximum percent effluent concentration that causes no observable effect on test organisms, as determined by the results of a critical life stage toxicity test.

- (a) This Order includes a chronic testing toxicity trigger defined as an exceedance of 1.0  $TU_c$  in a critical life stage test for 100% effluent. (The monthly median for chronic toxicity of 100% effluent shall not exceed, 1  $TU_c$  in a critical life stage test.)

#### 3. Accelerated Monitoring

If either of the above requirements is not met, the Discharger shall conduct six additional tests over a 6-week period. The discharger shall ensure that they receive results of a failing toxicity test within 24 hours of the close of the test and the additional tests shall begin within 3 business days of the receipt of the result. If the additional tests indicate compliance with the toxicity limitation, the Discharger may resume regular testing. However, if the results of any two of the six accelerated tests are less than the stipulated requirements, then the Discharger shall begin a Toxicity Identification Evaluation (TIE). The TIE shall include all reasonable steps to identify the sources of toxicity. Once the sources are identified, the Discharger shall take all reasonable steps to reduce toxicity to meet objective.

If the initial test and any of the additional six acute toxicity bioassay test result is ~~is~~ less than 70% survival, including the initial test, the Discharger shall immediately begin a TIE.

## **B. Acute Toxicity Effluent Monitoring Program**

1. Effluent samples shall be collected if applicable after all treatment processes and before discharge to the receiving water.
2. The Discharger shall conduct acute toxicity tests on effluent grab samples by methods specified in Section 136 which cites USEPA's Methods for Measuring the Acute Toxicity of Effluents and Receiving Waters to Freshwater and Marine Organisms, Fifth Edition, October 2002, USEPA, Office of Water, Washington D.C. (EPA/821-R-02-012) or a more recent edition to ensure compliance in 100 % effluent.
3. The fathead minnow, *Pimephales promelas*, shall be used as the test species for fresh water discharges and the topsmelt, *Atherinops affinis*, shall be used as the test species for brackish effluent. The method for topsmelt is found in USEPA's Short-term Method for Estimating the Chronic Toxicity of Effluents and Receiving Waters to West Coast Marine and Estuarine Organisms, First Edition, August 1995 (EPA/600/R-95/136), or a more recent edition.
4. In lieu of conducting the standard acute toxicity testing with the fathead minnow, the Discharger may elect to report the results or endpoint from the first 48 hours of the chronic toxicity test as the results of the acute toxicity test.

## **C. Chronic Toxicity Effluent Monitoring Program**

1. Effluent samples shall be collected after all treatment processes and before discharge to the receiving water.
2. Test Species and Methods:
  - a. The Discharger shall conduct critical life stage chronic toxicity tests on 24-hour composite 100 percent effluent samples in accordance with USEPA's *Short Term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Freshwater Organisms*, Fourth Edition, October 2002 (EPA/21-R-02-013) or USEPA's *Short Term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Marine and Estuarine Organisms*, Third Edition, October 2002, (EPA/821/R-02-014), or a more recent edition.
  - b. The Discharger shall conduct tests as follows: with a vertebrate, an invertebrate, and a plant for the first three suites of tests. After the screening period, monitoring shall be conducted using the most sensitive species.
  - c. Re-screening is required every 24 months. The Discharger shall re-screen with the three species listed above and continue to monitor with the most sensitive species. If the first suite of re-screening tests demonstrates that the same species is the most sensitive then re-screening does not need to include more than one suite of tests. If a different species is the most sensitive or if there is

ambiguity then the Discharger shall proceed with suites of screening tests for a minimum of three, but not to exceed five suites.

- d. The presence of chronic toxicity may be estimated as specified in USEPA's *Short-Term Methods for Estimating Chronic Toxicity of Effluent and Receiving Waters Freshwater Organism*, Fourth Edition, October 2002 (EPA/821-R-02-013, or a more recent edition).

#### **D. Quality Assurance**

1. Testing with a reference toxicant shall be conducted consistent with EPA/821-R-02-013 or current protocols. Reference toxicant tests shall be conducted using the same test conditions as the effluent toxicity tests (e.g., same test duration, etc).
2. If either the reference toxicant test or effluent test does not meet all test acceptability criteria (TAC) as specified in the test methods manuals (EPA/600/4-91/002 and EPA/821-R-02-013), then the Discharger must re-sample and re-test at the earliest time possible.
3. Control and dilution water should be receiving water or laboratory water, as appropriate, as described in the manual. If the dilution water used is different from the culture water, a second control using culture water shall be used.

#### **E. Accelerated Monitoring and Initial Investigation TRE Trigger**

1. If toxicity exceeds the limitations (as defined in Section V.A.1, and V.A.2. above,), then the Discharger shall immediately implement accelerated testing, as specified at Section V.A.3. above. The discharger shall ensure that they receive results of a failing toxicity test within 24 hours of the completion of the test and the additional tests shall begin within 3 business days of receipt of the results or at the first opportunity of discharge. If the accelerated testing shows consistent toxicity, the discharger shall immediately implement the Initial Investigation of the TRE Workplan.
2. If implementation of the initial investigation TRE workplan indicates the source of toxicity (e.g., a temporary plant upset, etc.), then the Discharger may discontinue the TIE.
3. The first step in the initial Investigation TRE Workplan for downstream receiving water toxicity can be a toxicity test protocol designed to determine if the effluent causes or contributes to the measured downstream chronic toxicity. If this first step TRE testing shows that the outfall effluent does not cause or contribute to downstream chronic toxicity, using EPA's *Short-Term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Freshwater Organisms*, Fourth Edition, October 2002 (EPA/821-R-02-013). Then a report on this testing shall be submitted to the Board and the TRE will be considered to be completed. Routine testing in accordance with the MRP shall be continued thereafter.



## **F. Toxicity Reduction Evaluation (TRE)/ Toxicity Identification Evaluation (TIE) Trigger**

1. If the accelerated testing shows consistent toxicity as defined below:
  - a. Acute Toxicity:
    - i. If the results of any two of the six accelerated tests are less than 90% survival, or
    - ii. If the initial test and any of the additional six acute toxicity bioassay tests result in less than 70% survival
  - b. Chronic Toxicity
    - i. If the results of two of the six accelerated tests exceed 1.0 TU<sub>c</sub>

then, the Discharger shall immediately implement the Toxicity Reduction Evaluation (TRE) as described below.

## **G. Steps in TRE and TIE Procedures**

1. Following a TRE trigger, the Discharger shall initiate a TRE in accordance with the facility's Initial Investigation TRE workplan. At a minimum, the Discharger shall use USEPA manuals EPA/600/2-88/070 (industrial) or EPA/833B-99/002 (municipal) as guidance. The Discharger shall expeditiously develop a more detailed TRE workplan for submittal to the Executive Officer within 30 days of the trigger, which will include, but not be limited to:
  - a. Further actions to investigate and identify the cause of toxicity;
  - b. Actions the Discharger will take to mitigate the impact of the discharge and prevent the recurrence of toxicity;
  - c. Standards the Discharger will apply to consider the TRE complete and to return to normal sampling frequency; and,
  - d. A schedule for these actions.
2. The following is a stepwise approach in conducting the TRE:
  - a. Step 1 - Basic data collection. Data collected for the accelerated monitoring requirements may be used to conduct the TRE;
  - b. Step 2 - Evaluates optimization of the treatment system operation, facility housekeeping, and the selection and use of in-plant process chemicals;

- c. Step 3 – If Steps 1 and 2 are unsuccessful, Step 3 implements a Toxicity Identification Evaluation (TIE) by employing all reasonable efforts and using currently available TIE methodologies. The objective of the TIE is to identify the substance or combination of substances causing the observed toxicity;
- d. Step 4 – Assuming successful identification or characterization of the toxicant(s), Step 4 evaluates final effluent treatment options;
- e. Step 5 evaluates in-plant treatment options; and,
- f. Step 6 consists of confirmation once a toxicity control method has been implemented.

Many recommended TRE elements parallel source control, pollution prevention, and storm water control program best management practices (BMPs). To prevent duplication of efforts, evidence of implementation of these control measures may be sufficient to comply with TRE requirements. By requiring the first steps of a TRE to be accelerated testing and review of the facility's TRE workplan, a TRE may be ended in its early stages. All reasonable steps shall be taken to reduce toxicity to the required level. The TRE may be ended at any stage if monitoring indicates there is no longer toxicity (or six consecutive chronic toxicity test results are less than or equal to 1.0 TU<sub>c</sub> or six consecutive acute toxicity test results are greater than 90% survival).

- 3. The Discharger may initiate a TIE as part of the TRE process to identify the cause(s) of toxicity. The Discharger shall use the EPA acute and chronic manuals, EPA/600/6 91/005F (Phase I)/EPA/600/R 96 054 (for marine), EPA/600/R 92/080 (Phase II), and EPA 600/R 92/081 (Phase III) as guidance.
- 4. If a TRE/TIE is initiated prior to completion of the accelerated testing schedule required by this permit, then the accelerated testing schedule may be terminated, or used as necessary in performing the TRE/TIE, as determined by the Executive Officer.
- 5. Toxicity tests conducted as part of a TRE/TIE may also be used for compliance determination, if appropriate.
- 6. The Regional Board recognizes that toxicity may be episodic and identification of causes of and reduction of sources of toxicity may not be successful in all cases. Consideration of enforcement action by the Regional Board will be based in part on the Discharger's actions and efforts to identify and control or reduce sources of consistent toxicity.

## H. Reporting

- 1. The Discharger shall submit a full report of the toxicity test results, including any accelerated testing conducted during the month, as required by this permit. Test results shall be reported as % survival for acute toxicity test results and as TU<sub>c</sub> for

chronic toxicity test results with the self monitoring reports (SMR) for the month in which the test is conducted.

2. If an initial investigation indicates the source of toxicity and accelerated testing is unnecessary, then those results also shall be submitted with the SMR for the period in which the investigation occurred.
  - a. The full report shall be submitted on or before the end of the month in which the SMR is submitted.
  - b. The full report shall consist of (1) the results; (2) the dates of sample collection and initiation of each toxicity test; (3) the acute toxicity average limit or chronic toxicity limit or trigger; and (4) printout of the ToxCalc or CETIS (Comprehensive Environmental Toxicity Information System) program results.
3. Test results for toxicity tests also shall be reported according to the appropriate manual chapter on Report Preparation and shall be attached to the SMR. Routine reporting shall include, at a minimum, as applicable, for each test:
  - a. Sample date(s);
  - b. Test initiation date;
  - c. Test species;
  - d. End point values for each dilution (e.g., number of young, growth rate, percent survival);
  - e. NOEC value(s) in percent effluent;
  - f. IC<sub>15</sub>, IC<sub>25</sub>, IC<sub>40</sub> and IC<sub>50</sub> values in percent effluent;
  - g. TU<sub>c</sub> values  $\left( TU_c = \frac{100}{NOEC} \right)$  ;
  - h. Mean percent mortality (+standard deviation) after 96 hours in 100% effluent (if applicable);
  - i. NOEC and LOEC values for reference toxicant test(s);
  - j. IC<sub>25</sub> value for reference toxicant test(s);
  - k. Any applicable charts; and
  - l. Available water quality measurements for each test (e.g., pH, D.O., temperature, conductivity, hardness, salinity, ammonia).
4. The Discharger shall provide a compliance summary, which includes a summary table of toxicity data from all samples collected during that year.

The Discharger shall notify by telephone or electronically, this Regional Board of any toxicity exceedance of the limit or trigger within 24 hours of receipt of the results followed by a written report within 14 calendar days of receipt of the results. The verbal or electronic notification shall include the exceedance and the plan the Discharger has taken or will take to investigate and correct the cause(s) of toxicity. It may also include a status report on any actions required by the permit, with a schedule for actions not yet completed. If no actions have been taken, the reasons shall be given.

**VI. LAND DISCHARGE MONITORING REQUIREMENTS**

Not applicable

**VII. RECLAMATION MONITORING REQUIREMENTS**

Not applicable

**VIII. RECEIVING WATER MONITORING REQUIREMENTS – SURFACE WATER AND GROUNDWATER**

**A. Surface Water - Monitoring Location RSW-001**

1. The Discharger shall monitor the South Branch of Arroyo Conejo at RSW-001 as follows;

**Table E-3. Receiving Water Monitoring Requirements**

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Stream Flow	cfs	Recorder	1/Quarter <sup>1</sup>	
Priority Pollutants	µg/L	Grab	1/Year <sup>2</sup>	3
Ph	standard units	Grab <sup>5</sup>	1/Year <sup>4</sup>	3
Temperature	°F	Grab <sup>5</sup>	1/Year <sup>4</sup>	3
Hardness (as CaCO <sub>3</sub> )	mg/L	Grab	1/Year <sup>4</sup>	3

<sup>1</sup> Concurrent with effluent sampling for copper and nickel. Also, see Item VIII.A.2. below.  
<sup>2</sup> Priority Pollutants as defined by the CTR defined in Finding II.I of the Limitations and Discharge Requirements of this Order, and included as Attachment H.  
<sup>3</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Section 136; for priority pollutants the methods must meet the lowest minimum levels (MLs) specified in Appendix 4 of the SIP, where no methods are specified for a given pollutant, by methods approved by this Regional Board or the State Water Board.  
<sup>4</sup> Receiving water pH, hardness, and temperature must be analyzed at the same time the samples are collected for Priority Pollutants analysis.  
<sup>5</sup> A hand-held field meter may be used, provided the meter utilizes a USEPA-approved algorithm/method and is calibrated and maintained in accordance with the manufacturer’s instructions. A calibration and maintenance log for each meter used for monitoring required by this Monitoring and Reporting Program shall be maintained at the Facility.

2. The Discharger may submit stream flow data collected by the Ventura County Watershed Protection District (VCWPD) and/or other entities acting in behalf of the agency from the gauging station in the South Branch of the Arroyo Conejo located closest to RSW-001 in lieu of conducting the receiving water monitoring for the stream flow data. The analytical data shall include type of the instrument used in collecting the stream flow data, applicable

analytical methods used in calculating the flow rate, including but not limited to date and time of monitoring, and name of person who performed the monitoring. If possible, the collection of stream flow data shall be concurrent with the effluent sampling for copper and nickel. If the stream flow data is not available during the reporting period, the Discharger shall submit the data as soon as it is obtained from VCWPD. The reason(s) why the stream flow data is not reported during the quarter shall be stated in the monitoring report. In addition, if there is no stream flow during the reporting period, the report shall so state.

The Discharger may coordinate with VCWPD to obtain permission to access the channel of the South Branch of the Arroyo Conejo to collect the receiving water samples for priority pollutants, pH, temperature, and hardness at RSW-001.

### **B. Groundwater Monitoring**

Not applicable

## **IX. OTHER MONITORING REQUIREMENTS**

### **A. Storm Water Monitoring**

Not applicable

### **B. SWPPP, BMPP, and Spill Contingency Plan Status and Effectiveness Report**

1. As required under Special Provision VI.C.3 of this Order, the Discharger shall submit an updated SWPPP, BMPP, and Spill Contingency Plan to the Executive Officer of the Regional Board for approval within 90 days of the effective date of this permit.
2. Annually the Discharger shall report the status of the implementation and the effectiveness of the SWPPP, BMPP, and Spill Contingency Plan required under Special Provision VI.C.3 of this Order. The SWPPP, BMPP, and Spill Contingency Plan Status shall be reviewed at a minimum once per year and updated as needed to ensure all actual or potential sources of pollutants in wastewater and storm water discharged from the facility are addressed. All changes or revisions to the SWPPP, BMPP, and Spill Contingency Plan will be summarized in the annual report required under Attachment E, Monitoring and Reporting, Section X.D.

### **C. Chemical Use Report**

1. The Discharger shall submit to the Regional Board, together with the first monitoring report required by this permit, a list of all chemicals and proprietary additives which could affect the waste discharge, including quantities of each.
2. The Discharger shall report annually summarizing the quantities of all chemicals, listed by both trade and chemical names, which are used at the facility and which are discharged or have the potential to be discharged.

The Discharger shall monitor the chemicals used in the facility. Prior to any change in the use of chemicals at the facility the discharger must inform the Regional Board. No changes in the type or amount of chemicals added to the process water shall be made without the written approval of the Regional Board's Executive Officer. To comply with this provision, the discharger must submit a complete report of the change to the Regional Board before the proposed date of change. This requirement does not apply to changes of chemical brand names where the chemical composition and MSDS information for the new brand is essentially identical to the previous chemical used. The change in brand or manufacturer with a copy of the new MSDS sheet need only be reported to the Regional Board in the Discharger's quarterly SMRs.

#### **D. Visual Inspection**

The Discharger shall conduct a daily visual inspection with photographic documentation when it is raining to ensure that the channel is not overflowing. The results of the inspections shall be submitted **monthly** to the Regional Board with daily records of discharge volume. During dry periods, visual inspections shall be conducted on the **first day** of every month and submitted monthly. All reports shall be filed with the Regional Board on the 15<sup>th</sup> of each month. The Executive Officer shall have the discretion to modify or eliminate the provisions of this paragraph as she deems appropriate.

### **X. REPORTING REQUIREMENTS**

#### **A. General Monitoring and Reporting Requirements**

1. The Discharger shall comply with all Standard Provisions (Attachment D) related to monitoring, reporting, and recordkeeping.
2. If there is no discharge during any reporting period, the report shall so state.
3. Each monitoring report shall contain a separate section titled "Summary of Non-Compliance" which discusses the compliance record and corrective actions taken or planned that may be needed to bring the discharge into full compliance with waste discharge requirements. This section shall clearly list all non-compliance with waste discharge requirements, as well as all excursions of effluent limitations.
4. The Discharger shall inform the Regional Board well in advance of any proposed construction activity that could potentially affect compliance with applicable requirements.
5. The Discharger shall report the results of acute and chronic toxicity testing, TRE and TIE as required in the Attachment E, Monitoring and Reporting, Section V.F.

**B. Self Monitoring Reports (SMRs)**

1. At any time during the term of this permit, the State or Regional Board may notify the Discharger to electronically submit Self-Monitoring Reports (SMRs) using the State Water Board’s California Integrated Water Quality System (CIWQS) Program Web site (<http://www.waterboards.ca.gov/ciwqs/index.html>). Until such notification is given, the Discharger shall submit hard copy SMRs. The CIWQS Web site will provide additional directions for SMR submittal in the event there will be service interruption for electronic submittal.
2. The Discharger shall report in the SMR the results for all monitoring specified in this MRP under sections III through IX. The Discharger shall submit quarterly and annual SMRs including the results of all required monitoring using USEPA-approved test methods or other test methods specified in this Order. If the Discharger monitors any pollutant more frequently than required by this Order, the results of this monitoring shall be included in the calculations and reporting of the data submitted in the SMR.
3. Monitoring periods and reporting for all required monitoring shall be completed according to the following schedule:

**Table E-4. Monitoring Periods and Reporting Schedule**

Sampling Frequency	Monitoring Period Begins On...	Monitoring Period	SMR Due Date
1/Day	March 7, 2009	(Midnight through 11:59 PM) or any 24-hour period that reasonably represents a calendar day for purposes of sampling.	May 1 August 1 November 1 February 1
1/Month	March 7, 2009	1 <sup>st</sup> day of calendar month through last day of calendar month	May 1 August 1 November 1 February 1
1/Quarter	March 7, 2009	January 1 through March 31 April 1 through June 30 July 1 through September 30 October 1 through December 31	May 1 August 1 November 1 February 1
1/Year	March 7, 2009	January 1 through December 31	February 1

4. Reporting Protocols. The Discharger shall report with each sample result the applicable reported Minimum Level (ML) and the current Method Detection Limit (MDL), as determined by the procedure in Section 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 reported ML 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 the purposes of data collection, the laboratory shall write the estimated chemical concentration next to DNQ as well as the words "Estimated Concentration" (may be shortened to "Est. Conc."). 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 considered appropriate by the laboratory.

- c. Sample results less than the laboratory's MDL shall be reported as "Not Detected," or ND.
  - d. Dischargers are to instruct laboratories to establish calibration standards so that the 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. The Discharger shall submit SMRs in accordance with the following requirements:
- a. The Discharger shall arrange all reported data in a tabular format. The data shall be summarized to clearly illustrate whether the facility is operating in compliance with interim and/or final effluent limitations. The Discharger is not required to duplicate the submittal of data that is 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 within the system, the Discharger shall electronically submit the data in a tabular format as an attachment.
  - b. The Discharger shall attach a cover letter to the SMR. The information contained in the cover letter shall clearly identify violations of the WDRs; discuss corrective actions taken or planned; and the proposed time schedule for corrective actions. Identified violations must include a description of the requirement that was violated and a description of the violation.
  - c. SMRs must be submitted to the Regional Board, signed and certified as required by the Standard Provisions (Attachment D), to the address listed below:

**California Regional Water Quality Control Board**  
**Los Angeles Region**  
**320 W. 4<sup>th</sup> Street, Suite 200**  
**Los Angeles, CA 90013**



### **C. Discharge Monitoring Reports (DMRs)**

Not applicable

### **D. Other Reports**

1. The Discharger shall report the results of any special studies, acute and chronic toxicity testing, TRE/TIE, PMP, SCP, and SWPPP required by Special Provisions VI.C.2 and 3 of this Order. The Discharger shall submit reports with the first monthly SMR scheduled to be submitted on or immediately following the report due date in compliance with SMR reporting requirements described in subsection X.B.5 above.
2. Within 90 days of the effective date of this permit, the Discharger is required to submit the following to the Regional Board:
  - a. Initial Investigation TRE Work Plan
  - b. Updated SWPPP
  - c. Spill Contingency Plan
3. By March 1 of each year, the Discharger shall submit an annual report to the Regional Board. The report shall contain the following:
  - a. Both tabular and graphical summaries of the monitoring data obtained during the previous year,
  - b. A discussion on the compliance record and the corrective actions taken or planned to bring the discharge into full compliance with the waste discharge requirements,
  - c. A report discussing the following: 1) operation/maintenance problems; 2) changes to the facility operations and activities; 3) potential discharge of the pollutants associated with the changes and how these changes are addressed in the BMPP; 3) calibration of flow meters or other equipment/device used to demonstrate compliance with effluent limitations of this Order.
  - d. A report summarizing the quantities of all chemicals, listed by both trade and chemical names, which are used at the facility and which are discharged or have the potential to be discharged (See Section IX.C of the MRP, Attachment E).
  - e. A report on the status of the implementation and the effectiveness of the SWPPP, BMPP, and SCP.
4. As discussed in Section IX.C of the MRP, Attachment E, the Discharger shall submit to the Regional Board, together with the first monitoring report required by this permit, a list of all chemicals and proprietary additives which could affect this waste

discharge, including quantities of each. Any subsequent changes in types and/or quantities shall be reported promptly.

5. This Regional Board requires the Discharger to file with the Regional Board, within 90 days after the effective date of this Order, a technical report on his preventive (failsafe) and contingency (cleanup) plans for controlling accidental discharges, and for minimizing the effect of such events. The technical report should:
  - a. Identify the possible sources of accidental loss, untreated waste bypass, and contaminated drainage. 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 state when they become operational.
  - c. Describe facilities and procedures needed for effective preventive and contingency plans.
  - d. Predict the effectiveness of the proposed facilities and procedures and provide an implementation schedule contingent interim and final dates when they will be constructed, implemented, or operational.

This Regional Board, after review of the technical report, may establish conditions which it deems necessary to control accidental discharges and to minimize the effects of such events. Such conditions may be incorporated as part of this Order, upon notice to the Discharger.

## ATTACHMENT F – FACT SHEET

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**ATTACHMENT F – FACT SHEET**

As described in section II of this Order, this Fact Sheet includes the legal requirements and technical rationale that serve as the basis for the requirements of this Order.

This Order has been prepared under a standardized format to accommodate a broad range of discharge requirements for Dischargers in California. Only those sections or subsections of this Order that are specifically identified as “not applicable” have been determined not to apply to this Discharger. Sections or subsections of this Order not specifically identified as “not applicable” are fully applicable to this Discharger.

**I. PERMIT INFORMATION**

The following table summarizes administrative information related to the facility.

**Table F-1. Facility Information**

<b>WDID</b>	<b>4A562397002</b>
<b>Discharger</b>	<b>Telair International, Inc.</b>
<b>Name of Facility</b>	<b>Telair International, Newbury Park</b>
<b>Facility Address</b>	<b>3085 Old Conejo Road</b>
	<b>Newbury Park, CA 91320</b>
	<b>Ventura County</b>
<b>Facility Contact, Title and Phone</b>	<b>Susan Salinas, Director of Safety &amp; Environmental Affairs, (805) 306- 8066</b>
<b>Authorized Person to Sign and Submit Reports</b>	<b>Susan Salinas, Director of Safety &amp; Environmental Affairs, (805) 306- 8066</b>
<b>Mailing Address</b>	<b>4175 Guardian Street, Simi Valley, CA 93063</b>
<b>Billing Address</b>	<b>Same as Mailing Address</b>
<b>Type of Facility</b>	<b>Groundwater Treatment</b>
<b>Major or Minor Facility</b>	<b>Minor</b>
<b>Threat to Water Quality</b>	<b>2</b>
<b>Complexity</b>	<b>B</b>
<b>Pretreatment Program</b>	<b>N</b>
<b>Reclamation Requirements</b>	<b>N/A</b>
<b>Facility Permitted Flow</b>	<b>0.110 million gallons per day (MGD)</b>
<b>Facility Design Flow</b>	<b>0.110 MGD</b>
<b>Watershed</b>	<b>Calleguas-Conejo Creek Watershed</b>
<b>Receiving Water</b>	<b>Unnamed tributary to the South Branch of Arroyo Conejo</b>
<b>Receiving Water Type</b>	<b>Inland Surface Water</b>

**A.** Telair International, Inc., (hereinafter Discharger or Telair) is the operator of a groundwater treatment facility (hereinafter Facility) at the Telair Site, Newbury Park

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

- B.** The Facility discharges treated groundwater to a storm drain on Caltrans property which then conveys the treated groundwater to an unnamed intermittent tributary to the South Branch of Arroyo Conejo, a water of the United States, and is currently regulated by Order R4-2003-0095 that was adopted on July 10, 2003. Order No. 2003-0095 and expires on June 10, 2008.
- C.** The Discharger filed a Report of Waste Discharge (ROWD) and submitted an application for renewal of its Waste Discharge Requirements (WDRs) and National Pollutant Discharge Elimination System (NPDES) permit on November 21, 2007. The application was deemed complete on March 6, 2008. A site visit was conducted on November 5, 2007, to observe operations and collect additional data to develop permit limitations and conditions.

## **II. FACILITY DESCRIPTION**

The Telair Site is owned by Telair-Wendy Road LLC. This site is located at 3085 Old Conejo Road in Newbury Park, California. The property is being redeveloped for commercial use. The site was formerly the location of the Talley Corporation (Talley), which operated an aircraft components manufacturing facility from the 1950s through 1989. Historical manufacturing processes at the Talley Facility included machining of parts, degreasing, heat-treating, plating, and casting. The Talley Facility previously disposed of its wastewater by evaporation in two onsite surface impoundments that reportedly leached wastewater to the underlying soil and groundwater.

In 1984, this Regional Board issued a Cleanup and Abatement Order No. 84-1 to Talley to investigate the nature and extent of both soil and groundwater contamination attributed to the waste management activities that had been ongoing at the facility since the late 1950's. In late 1988, the U.S. Environmental Protection Agency (USEPA), the California Department of Health Services, Toxic Substances Control Division (now California Department of Toxic Substances Control) entered into an Administrative Order on Consent with Talley (former owner) and Telair (current owner). As an interim measure, a groundwater treatment system was installed at the site in 1989 to initiate groundwater cleanup at the Facility. In 1989, Talley's operations were shut down and Telair operated the groundwater remediation operations. The site is currently redeveloped with commercial office buildings. The site is also undergoing groundwater remediation under the Resource Conservation and Recovery Act (RCRA) regulations.

### **A. Description of Wastewater Treatment or Controls**

Telair treats the site's contaminated groundwater and discharges up to 0.110 million gallons per day (MGD) of treated groundwater. The operations at the site are limited to groundwater extraction, treatment, and discharge. There are nine extraction wells to pump groundwater to capture the contamination plume. The pumped groundwater is treated with chemicals to facilitate the precipitation of metals out of the water, then passed through bag filters and subjected to microfiltration to remove remaining metal constituents. The treated groundwater then passes through an air stripper to remove volatile organic compounds (VOCs) prior to discharge. The Facility also has an

additional 1,100-gallon storage tank for the storage of excess untreated groundwater and rain.

The treatment system has four additional bag filters for processing solids that accumulate in the microfiltration modules. Solids removed by the Facility's bag filters are stored in drums and hauled off-site for proper disposal.

The previous permit authorized the discharge of up to 115,000 gallons per day (gpd) of treated groundwater. The ROWD indicates a maximum flow rate of 110,000 gpd. Additional information submitted by the Discharger on April 9, 2008, indicated that the reduction of the discharge rate was due to existing groundwater levels, and the current capacity of the treatment system and extraction wells. The current discharge rate ranges from 65,000 to 95,000 gpd.

**B. Discharge Points and Receiving Waters**

The treated groundwater is discharged through Discharge Point 001 (Latitude 34° 11' 30" North, Longitude 118° 56' 45" West) into a storm drain owned by Cal Trans adjacent to the Site. When this permit was originally adopted, the drain conveyed the treated groundwater to the Cal Trans Storm Channel to the South Branch of Arroyo Conejo. The South Branch of Arroyo Conejo is tributary to Conejo Creek, Calleguas Creek, and Mugu Lagoon, waters of the United States. These waterways are located in the Calleguas Creek Watershed Management Area. Following the filing of the Discharger's Report of Waste Discharge, the Regional Board received a complaint alleging that the drain had been blocked for some period of time, and alleging that the Discharger's discharge had been overflowing onto property adjacent to the drain. The Regional Board confirmed that the drain had been blocked, but has also learned that CalTrans intends to reopen the drain in the near future. Staff has since inspected the storm drain channel and verified that the vegetation in the channel has been cleared. The Regional Board has not determined whether or to what extent, if any, the Discharger's discharge has actually overflowed the drain. However, the fact that the drain had been blocked raises a question as to whether the drain is an appropriate vehicle and has the capacity to receive the Discharger's waste. Therefore, Prohibition III.A. has been amended to prohibit discharges, if they could cause or contribute to an overflow of the storm drain.

**C. Summary of Existing Requirements and Self-Monitoring Report (SMR) Data**

Effluent limitations contained in the existing Order for discharges from the facility through a storm drain (Monitoring Location EFF-001) to Discharge Point 001 and representative monitoring data from the term of the previous Order are as follows:

**Table F-2. Historic Effluent Limitations and Monitoring Data**

Parameter	Units	Effluent Limitation				Range of Reported Monitoring Data (July, 2003 – March, 2007)
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum	
Turbidity	NTU	50	75	---	---	0.06 – 0.4
Settleable Solids	ml/L	0.1	0.2	---	---	ND <sup>1</sup>

Parameter	Units	Effluent Limitation				Range of Reported Monitoring Data (July, 2003 – March, 2007)
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum	
Total Suspended Solids (TSS)	mg/L	50	75	---	---	ND <sup>1</sup>
	lbs/day	48	72	---	---	
Oil and Grease	mg/L	10	15	---	---	1.2
	lbs/day	9.6	14	---	---	
Biochemical Oxygen Demand (BOD <sub>5</sub> ) 5-day @ 20°C	Mg/L	20	30	---	---	1 – 6.5
	lbs/day	19.2	28	---	---	
Total Dissolved Solids (TDS)	mg/L	---	850	---	---	430 – 790
Sulfate	mg/L	---	250	---	---	70.1 – 224
Chloride	mg/L	---	150	---	---	50.2 – 134
Boron	mg/L	---	1.0	---	---	0.12 – 0.226
Nitrate + Nitrite (as N)	mg/L	---	10	---	---	7.7 – 10.1
Residual Chlorine <sup>2</sup>	mg/L	---	0.1	---	---	ND <sup>1</sup>
Sulfides	mg/L	---	1	---	---	ND <sup>1</sup>
Phenols <sup>3</sup>	mg/L	---	1	---	---	ND <sup>1</sup>
Phenolic Compounds (chlorinated) <sup>4</sup>	µg/L	---	1	---	---	ND <sup>1</sup>
Benzene	µg/L	---	1	---	---	ND <sup>1</sup>
Toluene	µg/L	---	10	---	---	ND <sup>1</sup>
Xylene	µg/L	---	10	---	---	ND <sup>1</sup>
Ethylbenzene	µg/L	---	10	---	---	ND <sup>1</sup>
Dichlorobromo-methane	µg/L	---	100	---	---	ND <sup>1</sup>
Carbon Tetrachloride	µg/L	---	0.5	---	---	ND <sup>1</sup>
1,1-Dichloroethane	µg/L	---	5	---	---	ND <sup>1</sup>
1,2-Dichloroethane	µg/L	---	0.5	---	---	ND <sup>1</sup>
1,1,1-Trichloroethane	µg/L	---	5	---	---	ND <sup>1</sup>
1,1-Dichloroethylene	µg/L	---	6	---	---	ND <sup>1</sup>
1,2-Trans-Dichloroethylene	µg/L	---	10	---	---	ND <sup>1</sup>
Trichloroethylene	µg/L	---	5	---	---	0.19 – 1.2
Tetrachloroethylene	µg/L	---	5	---	---	ND <sup>1</sup>
Vinyl Chloride	µg/L	---	0.5	---	---	ND <sup>1</sup>
Arsenic	µg/L	---	50	---	---	0.35 – 1.71
Cadmium	µg/L	0.22	0.445	---	---	0.007 – 0.13
Chromium VI	µg/L	8.12	16.29	---	---	0.05 – 4
Copper	µg/L	7.98	14	---	---	0.14 – 1.2
Lead	µg/L	---	50	---	---	0.3
Mercury	µg/L	0.051	0.102	---	---	0.0003 – 0.22
Selenium	µg/L	---	10	---	---	1 – 4.59
Silver	µg/L	---	50	---	---	0.020
Flow	gal/d	---	115,000	---	---	38,653 – 106,290



Parameter	Units	Effluent Limitation				Range of Reported Monitoring Data (July, 2003 – March, 2007)
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum	
pH	s.u.	---	---	6.5	8.5	6.9 – 8.8
Temperature	°F	---	---	---	100	54 – 84
COD	mg/L	---	---	---	---	2.6 – 17
Antimony	µg/L	---	---	---	---	0.24
Chromium III	µg/L	---	---	---	---	0.0187 – 1.8
Nickel	µg/L	---	---	---	---	0.59 – 24
Thallium	µg/L	---	---	---	---	0.019 – 1.7
Zinc	µg/L	---	---	---	---	3.4 – 8
Cyanide	µg/L	---	---	---	---	2
Benzoic Acid	µg/L	---	---	---	---	8.8
2,4,5 – Trichlorophenol	µg/L	---	---	---	---	2.2
1,4-Dioxane	µg/L	---	---	---	---	0.91 – 1.7
Total Phenolics	µg/L	---	---	---	---	0.03

- <sup>1</sup> Values were reported at levels below the method detection limit (MDL).
- <sup>2</sup> Chlorine is not used during the treatment of the groundwater at this facility.
- <sup>3</sup> Phenols are comprised of the following constituents from the CTR list of priority pollutants: phenol, 2,4-dimethylphenol, 2-methyl-4,6-dinitrophenol, 2,4-dinitrophenol, 2-nitrophenol, and 4-nitrophenol.
- <sup>4</sup> Chlorinated phenolic compounds are comprised of the following constituents from the CTR list of priority pollutants: 2-chlorophenol, 2,4-dichlorophenol, 3-methyl-4-chlorophenol, pentachlorophenol, and 2,4,6-trichlorophenol.

#### D. Compliance Summary

Data submitted to the Regional Board indicate that the Discharger has exceeded existing permit limitations as outlined in the table below:

**Table F-3. Summary of Compliance History**

Date	Monitoring Period	Violation Type	Pollutant	Reported Value	Permit Limitation	Units
2/6/2007	1 <sup>st</sup> Quarter, 2007	Daily Maximum	Nitrate + Nitrite (as N)	10.1	10	mg/L
3/6/2007	1 <sup>st</sup> Quarter, 2007	Daily Maximum	Mercury	0.22	0.102	µg/L
4/3/2007	2 <sup>nd</sup> Quarter, 2007	Instant. Maximum	pH	8.6	8.5	s.u.
4/5/2007	2 <sup>nd</sup> Quarter, 2007	Instant. Maximum	pH	8.8	8.5	s.u.

The violations are being evaluated for appropriate enforcement actions.

A Compliance Evaluation Inspection (CEI) was conducted on November 5, 2007. During the CEI, a review of the monitoring records indicated four effluent exceedances during the monitoring period January 2007, through June 2007. These exceedances are noted above.

Telair investigated the sources of the exceedances of the effluent limits for nitrate plus nitrite (as N), mercury, and pH. Telair identified that the source of nitrate and nitrite was

from a nearby horse pasture. The Discharger will continue to monitor for these constituents. For mercury, the results of the analyses of the re-sampled effluent on March 21 and 22, 2007, indicated non-detect (ND). A complete evaluation of the groundwater treatment equipment is in progress to determine the source of mercury. For pH, the exceedances are the results of the rising pH levels of the groundwater influent.

On several occasions, the Discharger reported monitoring results with detection limits above certain pollutant's effluent limitations. Data submitted to the Regional Board indicate that the Discharger failed to use detection limits below the effluent limitations prescribed in the previous Order as outlined in the table below:

**Table F-4. Minimum Detection Limit (MDL) Exceedances of Effluent Limitations**

Date	Monitoring Period	Violation Type	Pollutant	Reported Value	Permit Limitation	Units
5/2/2006	2 <sup>nd</sup> Quarter, 2006	MDL>Effluent Limitation	Sulfides	<1.4	1	mg/L
8/22/2006	3 <sup>rd</sup> Quarter, 2006	MDL>Effluent Limitation	Sulfides	< 5	1	mg/L
11/7/2006	4 <sup>th</sup> Quarter, 2006	MDL>Effluent Limitation	Sulfides	<1.4	1	mg/L

**E. Planned Changes**

Not applicable

**III. APPLICABLE PLANS, POLICIES, AND REGULATIONS**

The requirements contained in the proposed Order are based on the requirements and authorities described in this section.

**A. Legal Authorities**

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

**B. California Environmental Quality Act (CEQA)**

Under Water Code section 13389, this action to adopt an NPDES permit is exempt from the provisions of CEQA, Public Resources Code sections 21100 through 21177.

**C. State and Federal Regulations, Policies, and Plans**

**1. Water Quality Control Plans.** The Regional Water Quality Control Board (Regional Board) adopted a Water Quality Control Plan for the Los Angeles Region (hereinafter Basin Plan) on June 13, 1994, that designates beneficial uses, establishes water quality objectives, and contains implementation programs and policies to achieve those objectives for all waters addressed through the plan.

The Basin Plan at 2-4 states that the beneficial uses of any specifically identified water body generally apply to its tributary streams. The Basin Plan does not specifically identify beneficial uses for the unnamed intermittent stream into which the receiving storm drain discharges, but does identify present and potential uses for Arroyo Conejo to which this stream is tributary. These beneficial uses are wildlife habitat, preservation or rare, threatened, or endangered species, groundwater recharge, freshwater replenishment, contact and non-contact water recreation, and warm freshwater habitat. In addition, the Basin Plan implements State Water Resources Control Board (State Water Board) Resolution No. 88-63, which established State policy that all waters, with certain exceptions, should be considered suitable or potentially suitable for municipal or domestic supply. Thus, beneficial uses applicable to the unnamed intermittent stream are as follows:

**Table F-5. Basin Plan Beneficial Uses**

Discharge Point	Receiving Water Name	Beneficial Use(s)
001	Unnamed tributary of Arroyo Conejo	<p><u>Existing:</u>                      Wildlife habitat (WILD), and preservation or rare, threatened or endangered species (RARE).</p> <p><u>Intermittent:</u>                      Ground water recharge (GWR), freshwater replenishment (FRESH), contact (REC-1) and non-contact (REC-2) water recreation, and warm freshwater habitat (WARM).</p> <p><u>Potential:</u>                      Municipal and domestic water supply (MUN).</p>

Requirements of this Order implement the Basin Plan.

**2. Thermal Plan.** The State Water Board adopted a Water Quality Control Plan for Control of Temperature in the Coastal and Interstate Water and Enclosed Bays and Estuaries of California (Thermal Plan) on May 18, 1972, and amended this plan on September 18, 1975. This plan contains temperature objectives for surface waters. Requirements of this Order implement the Thermal Plan and a white paper developed by Regional Board staff entitled *Temperature and Dissolved Oxygen Impacts on Biota in Tidal Estuaries and Enclosed Bays in the Los Angeles Region*. The white paper evaluated the optimum temperatures for steelhead, topsmelt, ghost shrimp, brown rock crab, jackknife clam, and blue mussel. The new temperature effluent limit is reflective of the new information available that indicates that the 100°F temperature is not protective of aquatic organisms. A maximum effluent temperature limitation of 86°F is included in this Order.

- 3. National Toxics Rule (NTR) and California Toxics Rule (CTR).** USEPA adopted the NTR on December 22, 1992, and later amended it on May 4, 1995, and November 9, 1999. About forty criteria in the NTR applied in California. On May 18, 2000, USEPA adopted the CTR. The CTR promulgated new toxics criteria for California and, in addition, incorporated the previously adopted NTR criteria that were applicable in the state. The CTR was amended 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 promulgated for California by the USEPA through the NTR and to the priority pollutant objectives established by the Regional Board in the Basin Plan. The SIP became effective on May 18, 2000, with respect to the priority pollutant criteria promulgated by the USEPA 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. Alaska Rule.** On March 30, 2000, USEPA revised its regulation that specifies when new and revised state and tribal water quality standards (WQS) become effective for CWA purposes [40 C.F.R. § 131.21, 65 Fed. Reg. 24641 (April 27, 2000)]. Under the revised regulation (also known as the Alaska rule), new and revised standards submitted to USEPA after May 30, 2000, must be approved by USEPA before being used for CWA purposes. The final rule also provides that standards already in effect and submitted to USEPA by May 30, 2000, may be used for CWA purposes, whether or not approved by USEPA.
- 6. Antidegradation Policy.** 40 CFR §131.12 requires that the state water quality standards include an antidegradation policy consistent with the federal policy. The State Water Board established California's antidegradation policy in State Water Board Resolution No. 68-16. Resolution No. 68-16 incorporates 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 Regional Board's Basin Plan implements, and incorporates by reference, both the State and federal antidegradation policies. The permitted discharge must be consistent with the antidegradation provision of section 131.12 and State Water Board Resolution No. 68-16.

This permit includes effluent limitations for chlordane, 4,4-DDD, 4,4-DDE, 4,4-DDT, dieldrin, PCBs, and toxaphene based on the TMDL (Resolution No. R4-2005-010) for Calleguas Creek, its tributaries, and Mugu Lagoon. It also contains effluent limits for copper, nickel and mercury based on the TMDL (Resolution No. R4-2006-012), and effluent limits for chlorpyrifos, diazinon, and chronic toxicity trigger based on the TMDL (Resolution No. R4-2005-009) for the Calleguas Creek, its tributaries, and

Mugu Lagoon. The permit also includes Reopener Provisions which allows revision of effluent limitations as a result of future Basin Plan Amendments, such as an update of an objective or the adoption of a TMDL for the Calleguas Creek, its tributaries, and Mugu Lagoon.

The permit includes effluent limits for constituents with reasonable potential to ensure that the discharge does not adversely impact the beneficial uses of the receiving waterway, an unnamed intermittent stream which is tributary to the South Branch of Arroyo Conejo or degrade water quality. Also this permit requires receiving water monitoring for priority pollutants to complete a reasonable potential analysis (RPA) of all priority pollutants. Reopener Provisions which allows revision of effluent limitations for toxic pollutants based on the results of RPA are also included in this permit.

The inclusion of the effluent limits and prohibitions in the NPDES permit, the fact that this is not a new discharge and the discharge rate has been decreased in this permit, coupled with the fact that the wastewater is treated prior to discharge, support the conclusion that no degradation will arise as a result of reissuing this permit. The issuance of this permit, therefore, is consistent with the state's antidegradation policy.

- 7. Anti-Backsliding Requirements.** Sections 402(o)(2) and 303(d)(4) of the CWA and federal regulations at title 40, Code of Federal Regulations<sup>1</sup> section 122.44(l) prohibit backsliding in NPDES permits. These anti-backsliding provisions require that effluent limitations in a reissued permit must be as stringent as those in the previous permit, with some exceptions in which limitations may be relaxed. The limits for copper are not as stringent as the limits in the existing permit. The change of the limits is based on the TMDL (Resolution No. R4-2006-012) and is consistent with section 122.44(l)(2)(i)(B)(1). The issuance of this permit, therefore, is consistent with the state's anti-backsliding requirements.

#### **D. Impaired Water Bodies on CWA 303(d) List**

Section 303(d) of the CWA requires states to identify specific water bodies where water quality standards are not expected to be met after implementation of technology-based effluent limitations on point sources. For all 303(d)-listed water bodies and pollutants, the Regional Board plans to develop and adopt TMDLs that will specify WLAs for point sources and load allocations (LAs) for non-point sources, as appropriate.

Certain receiving waters in the Los Angeles and Ventura County watersheds do not fully support beneficial uses and therefore have been classified as impaired on the 2006 303(d) list and have been scheduled for TMDL development. The USEPA approved the State's 2006 303(d) list of impaired water bodies on June 28, 2007. The Facility discharges into an unnamed tributary to the Arroyo Conejo. The 2006 State Water Board's California 303(d) List classifies the Calleguas Creek Reach 13 (Arroyo Conejo South Fork) as impaired. The pollutants of concern include chemA (tissue)

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<sup>1</sup> All further statutory references are to title 40 of the Code of Federal Regulations unless otherwise indicated.

[refers to the sum of aldrin, dieldrin, chlordane, endrin, heptachlor, heptachlor epoxide, HCH (including lindane), endosulfan, and toxaphene], chloride, endosulfan (tissue), sulfates, and total dissolved solids.

The Regional Board adopted Resolution No. R4-2005-009 on July 7, 2005, that amended the Basin Plan to incorporate a TMDL for toxicity, chlorpyrifos, and diazinon in Calleguas Creek, its tributaries, and Mugu Lagoon. Resolution No R4-2005-009 was approved by the State Water Board and Office of Administrative Law on September 22, 2005, and December 22, 2005, respectively. The TMDL became effective on March 24, 2006, after being approved by USEPA on March 14, 2006. Resolution No. R4-2005-009 allocated a WLA of 1.0 TU<sub>c</sub> and established WLAs (interim and final) for chlorpyrifos and diazinon for minor point sources discharging to the Calleguas Creek Watershed. Consistent with the TMDL, the final WLA-based limit became operative on March 26, 2008. The interim limits specified in this TMDL lapsed prior to the date this permit was renewed. Therefore, only final WLA-based limits are incorporated into this permit

The Regional Board adopted Resolution No. R4-2005-010 on July 7, 2005, that amended the Basin Plan to incorporate a TMDL for organochlorine (OC) pesticides, polychlorinated biphenyls (PCBs) and siltation in Calleguas Creek, its tributaries, and Mugu Lagoon. Resolution No R4-2005-010 was approved by the State Water Board and Office of Administrative Law on September 22, 2005, and January 20, 2006, respectively. The TMDL became effective on March 24, 2006, after being approved by USEPA 10 days earlier. Resolution No. R4-2005-010 established WLAs (daily maximum and monthly average) for the water column for minor point sources for chlordane, 4,4-DDD, 4,4-DDE, 4,4-DDT, dieldrin, PCBs, and toxaphene. The final WLAs for these constituents were incorporated into this Order.

In addition, the Regional Board adopted Resolution No. R4-2006-012 on June 8, 2006, that amended the Basin Plan to incorporate a TMDL for metals and selenium in the Calleguas Creek, its tributaries, and Mugu Lagoon. Resolution No. R4-2006-012 was approved by the State Water Board and Office of Administrative Law on October 25, 2006, and February 6, 2007, respectively. The TMDL was approved by USEPA on March 26, 2007, and became effective on the same date. Resolution No. R4-2006-012 included the final WLAs for total recoverable copper and total recoverable nickel for both wet and dry weather for the Calleguas Creek Reach 13. There was no selenium waste load allocation developed for this Reach. The final WLA for mercury was set to 0.051 µg/L for other NPDES dischargers based on the CTR water column target for protection of human health from consumption of organism only. The final WLAs for total recoverable copper, total recoverable nickel, and mercury were incorporated into this Order.

The Regional Board adopted Resolution No. 02-017 on October 21, 2002, that amended the Basin Plan to incorporate a TMDL for nitrogen compounds (ammonia, nitrite, and nitrate) and related effects in Calleguas Creek, its tributaries, and Mugu Lagoon. Resolution No. 02-017 was approved by the State Water Board and Office of Administrative Law on March 19, 2003, and June 5, 2003, respectively. The TMDL

became effective on July 16, 2003, after being approved by USEPA on June 20, 2003. Resolution No. 02-017 established WLAs for nitrogen compounds (ammonia, nitrite, and nitrate) for discharges from Publicly Owned Treatment Works (POTWs), and runoff from agricultural activities to the Calleguas Creek Watershed. Resolution No. 02-017 did not establish WLAs for these constituents for minor NPDES discharges to the Calleguas Creek Watershed. Thus, the WLAs for these constituents are not included in this Order.

Further, the Regional Board adopted Resolution No. R4-2007-016, an amendment to the Basin Plan to incorporate the TMDL for boron, chloride, sulfate, and TDS (salts) in the Calleguas Creek Watershed, on October 4, 2007. The Amendment establishes final concentration-based WLAs for POTWs, other NPDES dischargers, and permitted stormwater discharges to the Calleguas Creek Watershed. When this permit (Order No. R4-2009-0031) was adopted, the Amendment had not been approved by the State Water Board, Office of Administrative Law, nor USEPA. Therefore, the effluent limitations set forth in this Order for boron, chloride, sulfates, and TDS are based on water quality objectives in the Basin Plan and the existing permit. The effluent limits for these constituents are consistent with Resolution No. R4-2007-016. This Order also includes a reopener to revise effluent limitations as a result of future Basin Plan Amendments, or adoption of a TMDL for the Calleguas Creek Watershed.

#### **E. Other Plans, Policies and Regulations**

Not applicable

### **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 that are discharged into the 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 in the Code of Federal Regulations: section 122.44(a) requires that permits include applicable technology-based limitations and standards; and 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 the receiving water.

The previous Order established effluent limitations for a number of pollutants believed to be present in the discharge of the site's treated groundwater. Two previously existing surface impoundments at the site held wastewater from the manufacturing of aircraft components, processes that included machining, degreasing, heat treating, plating, and casting. These surface impoundments reportedly leaked wastewater that may have contained certain VOCs (including phenolic compounds) and metals to the underlying soil and groundwater. Due to the nature of current groundwater remediation activities, these parameters are still considered pollutants of concern in this permit.

The previous Order established effluent limitations for Discharge Point 001 for turbidity, settleable solids, total suspended solids (TSS), oil and grease, biochemical oxygen demand (BOD), pH, temperature, and sulfides because they are parameters typically used to

characterize discharges of treated groundwater. Sulfate, chloride, total dissolved solids (TDS), boron, and nitrogen (as nitrate + nitrite) are commonly present in groundwater, therefore, these constituents are still considered pollutants of concern. Further, the Basin Plan contains water quality objectives for certain parameters (e.g., temperature, pH, minerals); as such, they are considered pollutants of concern.

Waste load allocations (WLAs) have been established for chronic toxicity, chlorpyrifos and diazinon in TMDL (Resolution No. R4-2005-009) for minor dischargers in the Calleguas Creek, its tributaries, and Mugu Lagoon. WLAs for chlordane, 4,4-DDD, 4,4-DDE, 4,4-DDT, dieldrin, PCBs, and toxaphene were established via a TMDL (Resolution No. R4-2005-010). Also, WLAs were established for copper, mercury, and nickel for other NPDES dischargers in the TMDL (Resolution No. R4-2006-012) for Calleguas Creek, its tributaries, and Mugu Lagoon. Due to the establishment of these TMDLs, these constituents are considered pollutants of concern and the final WLAs for these constituents have been included into this Order.

Resolution No. 02-017 established WLAs for nitrogen compounds (ammonia, nitrite, and nitrate) for discharges from Publicly Owned Treatment Works (POTWs), and runoff from agricultural activities to the Calleguas Creek Watershed. However, Resolution No. 02-017 did not establish WLAs for these constituents for minor NPDES discharges to the Calleguas Creek Watershed. Thus, the WLAs for these constituents are not included in this Order.

A TMDL (Resolution No. R4-2007-016), an amendment to the Basin Plan to incorporate the WLAs for boron, chloride, sulfate, and TDS (salts) in the Calleguas Creek Watershed was adopted on October 4, 2007, by this Regional Board. However, when this Permit (Order No. R4-2009-0031) was adopted, the amendment had not been approved by the State Water Board, Office of Administrative Law, nor USEPA. Therefore, the effluent limitations set forth in this Order for boron, chloride, sulfates, and TDS are based on water quality objectives in the Basin Plan and the existing permit. The effluent limits for these constituents are consistent with Resolution No. R4-2007-016. This Order also includes a reopener to revise effluent limitations as a result of future Basin Plan Amendments, or adoption of a TMDL for the Calleguas Creek Watershed.

Generally, mass-based effluent limitations ensure that proper treatment, and not dilution, is employed to comply with the final effluent concentration limitations. 40 CFR section 122.45(f)(1) requires that all permit limitations, standards or prohibitions be expressed in terms of mass units except under the following conditions: (1) for pH, temperature, radiation or other pollutants that cannot appropriately be expressed by mass limitations; (2) when applicable standards or limitations are expressed in terms of other units of measure; or (3) if in establishing technology-based permit limitation on a case-by-case basis limitation based on mass are infeasible because the mass or pollutant cannot be related to a measure of production. The limitations, however, must ensure that dilution will not be used as a substitute for treatment.



## **A. Discharge Prohibitions**

The discharge prohibitions are based on the requirements of the Basin Plan, State Water Board's plans and policies, the Water Code, and previous permit provisions, and are consistent with the requirements set for other discharges regulated by NPDES permit to the unnamed tributary to the Arroyo Conejo.

## **B. Technology-Based Effluent Limitations**

### **1. Scope and Authority**

Section 301(b) of the CWA and implementing USEPA permit regulations at section 122.44, title 40 of the Code of Federal Regulations, require that permits include conditions meeting applicable technology-based requirements at a minimum, and any more stringent effluent limitations necessary to meet applicable water quality standards. The discharge authorized by this Order must meet minimum federal technology-based requirements based on Best Professional Judgment (BPJ) in accordance with 40 CFR section 125.3.

The CWA requires that technology-based effluent limitations be established based on several levels of controls:

- a.** Best practicable treatment control technology (BPT) represents the average of the best performance by plants within an industrial category or subcategory. BPT standards apply to toxic, conventional, and non-conventional pollutants.
- b.** Best available technology economically achievable (BAT) represents the best existing performance of treatment technologies that are economically achievable within an industrial point source category. BAT standards apply to toxic and non-conventional pollutants.
- c.** Best conventional pollutant control technology (BCT) represents the control from existing industrial point sources of conventional pollutants including BOD, TSS, fecal coliform, pH, and oil and grease. The BCT standard is established after considering the "cost reasonableness" of the relationship between the cost of attaining a reduction in effluent discharge and the benefits that would result, and also the cost effectiveness of additional industrial treatment beyond BPT.
- d.** New source performance standards (NSPS) represent the best available demonstrated control technology standards. The intent of NSPS guidelines is to set limitations that represent state-of-the-art treatment technology for new sources.

The CWA requires USEPA to develop effluent limitations, guidelines and standards (ELGs) representing application of BPT, BAT, BCT, and NSPS. Section 402(a)(1) of the CWA and section 125.3 of the Code of Federal Regulations authorize the use of best professional judgment (BPJ) to derive technology-based effluent limitations on a case-by-case basis where ELGs are not available for certain industrial categories

and/or pollutants of concern. Where BPJ is used, the permit writer must consider specific factors outlined in section 125.3.

## 2. Applicable Technology-Based Effluent Limitations

There are currently no national effluent limitation guidelines (ELGs) for groundwater treatment systems. This Order includes technology-based effluent limitations based on BPJ in accordance with 40 CFR §125.3. Effluent limitations for turbidity, settleable solids, total suspended solids (TSS), oil and grease, BOD<sub>5</sub>, sulfides, and phenols are based on BPJ and they are equal to the limits that were included in the previous Order (Order No. R4-2003-0095).

The previous Order required the Discharger to develop and implement a Storm Water Pollution Prevention Plan (SWPPP). This Order will require the Discharger to update and continue to implement a SWPPP. The SWPPP will outline site-specific management processes for minimizing storm water runoff contamination and for preventing contaminated storm water runoff from being discharged directly into the storm drain.

Due to the lack of national ELGs for storm water runoff at groundwater treatment facilities and the absence of data to apply BPJ to develop numeric effluent limitations, and pursuant to section 122.44(k), the Regional Board will require the Discharger to develop and implement Best Management Practices (BMPs), which shall be included in the SWPPP. The purpose of the BMPs will be to establish site-specific procedures that will ensure proper operation and maintenance of equipment and storage areas, to ensure that unauthorized non-storm water discharges do not occur at the Telair Site, Newbury Park facility.

This Order will require the Discharger to update and continue to implement their Spill Prevention Control and Countermeasures (SPCC) Plan.

The combination of the SWPPP, BMPs, SPCC plan, and existing Order limitations based on past performance and reflecting BPJ will serve as the equivalent of technology-based effluent limitations, in the absence of established ELGs, in order to carry out the purposes and intent of the CWA.

**Table F-6. Summary of Technology-based Effluent Limitations**

Parameter	Units	Effluent Limitations				
		Average Monthly	Average Weekly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
Turbidity	NTU	50	---	75	---	---
Settleable Solids	ml/L	0.1	---	0.2	---	---
TSS	mg/L	50	---	75	---	---
	lbs/day <sup>1</sup>	46	---	69	---	---
Oil and Grease	mg/L	10	---	15	---	---
	lbs/day <sup>1</sup>	9	---	14	---	---

Parameter	Units	Effluent Limitations				
		Average Monthly	Average Weekly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
BOD <sub>5</sub>	mg/L	20	---	30	---	---
	lbs/day <sup>1</sup>	18	---	28	---	---
Sulfides	mg/L	---	---	1	---	---
	lbs/day <sup>1</sup>	---	---	0.92	---	---
Phenols <sup>2</sup>	mg/L	---	---	1	---	---
	lbs/day <sup>1</sup>	---	---	0.92	---	---

<sup>1</sup> The mass-based effluent limitations are based on a maximum discharge flow rate of 0.110 MGD.

<sup>2</sup> Phenols are comprised of the following constituents from the CTR list of priority pollutants: phenol, 2,4-dimethylphenol, 2-methyl-4,6-dinitrophenol, 2,4-dinitrophenol, 2-nitrophenol, and 4-nitrophenol.

### C. Water Quality-Based Effluent Limitations (WQBELs)

#### 1. Scope and Authority

Section 301(b) of the CWA and 40 CFR part 122.44(d) require that permits include limitations more stringent than applicable federal technology-based requirements where necessary to achieve applicable water quality standards.

40 CFR §122.44(d)(1)(i) mandates that permits include effluent limitations for all pollutants that are or may be discharged at levels that have the 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 for the pollutant, water quality-based effluent limitations (WQBELs) must be established using: (1) USEPA 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 the state’s narrative criterion, supplemented with other relevant information, as provided in section 122.44(d)(1)(vi).

The process for determining reasonable potential and calculating WQBELs when necessary is intended to protect the designated uses of the receiving water as specified in the Basin Plan, and achieve applicable water quality objectives and criteria that are contained in other state plans and policies, or any applicable water quality criteria contained in the CTR and NTR.

The specific procedures for determining reasonable potential for discharges from the Telair Site, Newbury Park facility, and if necessary for calculating WQBELs, are contained in the SIP.

## 2. Applicable Beneficial Uses and Water Quality Criteria and Objectives

As noted in Section II of the Limitations and Discharge Requirements, the Regional Board adopted a Basin Plan that designates beneficial uses, establishes water quality objectives, and contains implementation programs and policies to achieve those objectives for all waters addressed through the Basin Plan. The beneficial uses applicable to the unnamed tributary to the Arroyo Conejo, are summarized in Section III.C.1 of this Fact Sheet. The Basin Plan includes both narrative and numeric water quality objectives applicable to the receiving water.

Priority pollutant water quality criteria in the CTR are applicable to the unnamed tributary to the Arroyo Conejo. The CTR contains both saltwater and freshwater criteria. Because a distinct separation generally does not exist between freshwater and saltwater aquatic communities, the following apply, in accordance with section 131.38(c)(3), freshwater criteria apply at salinities of 1 part per thousand (ppt) and below at locations where this occurs 95 percent or more of the time. The CTR criteria for freshwater or human health for consumption of organisms, whichever is more stringent, are used to prescribe the effluent limitations in this Order to protect the beneficial uses of the unnamed tributary to the Arroyo Conejo, a water of the United States in the vicinity of the discharge.

Some water quality criteria are hardness dependent. The immediate receiving water is the unnamed tributary to the Arroyo Conejo, which is an intermittent water body, often dry. Therefore, the Discharger was unable to provide hardness data for the unnamed tributary to the Arroyo Conejo, as part of their required CTR monitoring. A hardness value of 100 mg/L was used for evaluation of reasonable potential.

Table F-7 summarizes the applicable water quality criteria/objective for priority pollutants reported in detectable concentrations in the effluent. These criteria were used in conducting the RPA for this Order.

**Table F-7. Applicable Water Quality Criteria**

CTR No.	Constituent	Selected Criteria µg/L	CTR/NTR Water Quality Criteria					
			Freshwater		Saltwater		Human Health for Consumption of:	
			Acute µg/L	Chronic µg/L	Acute µg/L	Chronic µg/L	Water & Organisms µg/L	Organisms only µg/L
1	Antimony	4300	---	---	N/A			4,300
2	Arsenic	150.00	340.00	150.00	N/A			---
4	Cadmium	2.46	4.52	2.46	N/A			Narrative
5a	Chromium(III)	206.98	1736.51	206.98	N/A			Narrative
5b	Chromium (VI)	11.43	16.29	11.43	N/A			Narrative
6	Copper	9.33	14.00	9.33	N/A			---
7	Lead	3.18	81.65	3.18	N/A			Narrative
8	Mercury	0.051	Reserved	Reserved	N/A			0.051
9	Nickel	52.16	469.17	52.16	N/A			4,600

CTR No.	Constituent	Selected Criteria µg/L	CTR/NTR Water Quality Criteria					
			Freshwater		Saltwater		Human Health for Consumption of:	
			Acute	Chronic	Acute	Chronic	Water & Organisms	Organisms only
			µg/L	µg/L	µg/L	µg/L	µg/L	µg/L
10	Selenium	5	20	5				Narrative
11	Silver	4.06	4.06	---				---
12	Thallium	6.3	---	---				6.3
13	Zinc	119.82	119.82	119.82				---
14	Cyanide	5.20	22.00	5.20				220,000
43	Trichloroethylene	81	---	---				81

"N/A" indicates the receiving water body is not characterized as saltwater, nor are the water quality criteria for the protection of human health for the consumption of water and organisms applicable.

The Regional Board adopted Resolution No. R4-2005-009 on July 7, 2005, that amended the Basin Plan to incorporate a TMDL for toxicity, chlorpyrifos, and diazinon in Calleguas Creek, its tributaries, and Mugu Lagoon. Resolution No. R4-2005-009 allocated a WLA of 1.0 TU<sub>c</sub> and established WLAs (interim and final) for chlorpyrifos and diazinon for minor point sources discharging to the Calleguas Creek Watershed. The TMDL became effective on March 26, 2006. Consistent with the TMDL, the final WLA-based limit became operative on March 26, 2008. The interim limits specified in this TMDL lapsed prior to the date this permit was renewed. Therefore, only final WLA-based limits are incorporated into this permit.

On July 7, 2005, the Regional Board adopted Resolution No. R4-2005-010 (became effective on March 24, 2006, after EPA's approval) an amendment to the Basin Plan, which establishes TMDLs for the Calleguas Creek, its tributaries, and Mugu Lagoon for organochlorine pesticides and PCBs. The amendment establishes concentration-based WLAs for minor point sources. The implementation portion of the TMDL states that WLAs shall be applied to minor point source dischargers on the effective date of the TMDL.

On June 8, 2006, the Regional Board adopted Resolution No. R4-2006-012 (became effective on March 26, 2007, upon EPA's approval), an amendment to the Basin Plan which establishes TMDLs for metals and selenium in the Calleguas Creek, its tributaries, and Mugu Lagoon. Resolution No. R4-2006-012 included the final WLAs for total recoverable copper and total recoverable nickel for both wet and dry weather for the Calleguas Creek Reach 13. There was no selenium waste load allocation developed for this Reach. The final WLA for mercury was set to 0.051 µg/L for other NPDES dischargers based on the CTR water column target for protection of human health from consumption of organism only. The implementation portion of the TMDL states that WLAs shall be applied to other NPDES dischargers on the effective date of the TMDL.

### 3. Determining the Need for WQBELs

In accordance with section 1.3 of the SIP, the Regional Board conducts a reasonable potential analysis (RPA) for each priority pollutant with an applicable criterion or objective to determine if a WQBEL is required in the permit. The Regional Board analyzes effluent and receiving water data and identifies the maximum observed effluent concentration (MEC) and maximum background concentration (B) in the receiving water for each constituent. To determine reasonable potential, the MEC and the B are then compared with the applicable water quality objectives (C) outlined in the CTR, NTR, as well as the Basin Plan. For all pollutants that have a reasonable potential to cause or contribute to an excursion above a state water quality standard, numeric WQBELs are required. The RPA considers water quality criteria from the CTR and NTR, and when applicable, water quality objectives specified in the Basin Plan. To conduct the RPA, the Regional Board identifies the MEC and maximum background concentration in the receiving water for each constituent, based on data provided by the Discharger.

Section 1.3 of the SIP provides the procedures for determining reasonable potential to exceed applicable water quality criteria and objectives. The SIP specifies three triggers to complete a RPA:

- 1) Trigger 1 – If the  $MEC \geq C$ , a limit is needed.
- 2) Trigger 2 – If the background concentration (B) > C and the pollutant is detected in the effluent, a limit is needed.
- 3) Trigger 3 – If other related information such as CWA 303(d) listing for a pollutant, discharge type, compliance history, etc. indicates that a WQBEL is required.

Sufficient effluent and receiving water data are needed to conduct a complete RPA. If data are not sufficient, the Discharger will be required to gather the appropriate data for the Regional Board to conduct the RPA. Upon review of the data, and if the Regional Board determines that WQBELs are needed to protect the beneficial uses, the permit will be reopened for appropriate modification.

The RPA was performed for the priority pollutants regulated in the CTR for which data are available. Discharge data for Discharge Point 001 are available from July 2003 through March 2007 with a total of 47 sampling events. No receiving water data are available. Based on the RPA, the only pollutant that demonstrates reasonable potential is mercury for discharge through Discharge Point 001. All samples collected for benzene, carbon tetrachloride, dichlorobromomethane, 1,1-dichloroethane, 1,2-dichloroethane, 1,1-dichloroethylene, ethylbenzene, tetrachloroethylene, toluene, 1,2-trans-dichloroethylene, 1,1,1-trichloroethane, xylene, vinyl chloride, and residual chlorine were reported as non-detect. Based on historical operations and waste management practices at the Facility, and the nature of current groundwater remediation activities, certain volatile organic compounds

(VOCs) including the pollutants mentioned above and metals are still considered pollutants of concern. Based on section 1.3, Trigger 3, of the SIP, there is reasonable potential for these pollutants. Thus, effluent limitations are established for these pollutants. Based on the available data collected, arsenic, cadmium, lead, selenium, and silver were detected on certain occasions, and these pollutants are also considered pollutants of concerns. Thus, effluent limits for these pollutants are included in this permit.

Refer to Table F-8 below and Attachment J for a summary of the RPA and associated effluent limitation calculations.

**Table F-8. Summary Reasonable Potential Analysis**

CTR No.	Constituent	Applicable Water Quality Criteria (C)	Max Effluent Conc. (MEC)	Maximum Detected Receiving Water Conc. (B)	RPA Result - Need Limit?	Reason
		µg/L	µg/L	µg/L		
1	Antimony	4300	0.24	---	No	MEC<C
2	Arsenic	150.00	---	---	yes <sup>1</sup>	BPJ
4	Cadmium	2.46	---	---	yes <sup>1</sup>	BPJ
5a	Chromium(III)	206.98	1	---	No	MEC<C
5b	Chromium (VI)	11.43	4	---	yes <sup>2</sup>	BPJ
6	Copper	9.33	1.2	---	yes <sup>3</sup>	BPJ
7	Lead	3.18	0.3	---	yes <sup>1</sup>	BPJ
8	Mercury	0.051	0.22	---	yes <sup>3</sup>	TMDL
9	Nickel	52.16	24	---	yes <sup>3</sup>	TMDL
10	Selenium	5	4.59	---	yes <sup>1</sup>	BPJ
11	Silver	4.06	0.02	---	yes <sup>1</sup>	BPJ
12	Thallium	6.3	1.7	---	No	MEC<C
13	Zinc	119.82	8	---	No	MEC<C
14	Cyanide	5.20	2	---	No	MEC<C
19	Benzene	71	<0.16	---	yes <sup>1</sup>	BPJ
21	Carbon Tetrachloride	4.4	<0.1	---	yes <sup>1</sup>	BPJ
27	Dichlorobromomethane	46	<0.22	---	yes <sup>1</sup>	BPJ
28	1,1-Dichloroethane	No C	<0.24	---	yes <sup>1</sup>	BPJ
29	1,2-Dichloroethane	99	<0.1	---	yes <sup>1</sup>	BPJ
30	1,1-Dichloroethylene	3.2	<0.28	---	yes <sup>1</sup>	BPJ
33	Ethylbenzene	29,000	<0.2	---	yes <sup>1</sup>	BPJ
38	Tetrachloroethylene	8.85	<0.23	---	yes <sup>1</sup>	BPJ
39	Toluene	200,000	<0.14	---	yes <sup>1</sup>	BPJ
40	1,2-Trans-Dichloroethylene	140,000	<0.21	---	yes <sup>1</sup>	BPJ
41	1,1,1-Trichloroethane	No C	<0.31	---	yes <sup>1</sup>	BPJ
43	Trichloroethylene	81	1.20	---	yes <sup>2</sup>	BPJ
44	Vinyl Chloride	525	<0.2	---	yes <sup>1</sup>	BPJ

- <sup>1</sup> Because of the Discharger's nature of operation, the VOCs, and metals are considered pollutants of concerns. Based on Trigger 3 above, there is reasonable potential. Therefore, effluent limits for these pollutants are included in the permit.
- <sup>2</sup> Because of the Discharger's nature of operation, trichloroethylene, and chromium VI are subject to WQBELs. These constituents were also detected in the effluent. Thus, effluent limits for these pollutants were included in the permit.
- <sup>3</sup> Based on TMDL (Resolution No. R4-2006-012).

BPJ = Best Professional Judgement is the method used by permit writers to develop technology-based NPDES permit conditions on a case-by-case basis using all reasonably available and relevant data. BPJ limitations are established in cases in which effluent limitation guidelines are not available for a particular pollutant of concern. Authorization for using BPJ limitations is found under section 401(a)(1) of the Clean Water Act and under 40 CFR part 125.3.

Pursuant to the TMDL for the Calleguas Creek, its tributaries, and Mugu Lagoon as described in Regional Board Resolution No. R4-2005-010, an amendment to the Basin Plan, which establishes TMDLs for organochlorine pesticides, and PCBs, WQBELs for chlordane, 4,4-DDD, 4,4-DDE, 4,4-DDT, dieldrin, PCBs, and toxaphene are established in this permit.

Further, pursuant to the TMDL for the Calleguas Creek, its tributaries, and Mugu Lagoon as described in Regional Board Resolution No. R4-2006-012, an amendment to the Basin Plan, which establishes TMDLs for copper, nickel, and mercury, WQBELs for these parameters are established in this permit.

#### **4. WQBEL Calculations**

- a.** If a reasonable potential exists to exceed applicable water quality criteria or objectives, then a WQBEL must be established in accordance with one or more of the three procedures contained in section 1.4 of the SIP. These procedures include:
  - i.** If applicable and available, use of the wasteload allocation (WLA) established as part of a total maximum daily load (TMDL).
  - ii.** Use of a steady-state model to derive maximum daily effluent limitations (MDELs) and average monthly effluent limitations (AMELs).
  - iii.** Where sufficient effluent and receiving water data exist, use of a dynamic model, which has been approved by the Regional Board.
- b.** WQBELs at Discharge Point No. 001 for toxicity, chlorpyrifos, diazinon, chlordane, 4,4-DDD, 4,4-DDE, 4,4-DDT, dieldrin, PCBs, toxaphene, copper, mercury, and nickel are based on TMDLs developed for the Calleguas Creek and its tributaries.
- c.** Since many of the streams in the Region have minimal upstream flows, mixing zones and dilution credits are usually not appropriate. Therefore, in this Order, no dilution credit is being allowed. However, in accordance with the reopener provision in section VI.C.1.e in the Order and may be reopened upon the submission by the Discharger of adequate information to establish appropriate dilution credits or a mixing zone, as determined by the Regional Board.



**d. WQBELs Calculation Example**

Using mercury as an example, the following demonstrates how WQBELs were established for this Order. The Table in Attachment J summarizes the development and calculation of all WQBELs for this Order using the process described below.

Concentration-Based Effluent Limitations

A set of AMEL and MDEL values are calculated separately, one set for the protection of aquatic life and the other for the protection of human health. The AMEL and MDEL limitations for aquatic life and human health are compared, and the most restrictive AMEL and the most restrictive MDEL are selected as the WQBEL.

*Calculation of aquatic life AMEL and MDEL – Not applicable*

The only pollutant found to have reasonable potential based on the previous permit term’s monitoring results and following the procedure based on the steady-state model, available in Section 1.4 of the SIP, was mercury. Mercury does not have acute and chronic toxicity criteria for freshwater organisms. For this reason, calculation of an aquatic life AMEL and MDEL is not applicable.

*Calculation of human health AMEL and MDEL:*

**Step 1:** For the ECA based on human health, set the AMEL equal to the  $ECA_{\text{human health}}$

$$AMEL_{\text{human health}} = ECA_{\text{human health}}$$

For mercury:

$$AMEL_{\text{human health}} = 0.051 \mu\text{g/L}$$

**Step 2:** Calculate the MDEL for human health by multiplying the AMEL by the ratio of the  $\text{Multiplier}_{\text{MDEL}}$  to the  $\text{Multiplier}_{\text{AMEL}}$ . Table 2 of the SIP provides pre-calculated ratios to be used in this calculation based on the CV and the number of samples.

$$MDEL_{\text{human health}} = AMEL_{\text{human health}} \times (\text{Multiplier}_{\text{MDEL}} / \text{Multiplier}_{\text{AMEL}})$$

For mercury, the following data were used to develop the  $MDEL_{\text{human health}}$ :

No. of Samples Per Month	CV	$\text{Multiplier}_{\text{MDEL } 99}$	$\text{Multiplier}_{\text{AMEL } 95}$	Ratio
4	1.56598	8.55	2.78	3.0755

$$\text{MDEL}_{\text{human health}} = 0.051 \mu\text{g/L} \times 3.0755 = 0.1568 \mu\text{g/L}$$

**Step 3:** Select the lower of the AMEL and MDEL based on aquatic life and human health as the water-quality based effluent limit for the Order.

For mercury:

AMEL <sub>aquatic life</sub>	MDEL <sub>aquatic life</sub>	AMEL <sub>human health</sub>	MDEL <sub>human health</sub>
Not Applicable	Not Applicable	0.051 μg/L	0.1568 μg/L

The lowest (most restrictive) effluent limits are based on aquatic toxicity and were incorporated into this Order. For mercury, there are no aquatic life criteria; therefore, the AMEL and MDEL based on the human health criteria would be established as the WQBELs. However, WLA for mercury was set equal to 0.051 μg/L, as part of a TMDL for the Calleguas Creek, its tributaries, and Mugu Lagoon. Therefore, the WQBEL for mercury was based on the TMDL.

For parameters with applicable TMDLs expressed as concentration-based WLAs, the WLA was used as the ECA for the calculations of the WQBELs, as detailed in Section 5.4 of the USEPA TSD. TMDLs are applicable for chlordane, 4,4-DDD, 4,4-DDE, 4,4-DDT, dieldrin, PCBs, toxaphene, copper, and nickel; therefore, the AMEL and MDEL were based on WLAs established to achieve the criteria specified (either aquatic life or human health) in the individual TMDLs.

**5. WQBELS based on Basin Plan Objectives**

The Basin Plan states that the pH of inland surface waters shall not be depressed below 6.5 or raised above 8.5 as a result of waste discharge. Based on the requirements of the Basin Plan, an instantaneous minimum limitation of 6.5 and an instantaneous maximum limitation of 8.5 for pH are included this Order. The Basin Plan lists temperature requirements for the receiving waters and references the Thermal Plan. Based on the requirements of the Thermal Plan and a white paper developed by Regional Board staff entitled *Temperature and Dissolved Oxygen Impacts on Biota in Tidal Estuaries and Enclosed Bays in the Los Angeles Region*, a maximum effluent temperature limitation of 86 °F is included in this Order. The white paper evaluated the optimum temperatures for steelhead, topsmelt, ghost shrimp, brown rock crab, jackknife clam, and blue mussel. The new temperature effluent limit is reflective of new information available that indicates that the 100°F temperature is not protective of aquatic organisms.

Effluent limitations for total dissolved solids, sulfate, chloride, boron, and nitrogen (nitrate plus nitrite) are based on water quality objectives for inland surface waters prescribed by the Basin Plan and BPJ.

## 6. Whole Effluent Toxicity (WET)

Whole effluent toxicity (WET) protects the receiving water quality from the aggregate toxic effect of a mixture of pollutants in the effluent. WET tests measure the degree of response of exposed aquatic test organisms to an effluent. The WET approach allows for protection of the narrative “no toxics in toxic amounts” criterion while implementing numeric criteria for toxicity. There are two types of WET tests: acute and chronic. An acute toxicity test is conducted over a short time period and measures mortality. A chronic toxicity test is conducted over a longer period of time and may measure mortality, reproduction, and growth.

The Basin Plan specifies a narrative objective for toxicity, requiring that all waters be maintained free of toxic substances in concentrations that are lethal to or produce other detrimental responses by aquatic organisms. Detrimental response includes but is not limited to decreased growth rate, decreased reproductive success of resident or indicator species, and/or significant alterations in population, community ecology, or receiving water biota. The existing Order contains acute toxicity limitations and monitoring requirements in accordance with the Basin Plan, in which the acute toxicity objective for discharges dictates that the average survival in undiluted effluent for any three consecutive 96-hour static or continuous flow bioassay tests shall be at least 90%, with no single test having less than 70% survival. Annual acute toxicity data for the years 2003, 2004, and 2006 (with years 2005 and 2007 data were unavailable) submitted by the Discharger showed 100 percent survival rates. Consistent with Basin Plan requirements, this Order carries over the acute toxicity limitations and monitoring requirements from the previous Order.

In addition to the Basin Plan requirements, Section 4 of the SIP states that a chronic toxicity effluent limitation is required in permits for all discharges that will cause, have the reasonable potential to cause, or contribute to chronic toxicity in receiving waters.

The discharges at the Telair Site, Newbury Park facility occur continuously and, due to the types of pollutants present in the groundwater treated at the site, could contribute to long-term toxic effects. Therefore, the Discharger is required to conduct chronic toxicity testing. The existing Order contains chronic toxicity limitations and monitoring requirements in accordance with Section 4 of the SIP. In addition, the existing Order includes a chronic testing trigger hereby defined as an exceedance of 1.0 toxic units chronic ( $TU_c$ ) in a critical life stage test for 100% effluent. (The monthly median for chronic toxicity of 100% effluent shall not exceed 1.0  $TU_c$  in a critical life stage test.) If the chronic toxicity of the effluent exceeds 1.0  $TU_c$ , the Discharger will be required to immediately implement accelerated chronic toxicity testing according to Monitoring and Reporting Program, Item IV.D.1. If the results of two of the six accelerated tests exceed 1.0  $TU_c$ , the Discharger shall initiate a toxicity identification evaluation (TIE). Annual chronic toxicity data for the years 2004, 2006, and 2007 (with years 2003 and 2005 data were unavailable) submitted by the Discharger did not show a toxicity value greater than 1.0  $TU_c$ . Consistent with Section 4 of the SIP, this Order carries over the chronic toxicity limitations and monitoring requirements from the previous Order.

## 7. Final WQBELs

**Table F-9. Summary of Water Quality-based Effluent Limitations**

Parameter	Units	Effluent Limitations			
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
pH	s.u.	---	---	6.5	8.5
Mercury	µg/L	--	0.051	---	---
	lbs/day <sup>1</sup>	--	0.000047	---	---
Phenolic Compounds (Chlorinated) <sup>2</sup>	µg/L	---	1	---	---
Arsenic, Total Recoverable	µg/L <sup>4</sup>	---	50	---	---
	lbs/day <sup>1</sup>	---	0.046	---	---
Cadmium, Total Recoverable	µg/L <sup>4</sup>	0.22	0.445	---	---
	lbs/day <sup>1</sup>	0.0002	0.00041	---	---
Chromium VI, Total Recoverable	µg/L <sup>4</sup>	8.12	16.29	---	---
	lbs/day <sup>1</sup>	0.0074	0.015	---	---
Lead, Total Recoverable	µg/L <sup>4</sup>	---	50	---	---
	lbs/day <sup>1</sup>	---	0.046	---	---
Selenium, Total Recoverable	µg/L <sup>4</sup>	---	10	---	---
	lbs/day <sup>1</sup>	---	0.0092	---	---
Silver, Total Recoverable	µg/L <sup>4</sup>	---	50	---	---
	lbs/day <sup>1</sup>	---	0.046	---	---
Trichloroethylene	µg/L <sup>4</sup>	---	5	---	---
	lbs/day <sup>1</sup>	--	0.005	---	---
Benzene	µg/L <sup>4</sup>	---	1	---	---
	lbs/day <sup>1</sup>	---	0.00092	---	---
Toluene	µg/L <sup>4</sup>	---	10	---	---
	lbs/day <sup>1</sup>	---	0.0092	---	---
Xylene	µg/L <sup>4</sup>	---	10	---	---
	lbs/day <sup>1</sup>	---	0.0092	---	---
Ethylbenzene	µg/L <sup>4</sup>	---	10	---	---
	lbs/day <sup>1</sup>	---	0.0092	---	---
Dichlorobromomethane	µg/L <sup>4</sup>	---	100	---	---
	lbs/day <sup>1</sup>	---	0.092	---	---
Carbon Tetrachloride	µg/L <sup>4</sup>	---	0.5	---	---
	lbs/day <sup>1</sup>	---	0.00046	---	---
1,1-Dichloroethane	µg/L <sup>4</sup>	---	5	---	---
	lbs/day <sup>1</sup>	---	0.0046	---	---
1,2-Dichloroethane	µg/L <sup>4</sup>	---	0.5	---	---
	lbs/day <sup>1</sup>	---	0.00046	---	---
1,1,1-Trichloroethane	µg/L <sup>4</sup>	---	5	---	---
	lbs/day <sup>1</sup>	---	0.0046	---	---
1,1-Dichloroethylene	µg/L <sup>4</sup>	---	6	---	---
	lbs/day <sup>1</sup>	---	0.0055	---	---

Parameter	Units	Effluent Limitations			
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
Trans1,2-Dichloroethylene	µg/L <sup>4</sup>	---	10	---	---
	lbs/day <sup>1</sup>	---	0.0092	---	---
Tetrachloroethylene	µg/L <sup>4</sup>	---	5	---	---
	lbs/day <sup>1</sup>	---	0.0046	---	---
Vinyl Chloride	µg/L <sup>4</sup>	---	0.5	---	---
	lbs/day <sup>1</sup>	---	0.00046	---	---
Chlordane	µg/L	0.00059	0.0012	---	---
	lbs/day <sup>1</sup>	0.00000054	0.0000011		
4,4-DDD	µg/L	0.00084	0.0017	---	---
	lbs/day <sup>1</sup>	0.0000008	0.0000016		
4,4-DDE	µg/L	0.00059	0.0012	---	---
	lbs/day <sup>1</sup>	0.00000054	0.0000011		
4,4-DDT	µg/L	0.00059	0.0012	---	---
	lbs/day <sup>1</sup>	0.00000054	0.0000011		
Dieldrin	µg/L	0.00014	0.00028	---	---
	lbs/day <sup>1</sup>	0.00000013	0.00000026		
PCBs	µg/L	0.00017	0.00034	---	---
	lbs/day <sup>1</sup>	0.00000016	0.00000031		
Toxaphene	µg/L	0.00016	0.00033	---	---
	lbs/day <sup>1</sup>	0.00000015	0.0000003		
Boron	mg/L	---	1.0	---	---
	lbs/day <sup>1</sup>	---	0.92	---	---
Chloride	mg/L	---	150	---	---
	lbs/day <sup>1</sup>	---	138	---	---
Nitrate + Nitrite (as Nitrogen)	mg/L	---	10	---	---
	lbs/day <sup>1</sup>	---	9.2	---	---
Sulfate	mg/L	---	250	---	---
	lbs/day <sup>1</sup>	---	229	---	---
Temperature	°F	---	---	---	86
Total Dissolved Solids	mg/L	---	850	---	---
	lbs/day <sup>1</sup>	---	780	---	---
Acute Toxicity	% Survival	--	<sup>3</sup>	--	--

<sup>1</sup> The mass-based effluent limitations for pollutants are based on a maximum discharge flow rate of 115,000 gpd.

The equation used to calculate the mass is:

$$m = 8.34 * C * Q \text{ where:}$$

m = mass limit for a pollutant in lbs/day

C = concentration limit for a pollutant, mg/L

Q = maximum discharge flow rate, mgd

<sup>2</sup> Chlorinated phenolic compounds are comprised of the following constituents from the CTR list of priority pollutants: 2-chlorophenol, 2,4-dichlorophenol, 3-methyl-4-chlorophenol, pentachlorophenol, and 2,4,6-trichlorophenol.

<sup>3</sup> The acute toxicity of the effluent shall be such that: (i) the average survival in the undiluted effluent for any three (3) consecutive 96-hour static or continuous flow bioassay tests shall be at least 90%, and (ii) no single test producing less than 70% survival.

**7-a. Effluent Limitation for Copper and Nickel based on TMDL (Resolution No. R4-2006-012)**

**Table F-9a. Effluent Limitations for Copper and Nickel**

Parameter	Units	Effluent Limitations	
		Dry Monthly Average <sup>1</sup>	Wet Daily Maximum <sup>2</sup>
Copper, Total Recoverable	µg/L <sup>3</sup>	29.1	43.3
	lbs/day <sup>4</sup>	0.03	0.04
Nickel, Total Recoverable	µg/L <sup>5</sup>	160	1296
	lbs/day <sup>4</sup>	0.15	1.19

<sup>1</sup> The Dry Monthly Average effluent limits apply when flow in the receiving water (South Branch of Arroyo Conejo) is less than 29.7 cubic feet per second (cfs) (86<sup>th</sup> percentile flow rate for Calleguas at Pacific Coast Highway (PCH), Section 9.3, p. 142 of the Final Technical Report Calleguas Creek Watershed Metals and Selenium TMDL, Revised May 2006).

<sup>2</sup> The Wet Daily Maximum effluent limits apply when flow in the receiving water (South Branch of Arroyo Conejo) exceeds 29.7 cfs.

<sup>3</sup> The concentration-based effluent limitations have been converted to total recoverable using the CTR default translator of 0.96 for freshwater reaches.

<sup>4</sup> The mass-based effluent limitations for pollutants are based on a maximum discharge flow rate of 0.110 MGD.

<sup>5</sup> The concentration-based effluent limitations have been converted to total recoverable using the CTR default translator of 0.997 for freshwater reaches.

**D. Final Effluent Limitations**

Section 402(o) of the CWA and 40 CFR §122.44(l) require that effluent limitations or conditions in re-issued permits are at least as stringent as those in the existing permit. Effluent limitations for pH, BOD<sub>5</sub>, TSS, oil and grease, settleable solids, turbidity, sulfides, phenolic compounds, phenols, boron, chloride, sulfate, and TDS are based on BPJ. Further, effluent limitations for nitrate plus nitrite, acute toxicity, and chronic toxicity are based on requirements contained in the Basin Plan. The Regional Board has determined that these effluent limitations continue to be applicable to the Facility. Temperature effluent limitations have been revised to reflect WQO changes based on the white paper authored by Regional Board staff.

An RPA was conducted on monitoring data collected from July 2003 to March 2007 for certain toxic pollutants for which effluent data were available. Based on the RPA results, mercury had reasonable potential and was subject to effluent limitations. For pollutants showing reasonable potential and for which existing effluent limitations exist, a comparison between existing permit limitations and CTR-based WQBELs was made, and the most stringent limitation is included in the Order. However, effluent limits for mercury are established based on the TMDL (Resolution No. R4-2006-012). In the previous permit, effluent limitations were established for the following VOCs: benzene, carbon tetrachloride, dichlorobromomethane, 1,1-dichloroethane, 1,2-dichloroethane, 1,1-dichloroethylene, ethylbenzene, tetrachloroethylene, toluene, 1,2-trans-dichloroethylene, 1,1,1-trichloroethane, xylene, and vinyl chloride. All data available for these VOCs were reported as non-detect. Based on the RPA (Trigger 3), these VOCs showed reasonable potential. Therefore, effluent limitations for these VOCs were included in this permit. In the previous permit, effluent limits were also established for the following metals: arsenic, cadmium, lead, selenium, and silver. Based on Trigger 3, these metals showed reasonable potential. Thus, effluent limits for these metals were

included in this permit. The effluent limits for VOCs and metals are based on BPJ and they are consistent with those included in the previous permit (Order No. R4-2003-0095).

Effluent limitations were included for chromium VI and trichloroethylene because of the Discharger's nature of operation and these constituents were also detected in the effluent. The effluent limits are based on BPJ and they are consistent with those included in the previous permit.

Effluent limitations for toxicity, chlorpyrifos, and diazinon were established based on the TMDL (Resolution No. R4-2005-009). Effluent limitations for chlordane, 4,4-DDD, 4,4-DDE, 4,4-DDT, dieldrin, PCBs, and toxaphene were established based on the TMDL (Resolution No. R4-2005-010). Effluent limitations for copper and nickel were also established based on the TMDL (Resolution No. R4-2006-012).

## **1. Satisfaction of Anti-Backsliding Requirements**

Most effluent limitations in this Order are at least as stringent as the effluent limitations in the previous Order. The limits for copper are not as stringent as the limits in the existing permit. The change of the limits is based on the TMDL (Resolution No. R4-2006-012) and is consistent with 40CFR section 122.44(l)(2)(i)(B)(1). The effluent limitation for residual chlorine was removed due to the consideration of new information. The monitoring data from July 2003 to March 2007, showed non-detect and this pollutant is not being used at the facility. The removal of this effluent limitation is consistent with anti-backsliding exceptions. The issuance of this permit, therefore, is consistent with the state's anti-backsliding requirements.

## **2. Satisfaction of Antidegradation Policy**

40CFR §131.12 requires that the state water quality standards include an anti-degradation policy consistent with the federal policy. The State Water Board established California's antidegradation policy in State Water Board Resolution No. 68-16. Resolution No. 68-16 incorporates 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 Regional Board's Basin Plan implements, and incorporates by reference, both the State and federal antidegradation policies.

The permitted discharge is consistent with the antidegradation provision of section 131.12 and State Water Board Resolution No. 68-16. The Order decreases the level of discharge authorized in the previous permit. This Order does not provide for a reduction in the level of treatment. The final limitations in this Order meet the requirements of the SIP and are developed such that they will not cause or contribute to water quality impairment. Compliance with these requirements will result in the use of best practicable treatment or control of the discharge.

### 3. Stringency of Requirements for Individual Pollutants

This Order contains both technology-based and water quality-based effluent limitations for individual pollutants. The technology-based effluent limitations consist of restrictions on turbidity, settleable solids, total suspended solids, oil and grease, BOD, and sulfides. Restrictions on turbidity, settleable solids, total suspended solids, oil and grease, BOD, and sulfides are discussed in Section IV.B of the Fact Sheet. This Order’s technology-based pollutant restrictions implement the minimum, applicable federal technology-based requirements.

Water quality-based effluent limitations have been scientifically derived to implement water quality objectives that protect beneficial uses. Both the beneficial uses and the water quality objectives have been approved pursuant to federal law and are the applicable federal water quality standards. To the extent that toxic pollutant water quality-based effluent limitations were derived from the CTR, the CTR is the applicable standard pursuant to section 131.38. The scientific procedures for calculating the individual water quality-based effluent limitations for priority pollutants are based on the CTR-SIP, which was approved by USEPA on May 18, 2000, that was amended on February 24, 2005, and the amendment became effective on July 13, 2005. All beneficial uses and water quality objectives contained in the Basin Plan were approved under state law and submitted to and approved by USEPA prior to May 30, 2000. Any water quality objectives and beneficial uses submitted to USEPA prior to May 30, 2000, but not approved by USEPA before that date, are nonetheless “applicable water quality standards for purposes of the CWA” pursuant to section 131.21(c)(1). Collectively, this Order’s restrictions on individual pollutants are no more stringent than required to implement the requirements of the CWA.

The combination of the SWPPP, BMPs, and SPCC will serve as the equivalent of technology-based effluent limitations, in the absence of established ELGs, in order to carry out the purposes and intent of the CWA.

Following is a summary of the final effluent limitations:

**Table F-10. Summary of Final Effluent Limitations**

Parameter	Units	Effluent Limitations				Basis
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum	
Biochemical Oxygen Demand (BOD) 5-day @ 20°C	mg/L	20	30	---	---	E
	lbs/day <sup>1</sup>	18	28	---	---	
Oil and Grease	mg/L	10	15	---	---	E
	lbs/day <sup>1</sup>	9	14	---	---	
pH	s.u.	---	---	6.5	8.5	E, BP
Total Suspended Solids	mg/L	50	75	---	---	E
	lbs/day <sup>1</sup>	46	69	---	---	
Phenolic Compounds (Chlorinated) <sup>2</sup>	µg/L	---	1	---	---	E



Parameter	Units	Effluent Limitations				Basis
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum	
Mercury, Total Recoverable	µg/L	---	0.051	---	---	TMDL <sup>6</sup>
	lbs/day <sup>1</sup>	---	0.000047	---	---	
Arsenic, Total Recoverable	µg/L	---	50	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.046	---	---	
Cadmium, Total Recoverable	µg/L	0.22	0.445	---	---	E, BPJ
	lbs/day <sup>1</sup>	0.0002	0.00041	---	---	
Chromium VI, Total Recoverable	µg/L	8.12	16.29	---	---	E, BPJ
	lbs/day <sup>1</sup>	0.0074	0.015	---	---	
Lead, Total Recoverable	µg/L	---	50	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.046	---	---	
Selenium, Total Recoverable	µg/L <sup>4</sup>	---	10	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.0092	---	---	
Silver, Total Recoverable	µg/L	---	50	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.046	---	---	
Trichloroethylene	µg/L	---	5	---	---	E, BPJ
	lbs/day <sup>1</sup>	--	0.005	---	---	
Benzene	µg/L	---	1	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.00092	---	---	
Toluene	µg/L	---	10	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.0092	---	---	
Xylene	µg/L	---	10	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.0092	---	---	
Ethylbenzene	µg/L <sup>4</sup>	---	10	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.0092	---	---	
Dichlorobromo-methane	µg/L	---	100	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.092	---	---	
Carbon Tetrachloride	µg/L	---	0.5	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.00046	---	---	
1,1-Dichloroethane	µg/L	---	5	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.0046	---	---	
1,2-Dichloroethane	µg/L	---	0.5	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.00046	---	---	
1,1,1-Trichloroethane	µg/L	---	5	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.0046	---	---	
1,1-Dichloroethylene	µg/L	---	6	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.0055	---	---	
Trans1,2-Dichloroethylene	µg/L	---	10	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.0092	---	---	
Tetrachloroethylene	µg/L	---	5	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.0046	---	---	
Vinyl Chloride	µg/L	---	0.5	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.00046	---	---	

Parameter	Units	Effluent Limitations				Basis
		Average Monthly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum	
Chlordane	µg/L	0.00059	0.0012	---	---	TMDL <sup>7</sup>
	lbs/day <sup>1</sup>	0.00000054	0.0000011	---	---	
4,4-DDD	µg/L	0.00084	0.0017	---	---	TMDL <sup>7</sup>
	lbs/day <sup>1</sup>	0.0000008	0.0000016	---	---	
4,4-DDE	µg/L	0.00059	0.0012	---	---	TMDL <sup>7</sup>
	lbs/day <sup>1</sup>	0.00000054	0.0000011	---	---	
4,4-DDT	µg/L	0.00059	0.0012	---	---	TMDL <sup>7</sup>
	lbs/day <sup>1</sup>	0.00000054	0.0000011	---	---	
Dieldrin	µg/L	0.00014	0.00028	---	---	TMDL <sup>7</sup>
	lbs/day <sup>1</sup>	0.00000013	0.00000026	---	---	
Polychlorinated Biphenyls (PCBs)	µg/L	0.00017	0.00034	---	---	TMDL <sup>7</sup>
	lbs/day <sup>1</sup>	0.00000016	0.00000031	---	---	
Toxaphene	µg/L	0.00016	0.00033	---	---	TMDL <sup>7</sup>
	lbs/day <sup>1</sup>	0.00000015	0.0000003	---	---	
Boron	mg/L	---	1.0	---	---	E, BP
	lbs/day <sup>1</sup>	---	0.92	---	---	
Chloride	mg/L	---	150	---	---	E, BP
	lbs/day <sup>1</sup>	---	138	---	---	
Nitrate + Nitrite (as Nitrogen)	mg/L	---	10	---	---	E, BP
	lbs/day <sup>1</sup>	---	9.2	---	---	
Phenols <sup>3</sup>	mg/L	---	1	---	---	E, BPJ
	lbs/day <sup>1</sup>	---	0.92	---	---	
Settleable Solids	ml/L	0.1	0.2	---	---	E
Sulfate	mg/L	---	250	---	---	E, BP
	lbs/day <sup>1</sup>	---	229	---	---	
Sulfides	mg/L	---	1	---	---	E
	lbs/day <sup>1</sup>	---	0.92	---	---	
Temperature	°F	---	---	---	86	TP, BPJ
Total Dissolved Solids	mg/L	---	850	---	---	E, BP
	lbs/day <sup>1</sup>	---	780	---	---	
Turbidity	NTU	50	75	---	---	E
Acute Toxicity	% survival	--	<sup>4</sup>	---	---	E, BP
Chronic Toxicity	TU <sub>c</sub>	--	<sup>5</sup>	--	--	TMDL <sup>8</sup>

<sup>1</sup> The mass-based effluent limitations for pollutants are based on a maximum discharge flow rate of 0.110 MGD.

<sup>2</sup> Chlorinated phenolic compounds are comprised of the following constituents from the CTR list of priority pollutants: 2-chlorophenol, 2,4-dichlorophenol, 3-methyl-4-chlorophenol, pentachlorophenol, and 2,4,6-trichlorophenol.

<sup>3</sup> Phenols are comprised of the following constituents from the CTR list of priority pollutants: phenol, 2,4-dimethylphenol, 2-methyl-4,6-dinitrophenol, 2,4-dinitrophenol, 2-nitrophenol, and 4-nitrophenol.

<sup>4</sup> The acute toxicity of the effluent shall be such that: (i) the average survival in the undiluted effluent for any three (3) consecutive 96-hour static or continuous flow bioassay tests shall be at least 90%, and (ii) no single test producing less than 70% survival.

<sup>5</sup> Chronic toxicity measures a sublethal effect (e.g., reduced growth, reproduction) to experimental test organisms exposed to an effluent or ambient waters compared to that of the control organisms. Chronic toxicity shall be measured in TU<sub>c</sub>, where TU<sub>c</sub> = 100/NOEC. The No Observable Effect Concentration (NOEC) is expressed as the maximum percent effluent concentration that causes no observable effect on test organisms, as determined by the results of a critical life stage

toxicity test. This Order includes a chronic testing toxicity trigger defined as an exceedance of 1.0 TU<sub>c</sub> in a critical life stage test for 100% effluent. (The monthly median for chronic toxicity of 100% effluent shall not exceed, 1 TU<sub>c</sub> in a critical life stage test.). If the chronic toxicity of the effluent exceeds 1.0 TU<sub>c</sub> (defined in Section V.A of the MRP, Attachment E), the Discharger shall immediately implement accelerated chronic toxicity testing, as required in Section V of the MRP, Attachment E).

- BP = Basin Plan
- E = Existing Permit
- TP = Thermal Plan
- TMDL<sup>6</sup> = Total Maximum Daily Load (Resolution No. R4-2006-012)
- TMDL<sup>7</sup> = Total Maximum Daily Load (Resolution No. R4-2005-010)
- TMDL<sup>8</sup> = Total Maximum Daily Load (Resolution No. R4-2005-009)

BPJ = Best Professional Judgment is the method used by permit writers to develop technology-based NPDES permit conditions on a case-by-case basis using all reasonably available and relevant data. BPJ limitations are established in cases in which effluent limitation guidelines are not available for a particular pollutant of concern. Authorization for using BPJ limitations is found under section 401(a)(1) of the Clean Water Act and under 40 CFR section 125.3.

**Table F-10a. Summary of Final Effluent Limitations for Copper and Nickel**

Parameter	Units	Effluent Limitations		Basis
		Dry Monthly Average <sup>1</sup>	Wet Daily Maximum <sup>2</sup>	
Copper, Total Recoverable	µg/L <sup>3</sup>	29.1	43.3	TMDL
	lbs/day <sup>4</sup>	0.03	0.04	
Nickel, Total Recoverable	µg/L <sup>5</sup>	160	1296	TMDL
	lbs/day <sup>4</sup>	0.15	1.19	

<sup>1</sup> The Dry Monthly Average effluent limits apply when flow in the receiving water (South Branch of Arroyo Conejo) is less than 29.7 cubic feet per second (cfs) (86<sup>th</sup> percentile flow rate for Calleguas at PCH, Section 9.3, p. 142 of the Final Technical Report Calleguas Creek Watershed Metals and Selenium TMDL, Revised May 2006).

<sup>2</sup> The Wet Daily Maximum effluent limits apply when flow in the receiving water (South Branch of Arroyo Conejo) exceeds 29.7 cfs.

<sup>3</sup> The concentration-based effluent limitations have been converted to total recoverable using the CTR default translator of 0.96 for freshwater reaches.

<sup>4</sup> The mass-based effluent limitations for pollutants are based on a maximum discharge flow rate of 0.110 MGD.

<sup>5</sup> The concentration-based effluent limitations have been converted to total recoverable using the CTR default translator of 0.997 for freshwater reaches.

TMDL = Total Maximum Daily Load (Resolution R4-2006-012)

**Table F-10a2. Summary of Final Effluent Limitations for Chlorpyrifos and Diazinon**

Parameter	Units	Effluent Limitations		Basis
		Monthly Average	Daily-Maximum	
Chlorpyrifos	µg/L	0.014 <sup>2</sup>	---	TMDL
	lbs/day <sup>1</sup>	0.000013	---	
Diazinon	µg/L	0.10 <sup>2</sup>	0.10 <sup>2</sup>	TMDL
	lbs/day <sup>1</sup>	0.000092	0.000092	

<sup>1</sup> The mass-based effluent limitations for pollutants are based on a maximum discharge flow rate of 0.110 MGD.

<sup>2</sup> This limitation is derived from the final waste load allocation (WLA) as set forth in the Calleguas Creek Watershed Toxicity TMDL (Resolution No. R4-2005-009). The TMDL became effective on March 26, 2006. Consistent with the TMDL, the final WLA-based limit became operative on March 26, 2008. The interim limits specified in this TMDL lapsed prior to the date this permit was renewed. Therefore, only final WLA-based limits are incorporated into this permit.

TMDL = Total Maximum Daily Load (Resolution R4-2005-009)

#### 4. Mass-based Effluent Limitations

Mass-based effluent limitations are established using the following formula:

$$\text{Mass (lbs/day)} = \text{flow rate (MGD)} \times 8.34 \times \text{effluent limitation (mg/L)}$$

where:        Mass = mass limitation for a pollutant (lbs/day)  
                  Effluent limitation = concentration limit for a pollutant (mg/L)  
                  Flow rate = discharge flow rate (MGD)

#### F. Land Discharge Specifications

Not applicable

#### G. Reclamation Specifications

Not applicable

### V. RATIONALE FOR RECEIVING WATER LIMITATIONS

#### A. Surface Water

The Basin Plan contains numeric and narrative water quality objectives applicable to all surface waters within the Los Angeles Region. Water quality objectives include an objective to maintain the high quality waters pursuant to federal regulations (40 CFR section 131.12) and State Water Board Resolution No. 68-16. Receiving water limitations in this Order are included to ensure protection of beneficial uses of the receiving water and are based on the water quality objectives contained in the Basin Plan.

#### B. Groundwater

Not applicable

### VI. RATIONALE FOR MONITORING AND REPORTING REQUIREMENTS

40 CFR § 122.48 requires that all NPDES permits specify requirements for recording and reporting monitoring results. Water Code sections 13267 and 13383 authorizes the Regional Board to require technical and monitoring reports. The Monitoring and Reporting Program (MRP), Attachment E of this Order, establishes monitoring and reporting requirements to implement federal and state requirements. The following provides the rationale for the monitoring and reporting requirements contained in the MRP for this facility.

#### A. Influent Monitoring

Not applicable

## **B. Effluent Monitoring**

Monitoring for those pollutants expected to be present in Monitoring Location EFF-001 at Discharge Point 001 will be required as shown on the proposed MRP. To determine compliance with effluent limitations, monitoring requirements and frequencies for flow, pH, temperature, chemical oxygen demand, mercury, trichloroethylene, and chromium VI are once per month. For oil and grease, BOD, total suspended solids, settleable solids, turbidity, sulfides, phenols, phenolic compounds, methyl tertiary butyl ether, tertiary butyl alcohol, xylene, methyl ethyl ketone, boron, chloride, sulfate, and total dissolved solids are once per quarter. The monitoring frequencies for the remaining priority pollutants are once per year. Monitoring requirements for chlorpyrifos, diazinon, chlordane, 4,4-DDD, 4,4-DDE, 4,4-DDT, dieldren, polychlorinated biphenyls, and toxaphene are once per month to determine compliance with the effluent limitations. However, if the results of analyses meet the requirements for one year, the frequency of monitoring may be changed to quarterly. If subsequently, there is an exceedance of the established criteria, the frequency reverts to monthly until compliance with the monthly criteria is demonstrated. The monitoring frequencies for tetrachloroethylene, 1,1,1-trichloroethane, cadmium, copper, and nickel were reduce from once per month to once per quarter because these pollutants were detected below the water quality criteria. Ammonia monitoring of once per quarter was added in the permit to gather data to determine reasonable potential.

According to the SIP, the Discharger is required to monitor the effluent for the CTR priority pollutants, to determine reasonable potential. Accordingly, the Regional Board is requiring that the Discharger conduct effluent monitoring of the CTR priority pollutants. The monitoring requirements and frequencies of the priority pollutants in the proposed permit are once per year.

## **C. Whole Effluent Toxicity Testing Requirements**

Whole effluent toxicity (WET) protects the receiving water quality from the aggregate toxic effect of a mixture of pollutants in the effluent. An acute toxicity test is conducted over a short time period and measures mortality. A chronic toxicity test is conducted over a longer period of time and may measure mortality, reproduction, and growth. This Order includes limitations for acute and chronic toxicity, and therefore, annual monitoring requirements are included in the MRP to determine compliance with the effluent limitations established in Effluent Limitations and Discharge Specifications, Effluent Limitations, Section IV.A.1.a.

Section 4 of the SIP states that a chronic toxicity effluent limitation is required in permits for all discharges that will cause, have the reasonable potential to cause, or contribute to chronic toxicity in receiving waters. Therefore, in accordance with the SIP, the Discharger will be required to conduct chronic toxicity testing in order to determine reasonable potential and establish WQBELs as necessary.

## **D. Receiving Water Monitoring**

### **1. Surface Water**

This Order includes receiving water limitations and therefore, monitoring requirements are included in the MRP to determine compliance with the receiving water limitations established in Limitations and Discharge Requirements, Receiving Water Limitations, Section V.A.

According to the SIP, the Discharger is required to monitor the upstream receiving water for the CTR priority pollutants, to determine reasonable potential. Accordingly, this permit requires the Discharger to conduct receiving water monitoring of the CTR priority pollutants at Monitoring Location RSW-001. The Discharger must analyze temperature, hardness, and pH of the upstream receiving water at the same time the samples are collected for priority pollutants analysis. The Discharger is also required to collect stream flow data at RSW-001 in the South Branch Arroyo Conejo to determine compliance with the effluent limitations for copper and nickel based on the TMDL.

The Ventura County Watershed Protection District (VCWPD) requires the public to obtain permission to access the channel or perform any activity in the channel. Also, VCWPD has expressed some concerns associated with the placement of equipment in the flood control channel to monitor for flow.

Based on the information provided by VCWPD to the Regional Board, stream flow data is monitored at a gauging station in the South Branch of the Arroyo Conejo (Station No. 830) which is closest to RSW-001. This station can record stream flow (not real time data) above 25 cubic feet per second (cfs) which is reflective of the stream flow during rain events. During the dry season the flow is between 10 to 15 cfs. The low flow data (25 to 100 cfs) are not posted in the VCWPD website but the public can only obtain the data through a letter of request. Telair shall request the stream flow data from the VCWPD for compliance with the NPDES permit requirements. Furthermore, Telair shall coordinate with VCWPD to obtain permission to access the channel of the South Branch of the Arroyo Conejo to collect the receiving water samples for priority pollutants, pH, temperature, and hardness at RSW-001.

### **2. Groundwater**

Not applicable

## **E. Other Monitoring Requirements**

### **1. Storm Water Monitoring**

Not applicable

## **2. SWPPP, BMP, and Spill Contingency Plan Status and Effectiveness Report**

The Discharger is required by Special Provision VI.C.3. of the Order to update and implement a SWPPP, BMP, and Spill Contingency Plan. This Order requires the Discharger to report on the effectiveness of the plans and update as needed to ensure all actual or potential sources of pollutants in wastewater discharged from the Facility are addressed in the SWPPP, BMP, and Spill Contingency Plan.

## **3. Chemical Use Report**

The Discharger is required to report any chemicals or additives used to treat the wastewater which could affect the quality of the effluent.

## **4. Visual Inspection**

The Discharger is required to conduct a daily visual inspection with photographic documentation when it is raining to ensure that the channel is not overflowing. The Discharger is also required to submit the results of the inspections monthly to the Regional Board with daily records of discharge volume. During dry periods, visual inspections are required to be conducted on the first day of every month and submitted monthly. All reports are required to be filed with the Regional Board on the 15<sup>th</sup> of each month. The Executive Officer shall have the discretion to modify or eliminate the provisions of this paragraph as she deems appropriate.

## **VII. RATIONALE FOR PROVISIONS**

### **A. Standard Provisions**

Standard Provisions, which apply to all NPDES permits in accordance with section 122.41, and additional conditions applicable to specified categories of permits in accordance with section 122.42, are provided in Attachment D. The discharger must comply with all standard provisions and with those additional conditions that are applicable under section 122.42.

40 CFR § 122.41(a)(1) and (b) through (n) establish conditions that apply to all State-issued NPDES permits. These conditions must be incorporated into the permits either expressly or by reference. If incorporated by reference, a specific citation to the regulations must be included in the Order. 40 CFR § 123.25(a)(12) allows the state to omit or modify conditions to impose more stringent requirements. In accordance with section 123.25, this Order omits federal conditions that address enforcement authority specified in sections 122.41(j)(5) and (k)(2) because the enforcement authority under the Water Code is more stringent. In lieu of these conditions, this Order incorporates by reference Water Code section 13387(e).

## **B. Special Provisions**

### **1. Reopener Provisions**

These provisions are based on 40 CFR part 122 and the previous Order. The Regional Board may reopen the permit to modify permit conditions and requirements. Causes for modifications include the promulgation of new federal regulations, modification in toxicity requirements, or adoption of new regulations by the State Water Board or Regional Board, including revisions to the Basin Plan.

### **2. Special Studies and Additional Monitoring Requirements**

- a. Chronic Toxicity Trigger. This provision is based on section 4 of the SIP, Toxicity Control Provisions.
- b. Initial Investigation Toxicity Reduction Evaluation Workplan. This provision is based on section 4 of the SIP, Toxicity Control Provisions.

### **3. Best Management Practices and Pollution Prevention**

This provision is based on section 122.44(k) and includes the requirement to develop a SWPPP.

### **4. Construction, Operation, and Maintenance Specifications**

This provision is based on the requirements of section 122.41(e) and the previous Order.

### **5. Special Provisions for Municipal Facilities (POTWs Only)**

Not applicable

### **6. Other Special Provisions**

Not applicable

### **7. Compliance Schedules**

Not applicable

## **VIII. PUBLIC PARTICIPATION**

The California Regional Water Quality Control Board, Los Angeles Region (Regional Board) is considering the issuance of waste discharge requirements (WDRs) that will serve as a National Pollutant Discharge Elimination System (NPDES) permit for Telair Site, Newbury Park. As a step in the WDR adoption process, the Regional Board staff has



developed tentative WDRs. The Regional Board encourages public participation in the WDR adoption process.

#### **A. Notification of Interested Parties**

The Regional Board has notified the Discharger and interested agencies and persons of its intent to prescribe waste discharge requirements for the discharge and has provided them with an opportunity to submit their written comments and recommendations.

#### **B. Written Comments**

The staff determinations are tentative. Interested persons are invited to submit written comments concerning these tentative WDRs. Comments must be submitted either in person or by mail to the Executive Office at the Regional Board at the address above on the cover page of this Order.

To be fully responded to by staff and considered by the Regional Board, written comments must be received at the Regional Board offices by 5:00 p.m. on September 18, 2008.

#### **C. Public Hearing**

The Regional Board will hold a public hearing on the tentative WDRs during its regular Board meeting on the following date and time and at the following location:

Date: February 5, 2009  
Time: 9:00 A.M.  
Location: City of Monrovia Council Chambers  
415 S. Ivy Avenue  
Monrovia, California.

Interested persons are invited to attend. At the public hearing, the Regional Board will hear testimony, if any, pertinent to the discharge, WDRs, and permit. Oral testimony will be heard; however, for accuracy of the record, important testimony should be in writing.

Please be aware that dates and venues may change. Our Web address is <http://www.waterboards.ca.gov/losangeles> where you can access the current agenda for changes in dates and locations.

#### **D. Nature of Hearing**

This will be a formal adjudicative hearing pursuant to section 648 et seq. of title 23 of the California Code of Regulations. Chapter 5 of the California Administrative Procedure Act (commencing with section 11500 of the Government Code) will not apply to this proceeding.

*Ex Parte Communications Prohibited:* As a quasi-adjudicative proceeding, no board member may discuss the subject of this hearing with any person, except during the

public hearing itself. Any communications to the Regional Board must be directed to staff.

### **E. Parties to the Hearing**

The following are the parties to this proceeding:

#### **1. The applicant/permittee**

Any other persons requesting party status must submit a written or electronic request to staff not later than 20 business days before the hearing. All parties will be notified if other persons are so designated.

### **F. Public Comments and Submittal of Evidence**

Persons wishing to comment upon or object to the tentative waste discharge requirements, or submit evidence for the Board to consider, are invited to submit them in writing to the above address. To be evaluated and responded to by staff, included in the Board's agenda folder, and fully considered by the Board, written comments must be received no later than close of business September 18, 2008. Comments or evidence received after that date will only be included in the administrative record with express approval of the Chair during the hearing, only upon a showing of good cause, and only if it will not prejudice any other party or regional board staff. Additionally, if the Board receives only supportive comments, the permit may be placed on the Board's consent calendar, and approved without an oral testimony.

### **G. Hearing Procedure**

The meeting, in which the hearing will be a part of, will start at 9:00 a.m. Interested persons are invited to attend. Staff will present the matter under consideration, after which oral statements from parties or interested persons will be heard. For accuracy of the record, all important testimony should be in writing. The Board will include in the administrative record written transcriptions of oral testimony that is actually presented at the hearing. Oral testimony may be limited to 3 minutes maximum or less for each speaker, depending on the number of persons wishing to be heard. Parties or persons with similar concerns or opinions are encouraged to choose one representative to speak. At the conclusion of testimony, the Board will deliberate in open or close session, and render a decision.

Parties or persons with special procedural requests should contact staff. Any procedure not specified in this hearing notice will be waived pursuant to section 648(d) of title 23 of the California Code of Regulations. Objections to any procedure to be used during this hearing must be submitted in writing not later than close of business 15 days prior to the date of the hearing. Procedural objections will not be entertained at the hearing.

If there should not be a quorum on the scheduled date of this meeting, all cases will be automatically continued to the next scheduled meeting on December 11, 2008. A continuance will not extend any time set forth herein.

## **H. Waste Discharge Requirements Petitions**

Any person aggrieved by this action of the Regional Board may petition the State Water Board to review the action in accordance with Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must *receive* the petition by 5:00 p.m., 30 days after the date of this Order, except that if the thirtieth day following the date of this Order falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions may be found on the Internet at:

[http://www.waterboards.ca.gov/public\\_notices/petitions/water\\_quality](http://www.waterboards.ca.gov/public_notices/petitions/water_quality)

or will be provided upon request.

The mailing address of the State Water Board is the following:

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

## **I. Information and Copying**

The Report of Waste Discharge (ROWD), related documents, tentative effluent limitations and special provisions, comments received, and other information are on file and may be inspected at the address above at any time between 8:30 a.m. and 4:45 p.m., Monday through Friday. Copying of documents may be arranged through the Regional Board by calling (215) 576 – 6600.

California Regional Water Quality Control Board  
Los Angeles Region  
320 West 4<sup>th</sup> Street, Suite 200  
Los Angeles, CA 90013

## **J. 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 Board, reference this facility, and provide a name, address, and phone number.

## **K. Additional Information**

Requests for additional information or questions regarding this order should be directed to Rosario Aston at (213) 576-6653.

### Attachment G – State Board Minimum Levels in ppb (µg/L) (MI)

The Minimum Levels (MLs) in this appendix are for use in reporting and compliance determination purposes in accordance with section 2.4 of the State Implementation Policy. These MLs were derived from data for priority pollutants provided by State certified analytical laboratories in 1997 and 1998. These MLs shall be used until new values are adopted by the State Water Board and become effective. The following tables (Tables 2a - 2d) present MLs for four major chemical groupings: volatile substances, semi-volatile substances, inorganics, and pesticides and PCBs.

Table 2a - VOLATILE SUBSTANCES*	GC	GCMS
1,1 Dichloroethane	0.5	1
1,1 Dichloroethylene	0.5	2
1,1,1 Trichloroethane	0.5	2
1,1,2 Trichloroethane	0.5	2
1,1,2,2 Tetrachloroethane	0.5	1
1,2 Dichlorobenzene (volatile)	0.5	2
1,2 Dichloroethane	0.5	2
1,2 Dichloropropane	0.5	1
1,3 Dichlorobenzene (volatile)	0.5	2
1,3 Dichloropropene (volatile)	0.5	2
1,4 Dichlorobenzene (volatile)	0.5	2
Acrolein	2.0	5
Acrylonitrile	2.0	2
Benzene	0.5	2
Bromoform	0.5	2
Methyl Bromide	1.0	2
Carbon Tetrachloride	0.5	2
Chlorobenzene	0.5	2
Chlorodibromo-methane	0.5	2
Chloroethane	0.5	2
Chloroform	0.5	2
Chloromethane	0.5	2
Dichlorobromo-methane	0.5	2
Dichloromethane	0.5	2
Ethylbenzene	0.5	2
Tetrachloroethylene	0.5	2
Toluene	0.5	2
Trans-1,2 Dichloroethylene	0.5	1
Trichloroethene	0.5	2
Vinyl Chloride	0.5	2

\*The normal method-specific factor for these substances is 1; therefore, the lowest standard concentration in the calibration curve is equal to the above ML value for each substance.

Table 2b - SEMI-VOLATILE SUBSTANCES*	GC	GCMS	LC	COLOR
Benzo (a) Anthracene	10	5		
1,2 Dichlorobenzene (semivolatile)	2	2		
1,2 Diphenylhydrazine		1		
1,2,4 Trichlorobenzene	1	5		
1,3 Dichlorobenzene (semivolatile)	2	1		
1,4 Dichlorobenzene (semivolatile)	2	1		
2 Chlorophenol	2	5		
2,4 Dichlorophenol	1	5		
2,4 Dimethylphenol	1	2		
2,4 Dinitrophenol	5	5		
2,4 Dinitrotoluene	10	5		
2,4,6 Trichlorophenol	10	10		
2,6 Dinitrotoluene		5		
2- Nitrophenol		10		
2-Chloroethyl vinyl ether	1	1		
2-Chloronaphthalene		10		
3,3' Dichlorobenzidine		5		
Benzo (b) Fluoranthene		10	10	
3-Methyl-Chlorophenol	5	1		
4,6 Dinitro-2-methylphenol	10	5		
4- Nitrophenol	5	10		
4-Bromophenyl phenyl ether	10	5		
4-Chlorophenyl phenyl ether		5		
Acenaphthene	1	1	0.5	
Acenaphthylene		10	0.2	
Anthracene		10	2	
Benzidine		5		
Benzo(a) pyrene		10	2	
Benzo(g,h,i)perylene		5	0.1	
Benzo(k)fluoranthene		10	2	
bis 2-(1-Chloroethoxyl) methane		5		
bis(2-chloroethyl) ether	10	1		
bis(2-Chloroisopropyl) ether	10	2		
bis(2-Ethylhexyl) phthalate	10	5		
Butyl benzyl phthalate	10	10		
Chrysene		10	5	
di-n-Butyl phthalate		10		
di-n-Octyl phthalate		10		
Dibenzo(a,h)-anthracene		10	0.1	
Diethyl phthalate	10	2		
Dimethyl phthalate	10	2		
Fluoranthene	10	1	0.05	
Fluorene		10	0.1	

Table 2b - SEMI-VOLATILE SUBSTANCES*	GC	GCMS	LC	COLOR
Hexachloro-cyclopentadiene	5	5		
Hexachlorobenzene	5	1		
Hexachlorobutadiene	5	1		
Hexachloroethane	5	1		
Indeno(1,2,3,cd)-pyrene		10	0.05	
Isophorone	10	1		
N-Nitroso diphenyl amine	10	1		
N-Nitroso-dimethyl amine	10	5		
N-Nitroso -di n-propyl amine	10	5		
Naphthalene	10	1	0.2	
Nitrobenzene	10	1		
Pentachlorophenol	1	5		
Phenanthrene		5	0.05	
Phenol **	1	1		50
Pyrene		10	0.05	

\* With the exception of phenol by colorimetric technique, the normal method-specific factor for these substances is 1,000; therefore, the lowest standard concentration in the calibration curve is equal to the above ML value for each substance multiplied by 1,000.

\*\* Phenol by colorimetric technique has a factor of 1.

Table 2c – INORGANICS*	FAA	GFA A	ICP	ICPMS	SPGFA A	HYDRIDE	CVA A	COLOR	DCP
Antimony	10	5	50	0.5	5	0.5			1,000
Arsenic		2	10	2	2	1		20	1,000
Beryllium	20	0.5	2	0.5	1				1,000
Cadmium	10	0.5	10	0.25	0.5				1,000
Chromium (total)	50	2	10	0.5	1				1,000
Chromium VI	5							10	
Copper	25	5	10	0.5	2				1,000
Cyanide								5	
Lead	20	5	5	0.5	2				10,000
Mercury				0.5			0.2		
Nickel	50	5	20	1	5				1,000
Selenium		5	10	2	5	1			1,000
Silver	10	1	10	0.25	2				1,000
Thallium	10	2	10	1	5				1,000
Zinc	20		20	1	10				1,000

\* The normal method-specific factor for these substances is 1; therefore, the lowest standard concentration in the calibration curve is equal to the above ML value for each substance.

Table 2d – PESTICIDES – PCBs*	GC
4,4'-DDD	0.05
4,4'-DDE	0.05
4,4'-DDT	0.01
a-Endosulfan	0.02
alpha-BHC	0.01
Aldrin	0.005
b-Endosulfan	0.01
Beta-BHC	0.005
Chlordane	0.1
Delta-BHC	0.005
Dieldrin	0.01
Endosulfan Sulfate	0.05
Endrin	0.01
Endrin Aldehyde	0.01
Heptachlor	0.01
Heptachlor Epoxide	0.01
Gamma-BHC (Lindane)	0.02
PCB 1016	0.5
PCB 1221	0.5
PCB 1232	0.5
PCB 1242	0.5
PCB 1248	0.5
PCB 1254	0.5
PCB 1260	0.5
Toxaphene	0.5

\* The normal method-specific factor for these substances is 100; therefore, the lowest standard concentration in the calibration curve is equal to the above ML value for each substance multiplied by 100.

**Techniques:**

- GC - Gas Chromatography
- GCMS - Gas Chromatography/Mass Spectrometry
- HRGCMS - High Resolution Gas Chromatography/Mass Spectrometry (i.e., EPA 1613, 1624, or 1625)
- LC - High Pressure Liquid Chromatography
- FAA - Flame Atomic Absorption
- GFAA - Graphite Furnace Atomic Absorption
- HYDRIDE - Gaseous Hydride Atomic Absorption
- CVAA - Cold Vapor Atomic Absorption
- ICP - Inductively Coupled Plasma
- ICPMS - Inductively Coupled Plasma/Mass Spectrometry
- SPGFAA - Stabilized Platform Graphite Furnace Atomic Absorption (i.e., EPA 200.9)
- DCP - Direct Current Plasma
- COLOR – Colorimetric

### Attachment H – Priority Pollutants

CTR Number	Parameter	CAS Number	Suggested Analytical Methods
1	Antimony	7440360	
2	Arsenic	7440382	
3	Beryllium	7440417	
4	Cadmium	7440439	
5a	Chromium (III)	16065831	
5a	Chromium (VI)	18540299	
6	Copper	7440508	
7	Lead	7439921	
8	Mercury	7439976	
9	Nickel	7440020	
10	Selenium	7782492	
11	Silver	7440224	
12	Thallium	7440280	
13	Zinc	7440666	
14	Cyanide	57125	
15	Asbestos	1332214	
16	2,3,7,8-TCDD	1746016	
17	Acrolein	107028	
18	Acrylonitrile	107131	
19	Benzene	71432	
20	Bromoform	75252	
21	Carbon Tetrachloride	56235	
22	Chlorobenzene	108907	
23	Chlorodibromomethane	124481	
24	Chloroethane	75003	
25	2-Chloroethylvinyl Ether	110758	
26	Chloroform	67663	
27	Dichlorobromomethane	75274	
28	1,1-Dichloroethane	75343	
29	1,2-Dichloroethane	107062	
30	1,1-Dichloroethylene	75354	
31	1,2-Dichloropropane	78875	
32	1,3-Dichloropropylene	542756	
33	Ethylbenzene	100414	
34	Methyl Bromide	74839	
35	Methyl Chloride	74873	
36	Methylene Chloride	75092	
37	1,1,2,2-Tetrachloroethane	79345	
38	Tetrachloroethylene	127184	
39	Toluene	108883	
40	1,2-Trans-Dichloroethylene	156605	
41	1,1,1-Trichloroethane	71556	
42	1,1,2-Trichloroethane	79005	
43	Trichloroethylene	79016	
44	Vinyl Chloride	75014	
45	2-Chlorophenol	95578	
46	2,4-Dichlorophenol	120832	
47	2,4-Dimethylphenol	105679	



CTR Number	Parameter	CAS Number	Suggested Analytical Methods
48	2-Methyl-4,6-Dinitrophenol	534521	†
49	2,4-Dinitrophenol	51285	†
50	2-Nitrophenol	88755	†
51	4-Nitrophenol	100027	†
52	3-Methyl-4-Chlorophenol	59507	†
53	Pentachlorophenol	87865	†
54	Phenol	108952	†
55	2,4,6-Trichlorophenol	88062	†
56	Acenaphthene	83329	†
57	Acenaphthylene	208968	†
58	Anthracene	120127	†
59	Benzidine	92875	†
60	Benzo(a)Anthracene	56553	†
61	Benzo(a)Pyrene	50328	†
62	Benzo(b)Fluoranthene	205992	†
63	Benzo(ghi)Perylene	191242	†
64	Benzo(k)Fluoranthene	207089	†
65	Bis(2-Chloroethoxy)Methane	111911	†
66	Bis(2-Chloroethyl)Ether	111444	†
67	Bis(2-Chloroisopropyl)Ether	108601	†
68	Bis(2-Ethylhexyl)Phthalate	117817	†
69	4-Bromophenyl Phenyl Ether	101553	†
70	Butylbenzyl Phthalate	85687	†
71	2-Chloronaphthalene	91587	†
72	4-Chlorophenyl Phenyl Ether	7005723	†
73	Chrysene	218019	†
74	Dibenzo(a,h)Anthracene	53703	†
75	1,2-Dichlorobenzene	95501	†
76	1,3-Dichlorobenzene	541731	†
77	1,4-Dichlorobenzene	106467	†
78	3,3'-Dichlorobenzidine	91941	†
79	Diethyl Phthalate	84662	†
80	Dimethyl Phthalate	131113	†
81	Di-n-Butyl Phthalate	84742	†
82	2,4-Dinitrotoluene	121142	†
83	2,6-Dinitrotoluene	606202	†
84	Di-n-Octyl Phthalate	117840	†
85	1,2-Diphenylhydrazine	122667	†
86	Fluoranthene	206440	†
87	Fluorene	86737	†
88	Hexachlorobenzene	118741	†
89	Hexachlorobutadiene	87863	†
90	Hexachlorocyclopentadiene	77474	†
91	Hexachloroethane	67721	†
92	Indeno(1,2,3-cd)Pyrene	193395	†
93	Isophorone	78591	†
94	Naphthalene	91203	†
95	Nitrobenzene	98953	†
96	N-Nitrosodimethylamine	62759	†
97	N-Nitrosodi-n-Propylamine	621647	†
98	N-Nitrosodiphenylamine	86306	†
99	Phenanthrene	85018	†

CTR Number	Parameter	CAS Number	Suggested Analytical Methods
100	Pyrene	129000	†
101	1,2,4-Trichlorobenzene	120821	†
102	Aldrin	309002	†
103	alpha-BHC	319846	†
104	beta-BHC	319857	†
105	gamma-BHC	58899	†
106	delta-BHC	319868	†
107	Chlordane	57749	†
108	4,4'-DDT	50293	†
109	4,4'-DDE	72559	†
110	4,4'-DDD	72548	†
111	Dieldrin	60571	†
112	alpha-Endosulfan	959988	†
113	beta-Endosulfan	33213659	†
114	Endosulfan Sulfate	1031078	†
115	Endrin	72208	†
116	Endrin Aldehyde	7421934	†
117	Heptachlor	76448	†
118	Heptachlor Epoxide	1024573	†
119	PCB-1016	12674112	†
120	PCB-1221	11104282	†
121	PCB-1232	11141165	†
122	PCB-1242	53469219	†
123	PCB-1248	12672296	†
124	PCB-1254	11097691	†
125	PCB-1260	11096825	†
126	Toxaphene	8001352	†

† Pollutants shall be analyzed using the methods described in 40 CFR Section 136.

## **ATTACHMENT I – STORM WATER POLLUTION PREVENTION PLAN REQUIREMENTS**

### **I. Implementation Schedule**

A storm water pollution prevention plan (SWPPP) shall be developed and submitted to the Regional Board within 90 days following the adoption of this Order. The SWPPP shall be implemented for each facility covered by this Permit within 10 days of approval from the Regional Board, or 6-months from the date of the submittal of the SWPPP to the Regional Board (whichever comes first).

### **II. Objectives**

The SWPPP has two major objectives: (a) to identify and evaluate sources of pollutants associated with industrial activities that may affect the quality of storm water discharges and authorized non-storm water discharges from the facility; and (b) to identify and implement site-specific best management practices (BMPs) to reduce or prevent pollutants associated with industrial activities in storm water discharges and authorized non-storm water discharges. BMPs may include a variety of pollution prevention measures or other low-cost and pollution control measures. They are generally categorized as non-structural BMPs (activity schedules, prohibitions of practices, maintenance procedures, and other low-cost measures) and as structural BMPs (treatment measures, run-off controls, overhead coverage.) To achieve these objectives, facility operators should consider the five phase process for SWPPP development and implementation as shown in Table A.

The SWPPP requirements are designed to be sufficiently flexible to meet the needs of various facilities. SWPPP requirements that are not applicable to a facility should not be included in the SWPPP.

A facility's SWPPP is a written document that shall contain a compliance activity schedule, a description of industrial activities and pollutant sources, descriptions of BMPs, drawings, maps, and relevant copies or references of parts of other plans. The SWPPP shall be revised whenever appropriate and shall be readily available for review by facility employees or Regional Board inspectors.

### **III. Planning and Organization**

#### **A. Pollution Prevention Team**

The SWPPP shall identify a specific individual or individuals and their positions within the facility organization as members of a storm water pollution prevention team responsible for developing the SWPPP, assisting the facility manager in SWPPP implementation and revision, and conducting all monitoring program activities required in Attachment E of this Permit. The SWPPP shall clearly identify the Permit related responsibilities, duties, and activities of each team member. For small facilities, storm water pollution prevention teams may consist of one individual where appropriate.

## B. Review Other Requirements and Existing Facility Plans

The SWPPP may incorporate or reference the appropriate elements of other regulatory requirements. Facility operators should review all local, State, and Federal requirements that impact, complement, or are consistent with the requirements of this General Permit. Facility operators should identify any existing facility plans that contain storm water pollutant control measures or relate to the requirements of this Permit. As examples, facility operators whose facilities are subject to Federal Spill Prevention Control and Countermeasures' requirements should already have instituted a plan to control spills of certain hazardous materials. Similarly, facility operators whose facilities are subject to air quality related permits and regulations may already have evaluated industrial activities that generate dust or particulates.

## IV. Site Map

The SWPPP shall include a site map. The site map shall be provided on an 8-½ x 11 inch or larger sheet and include notes, legends, and other data as appropriate to ensure that the site map is clear and understandable. If necessary, facility operators may provide the required information on multiple site maps.

### TABLE A FIVE PHASES FOR DEVELOPING AND IMPLEMENTING INDUSTRIAL STORM WATER POLLUTION PREVENTION PLANS

<b>PLANNING AND ORGANIZATION</b>  Form Pollution Prevention Team Review other plans
<b>ASSESSMENT PHASE</b>  Develop a site map Identify potential pollutant sources Inventory of materials and chemicals List significant spills and leaks Identify non-storm water discharges Assess pollutant risks
<b>BEST MANAGEMENT PRACTICES IDENTIFICATION PHASE</b>  Non-structural BMPs Structural BMPs Select activity and site-specific BMPs

<p><b>IMPLEMENTATION PHASE</b></p> <p>Train employees Implement BMPs Conduct recordkeeping and reporting</p>
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<p><b>EVALUATION / MONITORING</b></p> <p>Conduct annual site evaluation Review monitoring information Evaluate BMPs Review and revise SWPPP</p>
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The following information shall be included on the site map:

- A.** The facility boundaries; the outline of all storm water drainage areas within the facility boundaries; portions of the drainage area impacted by run-on from surrounding areas; and direction of flow of each drainage area, on-site surface water bodies, and areas of soil erosion. The map shall also identify nearby water bodies (such as rivers, lakes, and ponds) and municipal storm drain inlets where the facility's storm water discharges and authorized non-storm water discharges may be received.
- B.** The location of the storm water collection and conveyance system, associated points of discharge, and direction of flow. Include any structural control measures that affect storm water discharges, authorized non-storm water discharges, and run-on. Examples of structural control measures are catch basins, berms, detention ponds, secondary containment, oil/water separators, diversion barriers, etc.
- C.** An outline of all impervious areas of the facility, including paved areas, buildings, covered storage areas, or other roofed structures.
- D.** Locations where materials are directly exposed to precipitation and the locations where significant spills or leaks identified in Section A.6.a.iv. below have occurred.
- E.** Areas of industrial activity. This shall include the locations of all storage areas and storage tanks, shipping and receiving areas, fueling areas, vehicle and equipment storage/maintenance areas, material handling and processing areas, waste treatment and disposal areas, dust or particulate generating areas, cleaning and rinsing areas, and other areas of industrial activity which are potential pollutant sources.

**V. List of Significant Materials**

The SWPPP shall include a list of significant materials handled and stored at the site. For each material on the list, describe the locations where the material is being stored, received, shipped, and handled, as well as the typical quantities and frequency. Materials

shall include raw materials, intermediate products, final or finished products, recycled materials, and waste or disposed materials.

## VI. Description of Potential Pollutant Sources

A. The SWPPP shall include a narrative description of the facility's industrial activities, as identified in Section A.4.e above, associated potential pollutant sources, and potential pollutants that could be discharged in storm water discharges or authorized non-storm water discharges. At a minimum, the following items related to a facility's industrial activities shall be considered:

1. **Industrial Processes.** Describe each industrial process, the type, characteristics, and quantity of significant materials used in or resulting from the process, and a description of the manufacturing, cleaning, rinsing, recycling, disposal, or other activities related to the process. Where applicable, areas protected by containment structures and the corresponding containment capacity shall be described.
2. **Material Handling and Storage Areas.** Describe each handling and storage area, type, characteristics, and quantity of significant materials handled or stored, description of the shipping, receiving, and loading procedures, and the spill or leak prevention and response procedures. Where applicable, areas protected by containment structures and the corresponding containment capacity shall be described.
3. **Dust and Particulate Generating Activities.** Describe all industrial activities that generate dust or particulates that may be deposited within the facility's boundaries and identify their discharge locations; the characteristics of dust and particulate pollutants; the approximate quantity of dust and particulate pollutants that may be deposited within the facility boundaries; and a description of the primary areas of the facility where dust and particulate pollutants would settle.
4. **Significant Spills and Leaks.** Describe materials that have spilled or leaked in significant quantities in storm water discharges or non-storm water discharges since April 17, 1994. Include toxic chemicals (listed in 40 CFR, Part 302) that have been discharged to storm water as reported on U.S. Environmental Protection Agency (USEPA) Form R, and oil and hazardous substances in excess of reportable quantities (see 40 Code of Federal Regulations [CFR], Parts 110, 117, and 302).

The description shall include the type, characteristics, and approximate quantity of the material spilled or leaked, the cleanup or remedial actions that have occurred or are planned, the approximate remaining quantity of materials that may be exposed to storm water or non-storm water discharges, and the preventative measures taken to ensure spill or leaks do not reoccur. Such list shall be updated as appropriate during the term of this Permit.

5. **Non-Storm Water Discharges.** Facility operators shall investigate the facility to identify all non-storm water discharges and their sources. As part of this

investigation, all drains (inlets and outlets) shall be evaluated to identify whether they connect to the storm drain system.

All non-storm water discharges shall be described. This shall include the source, quantity, frequency, and characteristics of the non-storm water discharges and associated drainage area.

Non-storm water discharges (other boiler blowdown and boiler condensate permitted under the Order) that contain significant quantities of pollutants or that do not meet the conditions provided in Special Conditions D of the storm water general permit are prohibited by this Permit (Examples of prohibited non-storm water discharges are contact and non-contact cooling water, rinse water, wash water, etc.). Non-storm water discharges that meet the conditions provided in Special Condition D of the general storm water permit are authorized by this Permit. The SWPPP must include BMPs to prevent or reduce contact of non-storm water discharges with significant materials or equipment.

**6. Soil Erosion.** Describe the facility locations where soil erosion may occur as a result of industrial activity, storm water discharges associated with industrial activity, or authorized non-storm water discharges.

**B.** The SWPPP shall include a summary of all areas of industrial activities, potential pollutant sources, and potential pollutants. This information should be summarized similar to Table B. The last column of Table B, "Control Practices", should be completed in accordance with Section A.8. below.

## **VII. Assessment of Potential Pollutant Sources**

**A.** The SWPPP shall include a narrative assessment of all industrial activities and potential pollutant sources as described in A.6. above to determine:

- 1.** Which areas of the facility are likely sources of pollutants in storm water discharges and authorized non-storm water discharges, and
- 2.** Which pollutants are likely to be present in storm water discharges and authorized non-storm water discharges. Facility operators shall consider and evaluate various factors when performing this assessment such as current storm water BMPs; quantities of significant materials handled, produced, stored, or disposed of; likelihood of exposure to storm water or authorized non-storm water discharges; history of spill or leaks; and run-on from outside sources.

**B.** Facility operators shall summarize the areas of the facility that are likely sources of pollutants and the corresponding pollutants that are likely to be present in storm water discharges and authorized non-storm water discharges.

Facility operators are required to develop and implement additional BMPs as appropriate and necessary to prevent or reduce pollutants associated with each pollutant source. The BMPs will be narratively described in Section 8 below.

### **VIII. Storm Water Best Management Practices**

The SWPPP shall include a narrative description of the storm water BMPs to be implemented at the facility for each potential pollutant and its source identified in the site assessment phase (Sections A.6. and 7. above). The BMPs shall be developed and implemented to reduce or prevent pollutants in storm water discharges and authorized non-storm water discharges. Each pollutant and its source may require one or more BMPs. Some BMPs may be implemented for multiple pollutants and their sources, while other BMPs will be implemented for a very specific pollutant and its source.



**TABLE B**  
**EXAMPLE**  
**ASSESSMENT OF POTENTIAL POLLUTION SOURCES AND**  
**CORRESPONDING BEST MANAGEMENT PRACTICES**  
**SUMMARY**

<b>Area</b>	<b>Activity</b>	<b>Pollutant Source</b>	<b>Pollutant</b>	<b>Best Management Practices</b>
Vehicle & Equipment Fueling	Fueling	Spills and leaks during delivery.  Spills caused by topping off fuel tanks.  Hosing or washing down fuel oil fuel area.  Leaking storage tanks.  Rainfall running off fuel oil, and rainfall running onto and off fueling area.	fuel oil	Use spill and overflow protection.  Minimize run-on of storm water into the fueling area.  Cover fueling area.  Use dry cleanup methods rather than hosing down area.  Implement proper spill prevention control program.  Implement adequate preventative maintenance program to preventive tank and line leaks.  Inspect fueling areas regularly to detect problems before they occur.  Train employees on proper fueling, cleanup, and spill response techniques.

The description of the BMPs shall identify the BMPs as (1) existing BMPs, (2) existing BMPs to be revised and implemented, or (3) new BMPs to be implemented. The description shall also include a discussion on the effectiveness of each BMP to reduce or prevent pollutants in storm water discharges and authorized non-storm water discharges. The SWPPP shall provide a summary of all BMPs implemented for each pollutant source. This information should be summarized similar to Table B.

Facility operators shall consider the following BMPs for implementation at the facility:

**A. Non-Structural BMPs**

Non-structural BMPs generally consist of processes, prohibitions, procedures, schedule of activities, etc., that prevent pollutants associated with industrial activity from contacting with storm water discharges and authorized non-storm water discharges. They are considered low technology, cost-effective measures. Facility operators should consider all possible non-structural BMPs options before considering additional

structural BMPs (see Section A.8.b. below). Below is a list of non-structural BMPs that should be considered:

1. **Good Housekeeping.** Good housekeeping generally consist of practical procedures to maintain a clean and orderly facility.
2. **Preventive Maintenance.** Preventive maintenance includes the regular inspection and maintenance of structural storm water controls (catch basins, oil/water separators, etc.) as well as other facility equipment and systems.
3. **Spill Response.** This includes spill clean-up procedures and necessary clean-up equipment based upon the quantities and locations of significant materials that may spill or leak.
4. **Material Handling and Storage.** This includes all procedures to minimize the potential for spills and leaks and to minimize exposure of significant materials to storm water and authorized non-storm water discharges.
5. **Employee Training.** This includes training of personnel who are responsible for (1) implementing activities identified in the SWPPP, (2) conducting inspections, sampling, and visual observations, and (3) managing storm water. Training should address topics such as spill response, good housekeeping, and material handling procedures, and actions necessary to implement all BMPs identified in the SWPPP. The SWPPP shall identify periodic dates for such training. Records shall be maintained of all training sessions held.
6. **Waste Handling/Recycling.** This includes the procedures or processes to handle, store, or dispose of waste materials or recyclable materials.
7. **Recordkeeping and Internal Reporting.** This includes the procedures to ensure that all records of inspections, spills, maintenance activities, corrective actions, visual observations, etc., are developed, retained, and provided, as necessary, to the appropriate facility personnel.
8. **Erosion Control and Site Stabilization.** This includes a description of all sediment and erosion control activities. This may include the planting and maintenance of vegetation, diversion of run-on and runoff, placement of sandbags, silt screens, or other sediment control devices, etc.
9. **Inspections.** This includes, in addition to the preventative maintenance inspections identified above, an inspection schedule of all potential pollutant sources. Tracking and follow-up procedures shall be described to ensure adequate corrective actions are taken and SWPPPs are made.
10. **Quality Assurance.** This includes the procedures to ensure that all elements of the SWPPP and Monitoring Program are adequately conducted.

## B. Structural BMPs.

Where non-structural BMPs as identified in Section A.8.a. above are not effective, structural BMPs shall be considered. Structural BMPs generally consist of structural devices that reduce or prevent pollutants in storm water discharges and authorized non-storm water discharges. Below is a list of structural BMPs that should be considered:

1. **Overhead Coverage.** This includes structures that provide horizontal coverage of materials, chemicals, and pollutant sources from contact with storm water and authorized non-storm water discharges.
2. **Retention Ponds.** This includes basins, ponds, surface impoundments, bermed areas, etc. that do not allow storm water to discharge from the facility.
3. **Control Devices.** This includes berms or other devices that channel or route run-on and runoff away from pollutant sources.
4. **Secondary Containment Structures.** This generally includes containment structures around storage tanks and other areas for the purpose of collecting any leaks or spills.
5. **Treatment.** This includes inlet controls, infiltration devices, oil/water separators, detention ponds, vegetative swales, etc. that reduce the pollutants in storm water discharges and authorized non-storm water discharges.

## IX. Annual Comprehensive Site Compliance Evaluation

The facility operator shall conduct one comprehensive site compliance evaluation (evaluation) in each reporting period (July 1-June 30). Evaluations shall be conducted within 8-16 months of each other. The SWPPP shall be revised, as appropriate, and the revisions implemented within 90 days of the evaluation. Evaluations shall include the following:

- A. A review of all visual observation records, inspection records, and sampling and analysis results.
- B. A visual inspection of all potential pollutant sources for evidence of, or the potential for, pollutants entering the drainage system.
- C. A review and evaluation of all BMPs (both structural and non-structural) to determine whether the BMPs are adequate, properly implemented and maintained, or whether additional BMPs are needed. A visual inspection of equipment needed to implement the SWPPP, such as spill response equipment, shall be included.
- D. An evaluation report that includes, (i) identification of personnel performing the evaluation, (ii) the date(s) of the evaluation, (iii) necessary SWPPP revisions, (iv) schedule, as required in Section A.10.e, for implementing SWPPP revisions, (v) any

incidents of non-compliance and the corrective actions taken, and (vi) a certification that the facility operator is in compliance with this Permit. If the above certification cannot be provided, explain in the evaluation report why the facility operator is not in compliance with this General Permit. The evaluation report shall be submitted as part of the annual report, retained for at least five years, and signed and certified in accordance with Standard Provisions V.D.5 of Attachment D.

## **X. SWPPP General Requirements**

- A.** The SWPPP shall be retained on site and made available upon request of a representative of the Regional Board and/or local storm water management agency (local agency) which receives the storm water discharges.
- B.** The Regional Board and/or local agency may notify the facility operator when the SWPPP does not meet one or more of the minimum requirements of this Section. As requested by the Regional Board and/or local agency, the facility operator shall submit an SWPPP revision and implementation schedule that meets the minimum requirements of this section to the Regional Board and/or local agency that requested the SWPPP revisions. Within 14 days after implementing the required SWPPP revisions, the facility operator shall provide written certification to the Regional Board and/or local agency that the revisions have been implemented.
- C.** The SWPPP shall be revised, as appropriate, and implemented prior to changes in industrial activities which (i) may significantly increase the quantities of pollutants in storm water discharge, (ii) cause a new area of industrial activity at the facility to be exposed to storm water, or (iii) begin an industrial activity which would introduce a new pollutant source at the facility.
- D.** The SWPPP shall be revised and implemented in a timely manner, but in no case more than 90 days after a facility operator determines that the SWPPP is in violation of any requirement(s) of this Permit.
- E.** When any part of the SWPPP is infeasible to implement due to proposed significant structural changes, the facility operator shall submit a report to the Regional Board prior to the applicable deadline that (i) describes the portion of the SWPPP that is infeasible to implement by the deadline, (ii) provides justification for a time extension, (iii) provides a schedule for completing and implementing that portion of the SWPPP, and (iv) describes the BMPs that will be implemented in the interim period to reduce or prevent pollutants in storm water discharges and authorized non-storm water discharges. Such reports are subject to Regional Board approval and/or modifications. Facility operators shall provide written notification to the Regional Board within 14 days after the SWPPP revisions are implemented.
- F.** The SWPPP shall be provided, upon request, to the Regional Board. The SWPPP is considered a report that shall be available to the public by the Regional Board under Section 308(b) of the Clean Water Act.

## **ATTACHMENT J – SUMMARY OF REASONABLE POTENTIAL ANALYSIS**

CTR#	Parameters	Units	CY	MEC	Freshwater		Saltwater		Human Health for consumption of:	REASONABLE POTENTIAL ANALYSIS (RPA)		RPA Result - Need Limit?	Reason
					C acute = C/CCT lot	C chronic = C/CCT lot	C acute = C/CCT lot	C chronic = C/CCT lot		Wear & Organisms	MEC >=		
1	Arsenic	ug/L	340.00	0.24	No Criteria	No Criteria	No Criteria	No Criteria	4300.00	150.00	No	No	Ud:MEC-C & no B
2	Beryllium	ug/L	1.71	0.24	No Criteria	No Criteria	No Criteria	No Criteria	150.00	No	No	No	Ud:MEC-C & no B
3	Bromine	ug/L	4.52	0.24	No Criteria	No Criteria	No Criteria	No Criteria	2.48	No	No	No	Ud:MEC-C & no B
4	Cadmium (II)	ug/L	1738.53	0.18	No Criteria	No Criteria	No Criteria	No Criteria	206.98	No	No	No	Ud:MEC-C & no B
5	Cadmium (IV)	ug/L	14.00	1.2	No Criteria	No Criteria	No Criteria	No Criteria	1.33	No	No	No	Ud:MEC-C & no B
6	Copper	ug/L	81.65	0.32	No Criteria	No Criteria	No Criteria	No Criteria	3.18	No	No	No	Ud:MEC-C & no B
7	Lead	ug/L	1.566	0.22	No Criteria	No Criteria	No Criteria	No Criteria	0.551	Yes	Yes	Yes	MEC=C
8	Nickel	ug/L	489.17	0.24	No Criteria	No Criteria	No Criteria	No Criteria	52.16	No	No	No	Ud:MEC-C & no B
9	Selenium	ug/L	20.00	5.00	No Criteria	No Criteria	No Criteria	No Criteria	4800.00	No	No	No	Ud:MEC-C & no B
10	Silver	ug/L	4.08	0.02	No Criteria	No Criteria	No Criteria	No Criteria	5.00	No	No	No	Ud:MEC-C & no B
11	Thallium	ug/L	1.7	1.7	No Criteria	No Criteria	No Criteria	No Criteria	6.30	No	No	No	Ud:MEC-C & no B
12	Zinc	ug/L	119.82	119.82	No Criteria	No Criteria	No Criteria	No Criteria	119.82	No	No	No	Ud:MEC-C & no B
13	Zinc	ug/L	22.00	5.20	No Criteria	No Criteria	No Criteria	No Criteria	22000.00	No	No	No	Ud:MEC-C & no B
14	Cyanide	ug/L	2.0	2.0	No Criteria	No Criteria	No Criteria	No Criteria	0.0000000	No	No	No	Ud:MEC-C & no B
15	2,3,7,8-TCDF	ug/L	2	2	No Criteria	No Criteria	No Criteria	No Criteria	0.0000000	No	No	No	Ud:MEC-C & no B
16	Acrylonitrile	ug/L	0.88	0.88	No Criteria	No Criteria	No Criteria	No Criteria	0.60	No	No	No	Ud:MEC-C & no B
17	Benzene	ug/L	71	71	No Criteria	No Criteria	No Criteria	No Criteria	71.0	No	No	No	Ud:MEC-C & no B
18	Bromine	ug/L	360	360	No Criteria	No Criteria	No Criteria	No Criteria	580.0	No	No	No	Ud:MEC-C & no B
19	Carbon Tetrachloride	ug/L	4.4	4.4	No Criteria	No Criteria	No Criteria	No Criteria	4.00	No	No	No	Ud:MEC-C & no B
20	Chlorobenzene	ug/L	0.15	0.15	No Criteria	No Criteria	No Criteria	No Criteria	21000	No	No	No	Ud:MEC-C & no B
21	Chloroethane	ug/L	0.24	0.24	No Criteria	No Criteria	No Criteria	No Criteria	34.00	No	No	No	Ud:MEC-C & no B
22	Chloroethylene	ug/L	0.24	0.24	No Criteria	No Criteria	No Criteria	No Criteria	34.00	No	No	No	Ud:MEC-C & no B
23	Chloroethane	ug/L	0.24	0.24	No Criteria	No Criteria	No Criteria	No Criteria	34.00	No	No	No	Ud:MEC-C & no B
24	Chloroethylene	ug/L	0.24	0.24	No Criteria	No Criteria	No Criteria	No Criteria	34.00	No	No	No	Ud:MEC-C & no B
25	Chloroethane	ug/L	0.24	0.24	No Criteria	No Criteria	No Criteria	No Criteria	34.00	No	No	No	Ud:MEC-C & no B
26	Chloroethylene	ug/L	0.24	0.24	No Criteria	No Criteria	No Criteria	No Criteria	34.00	No	No	No	Ud:MEC-C & no B
27	Chloroethane	ug/L	0.24	0.24	No Criteria	No Criteria	No Criteria	No Criteria	34.00	No	No	No	Ud:MEC-C & no B
28	1,1-Dichloroethane	ug/L	0.21	0.21	No Criteria	No Criteria	No Criteria	No Criteria	48.00	No	No	No	Ud:MEC-C & no B
29	1,1-Dichloroethane	ug/L	0.21	0.21	No Criteria	No Criteria	No Criteria	No Criteria	48.00	No	No	No	Ud:MEC-C & no B
30	1,1-Dichloroethane	ug/L	0.21	0.21	No Criteria	No Criteria	No Criteria	No Criteria	48.00	No	No	No	Ud:MEC-C & no B
31	1,2-Dichloroethane	ug/L	0.14	0.14	No Criteria	No Criteria	No Criteria	No Criteria	3200	No	No	No	Ud:MEC-C & no B
32	1,3-Dichloroethane	ug/L	0.2	0.2	No Criteria	No Criteria	No Criteria	No Criteria	28000	No	No	No	Ud:MEC-C & no B
33	Ethylbenzene	ug/L	0.39	0.39	No Criteria	No Criteria	No Criteria	No Criteria	4000	No	No	No	Ud:MEC-C & no B
34	Methyl Bromide	ug/L	0.39	0.39	No Criteria	No Criteria	No Criteria	No Criteria	4000	No	No	No	Ud:MEC-C & no B
35	Methyl Chloride	ug/L	0.4	0.4	No Criteria	No Criteria	No Criteria	No Criteria	1600	No	No	No	Ud:MEC-C & no B
36	Methylene Chloride	ug/L	0.21	0.21	No Criteria	No Criteria	No Criteria	No Criteria	11.00	No	No	No	Ud:MEC-C & no B
37	1,1,2,2-Tetrachloroethane	ug/L	0.23	0.23	No Criteria	No Criteria	No Criteria	No Criteria	8.85	No	No	No	Ud:MEC-C & no B
38	Tetrahydrofuran	ug/L	0.14	0.14	No Criteria	No Criteria	No Criteria	No Criteria	200000	No	No	No	Ud:MEC-C & no B
39	Toluene	ug/L	0.21	0.21	No Criteria	No Criteria	No Criteria	No Criteria	140000	No	No	No	Ud:MEC-C & no B
40	1,2-Trans-Dichloroethane	ug/L	0.21	0.21	No Criteria	No Criteria	No Criteria	No Criteria	42	No	No	No	Ud:MEC-C & no B
41	1,1,1-Trichloroethane	ug/L	0.21	0.21	No Criteria	No Criteria	No Criteria	No Criteria	42.0	No	No	No	Ud:MEC-C & no B
42	1,1,1-Trichloroethane	ug/L	0.21	0.21	No Criteria	No Criteria	No Criteria	No Criteria	42.0	No	No	No	Ud:MEC-C & no B
43	Vinyl Chloride	ug/L	0.24	0.24	No Criteria	No Criteria	No Criteria	No Criteria	81	No	No	No	Ud:MEC-C & no B
44	Vinyl Chloride	ug/L	0.24	0.24	No Criteria	No Criteria	No Criteria	No Criteria	81	No	No	No	Ud:MEC-C & no B
45	2,4-Dichlorophenol	ug/L	0.23	0.23	No Criteria	No Criteria	No Criteria	No Criteria	460	No	No	No	Ud:MEC-C & no B
46	2,4-Dichlorophenol	ug/L	0.23	0.23	No Criteria	No Criteria	No Criteria	No Criteria	780	No	No	No	Ud:MEC-C & no B
47	2,4-Dimethylphenol	ug/L	0.97	0.97	No Criteria	No Criteria	No Criteria	No Criteria	2300	No	No	No	Ud:MEC-C & no B
48	4-Gluco-o-tyrosol (aka 2-methyl-4,6-dihydroxyphenol)	ug/L	0.59	0.59	No Criteria	No Criteria	No Criteria	No Criteria	765	No	No	No	Ud:MEC-C & no B
49	2,4-Dichlorophenol	ug/L	0.9	0.9	No Criteria	No Criteria	No Criteria	No Criteria	14000	No	No	No	Ud:MEC-C & no B
50	2,4-Dichlorophenol	ug/L	0.9	0.9	No Criteria	No Criteria	No Criteria	No Criteria	14000	No	No	No	Ud:MEC-C & no B
51	4-Nitrophenol	ug/L	0.34	0.34	No Criteria	No Criteria	No Criteria	No Criteria	14000	No	No	No	Ud:MEC-C & no B
52	3,4-Di-4-Chlorophenyl Ether (DCE)	ug/L	7.89	7.89	No Criteria	No Criteria	No Criteria	No Criteria	8.2	No	No	No	No Criteria
53	Benzothiazopyrene	ug/L	6.05	6.05	No Criteria	No Criteria	No Criteria	No Criteria	4800000	No	No	No	Ud:MEC-C & no B
54	Phenol	ug/L	0.43	0.43	No Criteria	No Criteria	No Criteria	No Criteria	4800000	No	No	No	Ud:MEC-C & no B
55	2,4,6-Trichlorophenol	ug/L	0.27	0.27	No Criteria	No Criteria	No Criteria	No Criteria	6.5	No	No	No	Ud:MEC-C & no B
56	Acenaphthene	ug/L	0.44	0.44	No Criteria	No Criteria	No Criteria	No Criteria	2700	No	No	No	Ud:MEC-C & no B
57	Acenaphthylene	ug/L	0.28	0.28	No Criteria	No Criteria	No Criteria	No Criteria	110000	No	No	No	Ud:MEC-C & no B
58	Anthracene	ug/L	0.00054	0.00054	No Criteria	No Criteria	No Criteria	No Criteria	0.00054	No	No	No	Ud:MEC-C & no B
59	Benzo(a)Anthracene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
60	Benzo(a)Pyrene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
61	Benzo(b)Fluoranthene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
62	Benzo(k)Fluoranthene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
63	Benzo(a)Fluoranthene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
64	Benzo(a)Fluoranthene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
65	Benzo(a)Fluoranthene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
66	Benzo(a)Fluoranthene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
67	Benzo(a)Fluoranthene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
68	Benzo(a)Fluoranthene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
69	Benzo(a)Fluoranthene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
70	Benzo(a)Fluoranthene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
71	4-Chlorophenyl Ethyl Ether	ug/L	0.5	0.5	No Criteria	No Criteria	No Criteria	No Criteria	4300	No	No	No	Ud:MEC-C & no B
72	Chrysene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
73	Dibenz(a,h)Anthracene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
74	Dibenz(a,h)Anthracene	ug/L	0.049	0.049	No Criteria	No Criteria	No Criteria	No Criteria	0.049	No	No	No	Ud:MEC-C & no B
75	1,2-Dichlorobenzene	ug/L	17000	No	No	No	No	No	17000	No	No	No	Ud:MEC-C & no B
76	1,3-Dichlorobenzene	ug/L	2800	No	No	No	No	No	2800	No	No	No	Ud:MEC-C & no B
77	1,4-Dichlorobenzene	ug/L	2800	No	No	No	No	No	2800	No	No	No	Ud:MEC-C & no B
78	1,2,4-Trichlorobenzene	ug/L	2800	No	No	No	No	No	2800	No	No	No	Ud:MEC-C & no B
79	1,2,4-Trichlorobenzene	ug/L	2800	No	No	No	No	No	2800	No	No	No	Ud:MEC-C & no B
80	1,2,4-Trichlorobenzene	ug/L	2800	No	No	No	No	No	2800	No	No	No	Ud:MEC-C & no B
81	1,2,4-Trichlorobenzene	ug/L	2800	No	No	No	No	No	2800	No	No	No	Ud:MEC-C & no B
82	1,2,4-Trichlorobenzene	ug/L	2800	No	No	No	No	No	2800	No	No	No	Ud:MEC-C & no B
83	1,2,4-Trichlorobenzene	ug/L	2800	No	No	No	No	No	2800	No	No	No	Ud:MEC-C & no B
84	1,2,4-Trichlorobenzene	ug/L	2800	No	No	No	No	No	2800	No	No	No	Ud:MEC-C & no B
85	1,2,4-Trichlorobenzene	ug/L	2800	No	No	No	No	No	2800	No	No	No	Ud:MEC-C & no B
86	Fluoranthene	ug/L	0.34	0.34	No Criteria	No Criteria	No Criteria	No Criteria	0.54	No	No	No	Ud:MEC-C & no B
87	Fluoranthene	ug/L	0.34	0.34	No Criteria	No Criteria	No Criteria	No Criteria	0.54	No	No	No	Ud:MEC-C & no B
88	Fluoranthene	ug/L	0.34	0.34	No Criteria	No Criteria	No Criteria	No Criteria	0.54	No	No	No	Ud:MEC-C & no B
89	Fluoranthene	ug/L	0.34	0.34	No Criteria	No Criteria	No Criteria	No Criteria	0.54	No	No	No	Ud:MEC-C & no B
90	Fluoranthene	ug/L	0.34	0.34	No Criteria	No Criteria	No Criteria	No Criteria	0.54	No	No	No	Ud:MEC-C & no B
91	Fluoranthene	ug/L	0.34	0.34	No Criteria	No Criteria	No Criteria	No Criteria	0.54	No	No	No	Ud:MEC-C & no B
92	Fluoranthene	ug/L	0.34	0.34	No Criteria	No Criteria	No Criteria	No Criteria	0.54	No	No	No	Ud:MEC-C & no B
93	Fluoranthene	ug/L	0.34	0.34	No Criteria	No Criteria	No Criteria	No Criteria	0.54	No	No	No	Ud:MEC-C & no B

CTR#	Parameters	Units	CV	MEC	CTR Water Quality Criteria (ug/L)				Human Health for consumption of Organisms only	Lowest C	MEC >= Lowest C	Tier 1 - Need Limit?	B Available (Y/N)?	Are all B data points non-detects (Y/N)?	If all data points ND Enter the detection limit (MDL)	Enter the detected max conc (ug/L)	If all B is MDL > C7	If B < C, effluent limit required	Tier 3 - other Info. 7	RPA Result - Need Limit?	Reason
					Freshwater	Surface Water	Water & Organisms	CCC tot													
88	Hexachlorobenzene	ug/L		0.8					50	50.00	No	N							No	UD:Effluent ND,MDL>C & No B	
89	Hexachlorocyclopentadiene	ug/L		0.38					17000	17000	No	N							No	UD:Effluent ND,MDL>C & No B	
90	Hexachlorocyclopentadiene	ug/L		0.38					17000	17000	No	N							No	UD:Effluent ND,MDL>C & No B	
91	Hexachlorocyclopentadiene	ug/L		0.38					17000	17000	No	N							No	UD:Effluent ND,MDL>C & No B	
92	Heptachlor Epoxide	ug/L		0.46					600	600	No	N							No	UD:Effluent ND,MDL>C & No B	
93	Heptachlor Epoxide	ug/L		0.46					600	600	No	N							No	UD:Effluent ND,MDL>C & No B	
94	Heptachlor Epoxide	ug/L		0.46					600	600	No	N							No	UD:Effluent ND,MDL>C & No B	
95	Heptachlor Epoxide	ug/L		0.46					600	600	No	N							No	UD:Effluent ND,MDL>C & No B	
96	N-Nitrosodimethylamine	ug/L		0.43					1900	1900	No	N							No	UD:Effluent ND,MDL>C & No B	
97	N-Nitrosodimethylamine	ug/L		0.43					1900	1900	No	N							No	UD:Effluent ND,MDL>C & No B	
98	N-Nitrosodimethylamine	ug/L		0.43					1900	1900	No	N							No	UD:Effluent ND,MDL>C & No B	
99	N-Nitrosodimethylamine	ug/L		0.43					1900	1900	No	N							No	UD:Effluent ND,MDL>C & No B	
100	Phenanthrene	ug/L		0.48					18	18	No	N							No	UD:Effluent ND,MDL>C & No B	
101	Pyrene	ug/L		0.48					11000	11000	No	N							No	UD:Effluent ND,MDL>C & No B	
102	Adren	ug/L		3.00					0.00714	0.00714	No	N							No	UD:Effluent ND,MDL>C & No B	
103	Adren	ug/L		3.00					0.00714	0.00714	No	N							No	UD:Effluent ND,MDL>C & No B	
104	Adren	ug/L		3.00					0.00714	0.00714	No	N							No	UD:Effluent ND,MDL>C & No B	
105	Adren	ug/L		3.00					0.00714	0.00714	No	N							No	UD:Effluent ND,MDL>C & No B	
106	dieldrin-BHC	ug/L		0.95					0.95	0.95	No	N							No	UD:Effluent ND,MDL>C & No B	
107	Chlordane	ug/L		No Criteria					No Criteria	No Criteria	No	N							No	UD:Effluent ND,MDL>C & No B	
108	4,4'-DDT	ug/L		2.4					0.0043	0.0043	No	N							No	UD:Effluent ND,MDL>C & No B	
109	4,4'-DDT	ug/L		2.4					0.0043	0.0043	No	N							No	UD:Effluent ND,MDL>C & No B	
110	4,4'-DDT	ug/L		2.4					0.0043	0.0043	No	N							No	UD:Effluent ND,MDL>C & No B	
111	Dieldrin	ug/L		0.0032					0.0032	0.0032	No	N							No	UD:Effluent ND,MDL>C & No B	
112	alpha-Erdsulfan	ug/L		0.0032					0.0032	0.0032	No	N							No	UD:Effluent ND,MDL>C & No B	
113	beta-Erdsulfan	ug/L		0.0032					0.0032	0.0032	No	N							No	UD:Effluent ND,MDL>C & No B	
114	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
115	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
116	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
117	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
118	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
119	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
120	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
121	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
122	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
123	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
124	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
125	Endosulfan Sulfate	ug/L		0.0028					0.0028	0.0028	No	N							No	UD:Effluent ND,MDL>C & No B	
126	Toxaphene	ug/L		0.73					0.00075	0.00075	No	N							No	UD:Effluent ND,MDL>C & No B	

Notes:  
 Ud = Undetermined due to lack of data  
 Uc = Undetermined due to lack of CTR Water Quality Criteria  
 C = Water Quality Criteria  
 B = Background receiving water data

CR#	Parameters	HUMAN HEALTH CALCULATIONS			AQUATIC LIFE CALCULATIONS			LIMITS		Recommendation	Comment					
		AMEL hh = ECA = C hh O only	MEQ/LAMEL multiplier	MEQEL hh	ECA acute multiplier (p7)	LTA acute	ECA chronic multiplier	LTA chronic	Lowest LTA			AMEL multiplier 99	AMEL multiplier 99	MEQEL multiplier 99	MEQEL multiplier 99	Lowest AMEL
1	Antimony														No Limit	
2	Arsenic														No Limit	
3	Beryllium														No Limit	
4	Cadmium (III)														No Limit	
5	Cadmium (II)														No Limit	
6	Copper														No Limit	
7	Lead														No Limit	
8	Mercury	0.051	2.92	0.14866											No Limit	
9	Nickel														No Limit	
10	Selenium														No Limit	
11	Silver														No Limit	
12	Thallium														No Limit	
13	Zinc														No Limit	
14	Cyanide														No Limit	
15	Acrylonitrile														No Limit	
16	Acrylonitrile														No Limit	
17	Acrylonitrile														No Limit	
18	Acrylonitrile														No Limit	
19	Benzene														No Limit	
20	Bromofom														No Limit	
21	Carbon Tetrachloride														No Limit	
22	Chlorobenzene														No Limit	
23	Chloroethylenedichloride														No Limit	
24	Chloroethylenedichloride														No Limit	
25	Chloroethylenedichloride														No Limit	
26	Chloroform														No Limit	
27	Chloroform														No Limit	
28	Chloroform														No Limit	
29	Chloroform														No Limit	
30	1,1-Dichloroethane														No Limit	
31	1,2-Dichloroethane														No Limit	
32	1,2-Dichloroethane														No Limit	
33	1,3-Dichloropropane														No Limit	
34	1,3-Dichloropropane														No Limit	
35	1,3-Dichloropropane														No Limit	
36	1,3-Dichloropropane														No Limit	
37	1,1,2-Trichloroethane														No Limit	
38	1,1,1-Trichloroethane														No Limit	
39	1,1,1-Trichloroethane														No Limit	
40	1,1,1-Trichloroethane														No Limit	
41	1,1,1-Trichloroethane														No Limit	
42	1,1,2-Trichloroethane														No Limit	
43	1,1,2-Trichloroethane														No Limit	
44	Vinyl Chloride														No Limit	
45	2-Chlorophenol														No Limit	
46	2,4-Dichlorophenol														No Limit	
47	2,4-Dimethylphenol														No Limit	
48	4,6-dinitro-o-cresol (4,6-dinitro-1,3-dinitrophenol)														No Limit	
49	2,4-Dinitrophenol														No Limit	
50	2-Nitrophenol														No Limit	
51	2-Nitrophenol														No Limit	
52	1-(p,p'-DDE)Dieldrin														No Limit	
53	1-(p,p'-DDE)Dieldrin														No Limit	
54	1-(p,p'-DDE)Dieldrin														No Limit	
55	2,4,6-Trichlorophenol														No Limit	
56	Acenaphthylene														No Limit	
57	Acenaphthylene														No Limit	
58	Anthracene														No Limit	
59	Anthracene														No Limit	
60	Anthracene														No Limit	
61	Anthracene														No Limit	
62	Anthracene														No Limit	
63	Anthracene														No Limit	
64	Anthracene														No Limit	
65	Anthracene														No Limit	
66	Anthracene														No Limit	
67	Anthracene														No Limit	
68	Anthracene														No Limit	
69	Anthracene														No Limit	
70	Anthracene														No Limit	
71	Anthracene														No Limit	
72	Anthracene														No Limit	
73	Anthracene														No Limit	
74	Anthracene														No Limit	
75	Anthracene														No Limit	
76	Anthracene														No Limit	
77	Anthracene														No Limit	
78	Anthracene														No Limit	
79	Anthracene														No Limit	
80	Anthracene														No Limit	
81	Anthracene														No Limit	
82	Anthracene														No Limit	
83	Anthracene														No Limit	
84	Anthracene														No Limit	
85	Anthracene														No Limit	
86	Anthracene														No Limit	
87	Anthracene														No Limit	



CTF#	PARAMETERS	HUMAN HEALTH CALCULATIONS			AQUATIC LIFE CALCULATIONS						LIMITS		Recommendation	Comment			
		Organisms only	Organisms only	Organisms only	Organisms only	Organisms only	Organisms only	Organisms only	Organisms only	Organisms only	Organisms only	Organisms only					
88	Hexachlorobenzene	AMEL hh = ECA = C	MODEL/AMEL multiplier	MODEL hh	ECA acute multiplier (p.7)	LTA acute	ECA chronic multiplier	LTA chronic	Lowest LTA	AMEL multiplier 95	AMEL multiplier 99	MODEL multiplier	MODEL multiplier 99	Lowest AMEL	Lowest MODEL	No Limit	
89	Hexachlorocyclopentadiene															No Limit	
90	Hexachlorocyclopentadiene															No Limit	
91	Hexachlorocyclopentadiene															No Limit	
92	Heptachlor															No Limit	
93	Heptachlor Epoxide															No Limit	
94	Heptachlor Epoxide															No Limit	
95	Heptachlor Epoxide															No Limit	
96	N,N-Diethyl-2,2,4,4-tetraaminoethane															No Limit	
97	N,N-Diethyl-2,2,4,4-tetraaminoethane															No Limit	
98	N,N-Diethyl-2,2,4,4-tetraaminoethane															No Limit	
99	Phenanthrene															No Limit	
100	Pyrene															No Limit	
101	1,2,4-Trichlorobenzene															No Limit	
102	1,2,4-Trichlorobenzene															No Limit	
103	1,2,4-Trichlorobenzene															No Limit	
104	1,2,4-Trichlorobenzene															No Limit	
105	1,2,4-Trichlorobenzene															No Limit	
106	1,2,4-Trichlorobenzene															No Limit	
107	1,2,4-Trichlorobenzene															No Limit	
108	1,2,4-Trichlorobenzene															No Limit	
109	1,2,4-Trichlorobenzene															No Limit	
110	1,2,4-Trichlorobenzene															No Limit	
111	1,2,4-Trichlorobenzene															No Limit	
112	1,2,4-Trichlorobenzene															No Limit	
113	1,2,4-Trichlorobenzene															No Limit	
114	1,2,4-Trichlorobenzene															No Limit	
115	1,2,4-Trichlorobenzene															No Limit	
116	1,2,4-Trichlorobenzene															No Limit	
117	1,2,4-Trichlorobenzene															No Limit	
118	1,2,4-Trichlorobenzene															No Limit	
119	1,2,4-Trichlorobenzene															No Limit	
120	1,2,4-Trichlorobenzene															No Limit	

Notes:  
 U# = Undetermined due to lack of data  
 U# = Undetermined due to lack of CTR  
 C = Water Quality Criteria  
 B = Background receiving water data