



California Regional Water Quality Control Board Central Valley Region

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18 March 2009

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NOTICE OF APPLICABILITY (NOA); GENERAL WASTE DISCHARGE REQUIREMENTS ORDER NO. R5-2008-0081; FOLSOM SOUTH CANAL CONNECTION (FSCC) PROJECT; SAN JOAQUIN COUNTY

Our office received a Notice of Intent (NOI) on 16 September 2008 from Ranger Pipelines Inc. for the FSCC Middle Pipeline Segment Project. Based on the information in the NOI and subsequent documentation, we have determined that the project meets the required conditions for approval under the General Order for Dewatering and Other Low Threat Discharges to Surface Waters (Low Threat General Order). For this Low Threat General Order Permit, Ranger Pipelines Inc. and the East Bay Municipal Utility District (EBMUD) are jointly designated as the Discharger. This project is hereby assigned Low Threat General Order No. R5-2008-0081-016 and National Pollutant Discharge Elimination System (NPDES) Permit No. CAG995001.

The Low Threat General Order (enclosed) may also be viewed at the following web address: http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/general_orders/r5-2008-0081.pdf. You are urged to familiarize yourself with the contents of the entire document. The Low Threat General Order prescribes mandatory discharge monitoring requirements. The project activities shall be operated in accordance with the requirements contained in the NOA, the General Order, and with the information submitted by the Discharger.

CALIFORNIA TOXIC RULE / STATE IMPLEMENTATION POLICY MONITORING

This Low Threat General Order incorporates the requirements of the California Toxic Rule (CTR) and the State Water Resources Control Board's (State Water Board), *Policy for Implementation of Toxic Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California, 2005*, also known as the State Implementation Policy (SIP). Screening levels for CTR constituents are found in Attachment B of the General Order.

California Environmental Protection Agency

Review of your water quality data in reference to the CTR screening values showed no reasonable potential to impact the receiving waters. Therefore, no additional effluent limitations or additional monitoring requirements will be required for this project.

PROJECT DESCRIPTION

The project involves the discharge of groundwater from hydrostatic pipeline testing for the Middle Segment of the EBMUD's Folsom South Canal Connection Project. The Middle Segment consists of approximately 37,000 linear feet of 72 inch pipe. The pipeline begins at the intersection of Liberty Road and Jack Tone Road, and ends on EBMUD property just south of Buena Vista Road. The project is located near the town of Clements. The discharges will flow into Coyote Creek, which is a tributary of the Mokelumne River. The discharge is planned to commence following approval of this NOA and continue for approximately three weeks.

MONITORING AND REPORTING

The Discharger is required to comply with all the monitoring and reporting requirements contained in the Low Threat General Order. This includes notifying Central Valley Regional Water Quality Control Board (Regional Water Board) staff 24 hours before the start of each new discharge, notification of noncompliance or anticipated noncompliance, and quarterly reporting of monitoring results to this office.

Effluent and receiving water monitoring shall be conducted and submitted to the Regional Water Board on a quarterly basis. You must submit quarterly reports until Regional Water Board staff formally terminate your coverage under the Low Threat General Order, even if there is no discharge or receiving water flow during the reporting quarter. Most reporting requirements are found in Attachment E of the Low Threat General Order. Please reference your unique order number, R5-2008-0081-016, in your correspondence and submitted documents. All monitoring reports and discharge notifications shall be to Ann Hopkinson, who may be reached at (916) 464-4835 or by e-mail at ahopkinson@waterboards.ca.gov.

GENERAL INFORMATION AND REQUIREMENTS

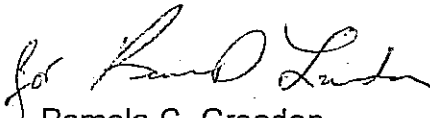
The Discharger will be required to implement its Pollution Prevention and Monitoring and Reporting (PPMR) Plan, if applicable. The Regional Water Board shall be notified immediately if any violation, nuisance, or detriment to the receiving water is observed during implementation of the project. Discharge of material other than what is described in the application is prohibited.

The required annual fee (as specified in the annual billing you will receive from the State Water Board) shall be submitted until this NOA is officially terminated. You must notify this office in writing when the discharge regulated by this Low Threat General Order is no longer necessary, so we may terminate applicability of this Low Threat General Order and avoid additional unnecessary billing.

Failure to comply with the Low Threat General Order may result in enforcement actions, which could include civil liability. Some late reporting and effluent limitation violations are subject to a Mandatory Minimum Penalty (MMP) of \$3,000 per violation (California Water Code Section

13385(h) and (i)). If you have no discharge during a quarterly monitoring period, you must still submit a report indicating that no discharge occurred, or you may be subject to MMPs.

If you have any question or comments regarding the permitting aspects of your Low Threat General Order coverage, please contact David Kirn of our office at (916) 464-4761 or at dwkirn@waterboards.ca.gov. If you have any questions regarding monitoring, discharge notification, compliance, or enforcement issues, then please contact Ann Hopkinson at (916) 464-4835 or at ahopkinson@waterboards.ca.gov.



Pamela C. Creedon
Executive Officer

Enclosure: General Order No. R5-2008-0081 (Discharger only)

cc: U.S. Environmental Protection Agency, Region IX, San Francisco
U.S. Army Corps of Engineers, Sacramento
Mr. Phil Isorena, Division of Water Quality, State Water Board, Sacramento