
Central Valley Regional Water Quality Control Board

11 February 2022

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AMENDED NOTICE OF APPLICABILITY; GENERAL PERMIT FOR DISCHARGES FROM MUNICIPAL SEPARATE STORM SEWER SYSTEMS, ORDER R5-2016-0040

San Joaquin County (County) is currently enrolled under the *National Pollutant Discharge Elimination System Permit and Waste Discharge Requirements General Permit for Discharges from Municipal Separate Storm Sewer Systems*, Order R5-2016-0040 ([General Permit](#))

(https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/general_orders/r5-2016-0040_ms4.pdf). In particular, the jurisdictional areas of the County adjacent to and located within the Stockton Urbanized Area, referred to herein as the Phase I MS4 jurisdictional area, are currently enrolled under the General Permit. The remainder of the County MS4's service area, referred to herein as the Phase II MS4 jurisdictional area, is enrolled under *National Pollutant Discharge Elimination System (NPDES) General Permit for Waste Discharge Requirements (WDRs) for Storm Water Discharges from Small Municipal Separate Storm Sewer Systems (MS4s)*, WQ Order 2013-0001-DWQ, as amended (Small MS4 General Permit). On 16 November 2021, the County submitted a Notice of Intent (NOI) for coverage of its Phase II MS4 jurisdictional area under the General Permit. The County subsequently submitted a revised NOI on 16 December 2021.

After review of the revised NOI, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) has determined that the County's existing enrollment under the General Permit may be amended to include the Phase II MS4 jurisdictional area. The Notice of Applicability for the County is amended to include the County's Phase II MS4 jurisdictional area. In accordance with Provision G of the Small MS4 General Permit, this amended Notice of Applicability terminates the County's enrollment under the Small MS4 General Permit.

Provision V.F.2 of the General Permit provides a table which outlines the steps to develop the County's Storm Water Management Plan. The County submitted the results of its Assessment and Prioritization and the proposed methodology for the

DENISE KADARA, ACTING CHAIR | PATRICK PULUPA, EXECUTIVE OFFICER

Reasonable Assurance Analysis for the Phase II MS4 jurisdictional area, which demonstrates the characteristics and water quality issues of concern are similar for the both the County Phase I and Phase II MS4 jurisdictional areas such that the water quality assessments and determinations based on data and information obtained within the Phase I MS4 jurisdictional area would be reasonably representative of the Phase II MS4 jurisdictional area.

The County submitted a proposed Work Plan with the NOI, which proposes to implement the existing Phase I Storm Water Management Plan (SWMP) for its entire MS4 jurisdictional area until the updated SWMP is approved by the Central Valley Water Board under the General Permit. Pursuant to Provisions V.C.9.c and V.E.4 of the General Permit, a Permittee is required to continue implementation of its existing SWMP between receipt of an NOA and final approval of a SWMP that meets the requirements laid out in the General Permit. The County shall continue implementation of its existing SWMP for its entire jurisdictional area pending Central Valley Water Board approval of a new SWMP under the General Order.

If you have any questions, please contact Elizabeth Lee at Elizabeth.Lee@waterboards.ca.gov.

Patrick Pulupa
Executive Officer

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