

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

RESOLUTION NO. R5-2005-0091

AMENDING WASTE DISCHARGE REQUIREMENTS

ORDER NO. R5-2003-0061

NPDES NO. CA0082848

FOR

SAN JOAQUIN COUNTY SERVICE AREA 31
FLAG CITY WASTEWATER TREATMENT PLANT
SAN JOAQUIN COUNTY

The California Regional Water Quality Control Board, Central Valley Region, (hereafter Regional Board) finds:

1. Waste Discharge Requirements (WDRs) Order No R5-2003-0061, NPDES No. CA0082848 was adopted on 25 April 2003, prescribing waste discharge requirements for the San Joaquin County Service Area 31 (hereafter Discharger).
2. On average, the Discharger collects, treats, and disposes of approximately 40,000 gallons per day (0.04 mgd) of domestic and industrial wastewater. The wastewater is normally discharged to Highline Canal. However, at times effluent is directed to a holding pond system where some evaporation and percolation of the wastewater may occur.
3. Waste Discharge Requirements Order No. R5-2003-0061 contains Provisions F.3. and F.6., which provide time schedules to meet Effluent Limitations B.4. requiring tertiary treatment and B.6 requiring installation of an adequate electronic notification system as an alternative to continuous staffing.
4. The Discharger submitted a letter dated 30 April 2004, requesting an amendment to Order No. R5-2003-0061 to extend the final compliance dates in Provisions F.3. and F.6. from 1 May 2004 to 1 November 2005.
5. On 10 September 2004, the Regional Board adopted Resolution No. R5-2004-0126 amending WDRs Order No R5-2003-0061 to extend the final compliance dates for Provisions F.3. and F.6. from 1 May 2004 to 1 November 2005.
6. The Discharger has submitted another letter dated 2 March 2005, requesting a second amendment to Order No. R5-2003-0061 to again extend the final compliance dates in Provisions F.3. and F.6. from 1 November 2005 to 1 January 2008.
7. The Discharger has explained that their resources would be more appropriately devoted toward securing an arrangement with the Cities of Lodi or Stockton to accept CSA 31's wastewater rather than constructing improvements required by Order No. R5-2003-0061. The Discharger cites

construction costs to upgrade the facility to tertiary treatment, in particular the expansion of the existing chlorine contact basin, to be higher than expected. Also, the remote notification upgrade cost was greater than expected requiring the Discharger to develop a financial plan to address the unexpected price of the system. Therefore the Discharger is working toward a contract with either the Cities of Lodi or Stockton to accept their wastewater.

8. Due to the time remaining on the permit, the Regional Board has considered this request and determined that an extension for the tertiary treatment requirements is appropriate. However, extension for remote notification for operational failures is unacceptable. Continuous remote monitoring and notification of failures is necessary to avoid environmental or public exposure to possible hazards in the discharge. The remote notification is necessary to protect water quality and public health and safety.
9. The action to adopt or amend an NPDES permit for an existing facility is exempt from the provisions of Chapter 3 of the California Environmental Quality Act (Public Resources Code Section 21000, et seq.), requiring preparation of an environmental impact report or negative declaration in accordance with Section 13389 of the California Water Code.
10. The Regional Board has notified the Discharger and interested agencies and persons of its intent to amend waste discharge requirements for this discharge and has provided them with an opportunity for a public hearing and an opportunity to submit their written views and recommendations.
11. The Regional Board, in a public meeting, heard and considered all comments pertaining to the waste discharge requirements amendment.
12. This Resolution shall amend Waste Discharge Requirements Order No R5-2003-0061, NPDES No. CA0082848, pursuant to Section 402 of the CWA, and any amendments thereto, and shall take effect upon the date of hearing, provided EPA has no objections.

IT IS HEREBY ORDERED that Order No. R5-2003-0061, NPDES No. CA0082848, is amended solely to change the final compliance date in Provision F.6. from 1 November 2005 to 1 January 2008. The San Joaquin County Service Area 31, its agents, successors and assigns, in order to meet the provisions contained in Division 7 of the California Water Code and regulations adopted thereunder, and the provisions of the Clean Water Act and regulations and guidelines adopted thereunder, shall comply with the amended Order No. R5-2003-0061.

I, THOMAS R. PINKOS, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Central Valley Region, on 24 June 2005.

THOMAS R. PINKOS, Executive Officer