

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

11020 Sun Center Drive #200, Rancho Cordova, CA 95670

NOTICE OF PUBLIC HEARING

concerning

**TENTATIVE ORDER
AMENDING WASTE DISCHARGE REQUIREMENTS
ORDER R5-2016-0026 (NPDES NO. CA0085197)**

AND

RESCINDING

CEASE AND DESIST ORDER R5-2015-0042

For

**STERLING CAVIAR LLC
STERLING CAVIAR LLC, ELVERTA
SACRAMENTO COUNTY**

Sterling Caviar LLC (Sterling Caviar) owns and operates the Sterling Caviar Elverta Facility (Facility), an aquaculture facility that is defined under the NPDES program as a concentrated aquatic animal production facility. The Facility produces caviar and an average annual harvestable weight of 313,000 pounds of white sturgeon (*Acipenser transmontanus*), with a maximum harvestable weight of 800,000 pounds for sale as meat. Waste generated at the Facility includes fish fecal material, unconsumed fish food, nutrients, algae, silt, chemicals and therapeutic agents to treat fish and control disease. Wastewater from fish production tanks passes through five drum filters to remove particulates and residual ammonia and a moving media biofilter system to remove dissolved organics. The Facility is currently permitted to discharge up to 3.67 million gallons per day of treated wastewater to the Betts-Kismat-Silva (BKS) Preserve wetlands, within Reclamation District 1000 and tributary to the Sacramento River, a water of the United States.

The Central Valley Regional Water Quality Control Board (Central Valley Water Board) proposes to amend Order R5-2016-0026 (NPDES No. CA0085197) to remove the manganese effluent limits and to modify the arsenic effluent limits based on water intake credits. This amending order also proposes to rescind Cease and Desist Order R5-2015-0042.

A public hearing concerning this matter will be held during the Central Valley Water Board meeting scheduled for:

DATE: 7/8 December 2017
TIME: 8:30 a.m.
PLACE: Central Valley Regional Water Quality Control Board Room
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

The designated parties for this hearing are as follows:

- Sterling Caviar LLC Representatives

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested persons and not designated parties. Such interested persons may request status as a designated party for purposes

of this hearing by submitting such request in writing to the Central Valley Water Board no later than **5:00 p.m. on 6 November 2017**. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.

Persons wishing to comment on this noticed hearing item shall submit testimony, evidence, if any, and/or comments in writing to the Central Valley Water Board via email to **RB5S-NPDES-Comments@waterboards.ca.gov** no later than **5:00 p.m. on 6 November 2017**. Written evidence or comments submitted after **5:00 p.m. on 6 November 2017** will not be accepted and will not be incorporated into the administrative record absent a ruling by the Board Chair. Any party requesting to submit late materials must demonstrate good cause for the late submission, and the Chair must find that accepting the late submission will not prejudice the Central Valley Water Board or any Designated Party.

All designated parties and interested persons may speak at the Central Valley Water Board meeting, and are expected to orally summarize their written submittals. Oral testimony and cross examination will be limited in time by the Board Chair.

Anyone having questions regarding the hearing item should contact Dania Jimmerson at (916) 464-4742 or Dania.Jimmerson@waterboards.ca.gov. Interested parties may download the tentative Order and related documents from the Central Valley Water Board's Internet website at http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/. Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's office at 11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114 weekdays between 8:00 a.m. and 5:00 p.m. **The final meeting agenda will be available at http://www.waterboards.ca.gov/centralvalley/board_info/meetings/ at least 10 days before the meeting. The agenda will provide the specific date the Board Meeting will be held for this item, indicate the anticipated order of all agenda items, and may include staff revisions to the proposed order(s).**

The procedures governing Central Valley Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq. and are available upon request. Hearings before the Central Valley Water Board are not conducted pursuant to Government Code section 11500 et seq. The procedures may be obtained by accessing http://www.waterboards.ca.gov/laws_regulations/. Information on meeting and hearing procedures is also available on the Central Valley Water Board's website at http://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.shtml or by contacting any one of the Central Valley Water Board's offices. Questions regarding such procedures should be directed to Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Please bring the above information to the attention of anyone you know who would be interested in this matter.

Original Signed By

ADAM LAPUTZ, Assistant Executive Officer

6 October 2017