

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION
11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

NOTICE OF PUBLIC HEARING

concerning

**TENTATIVE ORDER
WASTE DISCHARGE REQUIREMENTS ORDER R5 2021-XXXX
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM
PERMIT CA0081809
FOR
ORIGINAL SIXTEEN TO ONE MINE, INC.
SIXTEEN TO ONE MINE
SIERRA COUNTY**

Discharger and Tentative Order Information

Original Sixteen to One Mine, Inc. (Discharger) is the owner and operator of the Sixteen to One Mine, located at 506 Miners Street in Alleghany, California. The Sixteen to One Mine is an operating hard rock gold mine. Untreated mine drainage from the Sixteen to One Mine is discharged at Discharge Point 001 (at the 21 Tunnel Portal) to Kanaka Creek, a water of the United States tributary to the Middle Yuba River within the Yuba River Watershed. Discharge Point 001 is located approximately 6 miles upstream of the confluence of Kanaka Creek and the Middle Fork Yuba River.

Discharges from the Facility are currently regulated by Waste Discharge Requirements Order R5-2015-0002, issued by the Central Valley Regional Water Quality Control Board (Central Valley Water Board) on 5 February 2015. An Order is proposed to renew the NPDES permit. The proposed permit includes updated effluent limitations for antimony, arsenic, cadmium, copper, electrical conductivity, lead, and nickel and proposes to remove effluent limitations for flow and manganese.

Public Hearing Date and Location

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

DATE: 17/18 June 2021
TIME: 8:30 a.m.
PLACE: Online Meeting

The [final meeting agenda](https://www.waterboards.ca.gov/centralvalley/board_info/meetings/) (https://www.waterboards.ca.gov/centralvalley/board_info/meetings/) will be available at least **10 days** before the meeting. The agenda will provide the anticipated date the hearing will be held for this item and anticipated order of all

agenda items; however, the Board may consider agenda items out of their listed order. The agenda materials may also include staff revisions to the tentative Order.

Nature and Purpose of Hearing

At the hearing, the Central Valley Water Board will hear testimony and oral comments regarding the tentative Order. This proceeding will be a formal adjudicatory proceeding. The [procedures governing Central Valley Water Board adjudicatory hearings](http://www.waterboards.ca.gov/laws_regulations/) (http://www.waterboards.ca.gov/laws_regulations/) may be found at California Code of Regulations, title 23, section 648 et seq. and are available upon request.

Prehearing Submission of Written Comments and Evidence

The **Discharger** is a party to this proceeding. As a party, the Discharger must submit written evidence or comments, if any, for the Board to consider no later than 5:00 p.m. on **13 May 2021** to the Central Valley Water Board email at RB5S-NPDES-Comments@waterboards.ca.gov.

Interested persons include any non-party that is interested in the outcome of the hearing. Interested persons wishing to comment, in writing, on the tentative Order shall submit comments no later than 5:00 p.m. on **13 May 2021** to the Central Valley Water Board email at RB5S-NPDES-Comments@waterboards.ca.gov.

Pursuant to California Code of Regulations, title 23, section 648.4, the Board Chair may refuse to admit written evidence or comments that are not submitted in accordance with this Notice and shall refuse to do so when there is a showing of prejudice to the Discharger or the Board. Excluded material will not be considered by the Board.

Requesting Party Status

Persons who wish to participate in the hearing as a party must submit a request in writing no later than 5:00 p.m. on **23 April 2021** to the Central Valley Water Board email at RB5S-NPDES-Comments@waterboards.ca.gov. The request must include facts demonstrating how the person will be substantially affected by the proceeding.

The Board Chair will not designate a person as a party if the Board Chair determines the designation will impair the interests of justice and the orderly and prompt conduct of the proceeding. The Board Chair, when granting a request for party status, may impose restrictions on the requestor's hearing participation, including limiting or excluding the use of cross-examination and other procedures to promote the orderly and prompt conduct of the proceeding.

Visual Presentations

Hearing participants may use PowerPoint or other visual presentations at the hearing, but the presentation content shall not exceed the scope of previously submitted written material. Presentations, if any, must be provided to the below Central Valley Water

Board Contact by 12:00 p.m. on **15 June 2021**.

Hearing Procedure and Time Limits

The hearing on the tentative Order will be conducted in the general order listed under California Code of Regulations, title 23, section 648.5, except that the Board Chair may modify the order for good cause.

The **Discharger** and any other designated Party will be advised in advance of the hearing of the total amount of time allocated for their presentation and closing statement. The Parties are invited to contact staff in advance of the hearing to discuss how much time they believe is necessary.

Interested persons may speak at the hearing and are expected to orally summarize their written submittals, if any. Each interested person will have 3 minutes to present oral comments. Additional time may be provided, upon request, at the discretion of the Board Chair.

Hearing Accommodations

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to send an e-mail to agenda5@waterboards.ca.gov or call 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.

Availability of Documents

The tentative Order and related documents may be found on the Central Valley Water Board's [Tentative Orders Page](http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/) (http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/). Copies of these documents may 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. Scheduling an appointment to review the file by contacting the below Central Valley Water Board Contact in advance is not required but calling ahead will help ensure timely access to these documents.

Central Valley Water Board Contact

Anyone having questions regarding this hearing item should contact Michelle Snapp at (916) 464-4824 or Michelle.Snapp@waterboards.ca.gov.

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

ADAM LAPUTZ, Assistant Executive Officer