

**CALIFORNIA CENTRAL VALLEYWATER QUALITY CONTROL BOARD**

**CENTRAL VALLEY REGION**

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**ORDER NO. R5-2011-XXXX**

**NPDES NO. CA0081574**

**WASTE DISCHARGE REQUIREMENTS FOR THE  
RIVER HIGHLANDS COMMUNITY SERVICES DISTRICT AND COUNTY OF YUBA  
HAMMONTON GOLD VILLAGE WASTEWATER TREATMENT PLANT  
YUBA COUNTY**

The following Discharger is subject to waste discharge requirements as set forth in this Order:

**Table 1. Discharger Information**

<b>Discharger</b>	River Highlands Community Services District, County of Yuba, and Gold Village Land Development, LLC
<b>Name of Facility</b>	Hammonton Gold Village Wastewater Treatment Plant
<b>Facility Address</b>	8204 Platinum Circle
	Smartville, CA 95977
	Yuba County
The U.S. Environmental Protection Agency (USEPA) and the Central Valley Water Quality Control Board have classified this discharge as a minor discharge.	

The discharge by the River Highlands Community Services District and the County of Yuba from the discharge points identified below is subject to waste discharge requirements as set forth in this Order:

**Table 2. Discharge Location**

<b>Discharge Point</b>	<b>Effluent Description</b>	<b>Discharge Point Latitude</b>	<b>Discharge Point Longitude</b>	<b>Receiving Water</b>
001	Treated municipal wastewater	39°11'39.02" N	121°18'25.08" W	Unnamed tributary of Sanford Creek
002	Treated municipal wastewater	39°11'39.02" N	121°18'25.08" W	Groundwater

**Table 3. Administrative Information**

This Order was adopted by the Central Valley Water Quality Control Board on:	<b>XX October 2011</b>
This Order shall become effective on:	<b>XX October 2011</b>
This Order shall expire on:	<b>&lt;Expiration Date&gt;</b>
The Discharger shall file a Report of Waste Discharge in accordance with title 23, California Code of Regulations, as application for issuance of new waste discharge requirements no later than:	<b><u>180 days prior to the Order expiration date</u></b>

I, **PAMELA C. CREEDON**, Executive Officer, do hereby certify that this Order with all attachments is a full, true, and correct copy of an Order adopted by the California Central Valley Water Quality Control Board, Central Valley Region, on **<Adoption Date>**.

\_\_\_\_\_  
**PAMELA C. CREEDON**, Executive Officer

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**I. FACILITY INFORMATION**

The following Discharger is subject to waste discharge requirements as set forth in this Order:

**Table 4. Facility Information**

<b>Discharger</b>	River Highlands Community Services District, County of Yuba, and Gold Village Land Development LLC – Property Owner
<b>Name of Facility</b>	Hammonton Gold Village Wastewater Treatment Plant
<b>Facility Address</b>	8204 Platinum Circle
	Smartville, CA 95977
	Yuba County
<b>Facility Contact, Title, and Phone</b>	Yuba County Director of Public Works Michael Lee, (530) 749-5420, mlee@co.yuba.ca.us
<b>Mailing Address</b>	Yuba County 915 8 <sup>th</sup> Street, Suite 125 Marysville, CA 95901
<b>Type of Facility</b>	Publicly Owned Treatment Works
<b>Facility Design Flow</b>	0.026 million gallons per day (MGD)

**II. FINDINGS**

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

**A. Background.** River Highlands Community Services District (CSD) and Yuba County (hereinafter Discharger) are currently discharging pursuant to Order R5-2002-0101 and National Pollutant Discharge Elimination System (NPDES) Permit No. CA0081574. The Discharger submitted a Report of Waste Discharge, dated 18 February 2010, and applied for a NPDES permit renewal to discharge up to 0.026 million gallons per day (mgd) of treated wastewater from the Hammonton Gold Village Wastewater Treatment Plant, hereinafter Facility. Supplemental data to complete the Report of Waste Discharge was submitted by the Discharger on 27 and 30 January 2011.

During the 3 February 2011 Board Meeting, the Central Valley Water Board adopted Order R5-2011-0016, for the Hammonton Gold Village Facility, whereby the County of Yuba was added as an additional Operator of the Facility. The River Highlands Community Services District remains named as an Owner and Operator of the Facility. The River Highlands Community Services District and the County of Yuba are each subject to all requirements of Order R5-2002-0101. The River Highlands Community Services District, the County of Yuba, and the Gold Village Land Development LLC are collectively the Discharger.

Gold Village Land Development, LLC, a California limited liability company (“Gold Village”) is the owner of real property underlying the Facility. Gold Village is named as a discharger in this Order based on its status as the landowner. At this time, Gold Village’s only obligation under this Order is to provide unfettered access to the Facility. However, the Central Valley Water Board may modify this Order in the future to impose additional requirements consistent with the Settlement Agreement and Release of Claims as to Gold Village Land Development, LLC signed by the Regional Water Board on June 28, 2010, between the Regional Water Board, Gold Village, the County of Yuba and the River Highlands CSD.

For the purposes of this Order, references to the “discharger” or “permittee” in applicable federal and state laws, regulations, plans, or policy are held to be equivalent to references to the Discharger herein.

- B. Facility Description.** The Discharger owns and operates the Hammonton Gold Village Wastewater Treatment Plant. The property is owned by Gold Village Land Development LLC. The Facility serves a population of approximately 84 households. The package treatment system is a membrane biological reactor (MBR) system with a design flow of 50,000 gallons per day (gpd) and an average flow of 30,000 gpd. The system currently treats between 12,000 and 15,000 gallons per day with a residence time of approximately 17 days.

The tertiary treatment MBR system consists of primary screening using a rotating drum screen; an anaerobic treatment chamber for de-nitrification; an aerobic treatment chamber for nitrification; microfiltration using a membrane filter; a 9-channel UV Disinfection system; an effluent storage tank for backwashing the membrane filter; and an irrigation storage pond prior to land discharge. It is not possible to bypass individual unit operations of the tertiary MBR system prior to discharge to spray irrigation, the storage pond, or the unnamed tributary of Sanford Creek. Chlorine compounds (containing sodium hypochlorite) are used as part of the membrane cleaning process and all chlorine containing compounds and associated wastewater are routed to a holding tank where they are mixed with waste activated sludge that is then hauled offsite for disposal/treatment. A backup generator is available for emergency power needs. A lined, impervious emergency storage basin with a capacity of approximately 300,000 is available for emergency storage.

Biosolids are not treated, stored, or discharged on site. Biosolids are collected in a 50-gallon plastic container and disposed off-site.

Tertiary treated and disinfected wastewater is discharged from the UV disinfection system and is either routed to a storage pond and then land applied by sprinkler system (to seven and-one half acres) or discharged during wet weather months at Discharge Point No. 001 (see table on cover page). From Discharge Point No. 001 the wastewater flows via a primarily natural drainage course (an unnamed tributary of Sanford Creek), approximately 390 feet to Sanford Creek (at latitude 39° 11' 40.42" N and longitude 121° 18' 25.67" W), to Big Ravine, and then to the Yuba River below Englebright Dam. The discharge is within the Lower Yuba River Hydrologic Area (515.30), of the Marysville Hydrologic Unit (515.00), of the Sacramento Hydrologic

Basin. Attachment B provides maps of the area around the Facility. Attachment C provides a flow schematic of the Facility.

The Discharger has proposed discontinuing use of the storage pond by routing all effluent to an impervious storage container prior to spray irrigation or discharge to the unnamed tributary of Sanford Creek. Any impact from the storage pond to groundwater would thus be eliminated.

The Discharger is aware of wastewater regionalization plans in the Yuba City/Marysville area, however, due to the expense involved with replacement of the tertiary treatment MBR system and the distance (approximately 15 miles) to the Yuba City/Marysville area, this option is not financially feasible at this time. The residents of the City of Smartsville, the nearest community to Hammonton Gold Village (approximately 2 miles), are on individual septic systems.

Wastewater reclamation/reuse may be an option at the local park in the Hammonton Gold Village community. Due to the small volume of wastewater produced, reuse in the wider area is not feasible.

- C. Legal Authorities.** This Order is issued pursuant to section 402 of the Clean Water Act (CWA) and implementing regulations adopted by USEPA and chapter 5.5, division 7 of the California Water Code (CWC; commencing with section 13370). It shall serve as a NPDES permit for point source discharges from this facility to surface waters. This Order also serves as Waste Discharge Requirements (WDRs) pursuant to article 4, chapter 4, division 7 of the CWC (commencing with section 13260).
- D. Background and Rationale for Requirements.** The Central Valley Water Board developed the requirements in this Order based on information submitted as part of the application, through monitoring and reporting programs, and other available information. The Fact Sheet (Attachment F), which contains background information and rationale for Order requirements, is hereby incorporated into this Order and constitutes part of the Findings for this Order. Attachments A through E and G through I are also incorporated into this Order.
- E. California Environmental Quality Act (CEQA).** Under CWC section 13389, this action to adopt an NPDES permit is exempt from the provisions of CEQA, Public Resources Code sections 21100-21177.
- F. Technology-based Effluent Limitations.** Section 301(b) of the CWA and implementing USEPA permit regulations at section 122.44, title 40 of the Code of Federal Regulations (40 CFR 122.44), require that permits include conditions meeting applicable technology-based requirements at a minimum, and any more stringent effluent limitations necessary to meet applicable water quality standards. The discharge authorized by this Order must meet minimum federal technology-based requirements based on Secondary Treatment Standards at 40 CFR Part 133. A detailed discussion of the technology-based effluent limitations development is included in the Fact Sheet.

**G. Water Quality-based Effluent Limitations (WQBELs).** Section 301(b) of the CWA and 40 CFR 122.44(d) require that permits include limitations more stringent than applicable federal technology-based requirements where necessary to achieve applicable water quality standards. This Order contains requirements, expressed as technology equivalence requirements, which are necessary to achieve water quality standards. The Central Valley Water Board has considered the factors listed in CWC section 13241 in establishing these requirements. The rationale for these requirements, which consist of tertiary treatment or equivalent requirements, is discussed in the Fact Sheet.

40 CFR 122.44(d)(1)(i) mandates that permits include effluent limitations for all pollutants that are or may be discharged at levels that have the reasonable potential to cause or contribute to an exceedance of a water quality standard, including numeric and narrative objectives within a standard. Where reasonable potential has been established for a pollutant, but there is no numeric criterion or objective for the pollutant, WQBELs must be established using: (1) USEPA criteria guidance under CWA section 304(a), supplemented where necessary by other relevant information; (2) an indicator parameter for the pollutant of concern; or (3) a calculated numeric water quality criterion, such as a proposed state criterion or policy interpreting the state's narrative criterion, supplemented with other relevant information, as provided in 40 CFR 122.44(d)(1)(vi).

**H. Water Quality Control Plans.** The Central Valley Water Board adopted a *Water Quality Control Plan, Fourth Edition (Revised September 2009)*, for the Sacramento and San Joaquin River Basins (hereinafter Basin Plan) that designates beneficial uses, establishes water quality objectives, and contains implementation programs and policies to achieve those objectives for all waters addressed through the plan. The Basin Plan at page II-2.00 states that the "...beneficial uses of any specifically identified water body generally apply to its tributary streams." The Basin Plan does not specifically identify beneficial uses for Sanford Creek, but does identify present and potential uses for the Yuba River from Englebright Dam to the Feather River, to which Sanford Creek, via Big Ravine, is tributary. In addition, the Basin Plan implements State Water Resources Control Board (State Water Board) Resolution No. 88-63, which established State policy that all waters, with certain exceptions, should be considered suitable or potentially suitable for municipal or domestic supply. Thus, as discussed in detail in the Fact Sheet, beneficial uses applicable to Sanford Creek are as follows:

**Table 5. Basin Plan Beneficial Uses**

Discharge Point	Receiving Water Name	Beneficial Use(s)
001	Unnamed tributary of Sanford Creek	Municipal and domestic supply (MUN); Agricultural supply, including irrigation and stock watering (AGR); Hydropower generation (POW); Water contact recreation, including canoeing and rafting (REC-1); Non-contact water recreation (REC-2); Warm freshwater habitat (WARM); Cold freshwater habitat (COLD); Migration of aquatic organisms, warm and cold (MIGR); Spawning, reproduction, and/or early development, warm and cold (SPWN); and Wildlife habitat (WILD).
002	Groundwater	Municipal and domestic supply (MUN), Agricultural supply and stock watering (AGR), Industrial process water supply (PROC), and Industrial service supply (IND).

The Basin Plan includes a list of Water Quality Limited Segments (WQLSs), which are defined as “...those sections of lakes, streams, rivers or other fresh water bodies where water quality does not meet (or is not expected to meet) water quality standards even after the application of appropriate limitations for point sources (40 CFR 130, et seq.)” The Basin Plan also states, “Additional treatment beyond minimum federal standards will be imposed on dischargers to WQLSs. Dischargers will be assigned or allocated a maximum allowable load of critical pollutants so that water quality objectives can be met in the segment.” Sanford Creek and Big Ravine are not listed as a WQLS in the 303(d) list of impaired water bodies. The Lower Yuba River is listed as a WQLS for mercury in the 303(d) list of impaired water bodies. Interim effluent limitations for mercury are included in this Order.

Requirements of this Order implement the Basin Plan.

- I. **National Toxics Rule (NTR) and California Toxics Rule (CTR).** USEPA adopted the NTR on 22 December 1992, and later amended it on 4 May 1995 and 9 November 1999. About 40 criteria in the NTR applied in California. On 18 May 2000, USEPA adopted the CTR. The CTR promulgated new toxics criteria for California and, in addition, incorporated the previously adopted NTR criteria that were applicable in the state. The CTR was amended on 13 February 2001. These rules contain water quality criteria for priority pollutants.
- J. **State Implementation Policy.** On 2 March 2000, the State Water Board adopted the *Policy for Implementation of Toxics Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California* (State Implementation Policy or SIP). The SIP became effective on 28 April 2000 with respect to the priority pollutant criteria promulgated for California by USEPA through the NTR and to the priority pollutant objectives established by the Central Valley Water Board in the Basin Plan. The SIP became effective on 18 May 2000 with respect to the priority pollutant criteria promulgated by USEPA through the CTR. The State Water Board adopted

amendments to the SIP on 24 February 2005 that became effective on 13 July 2005. The SIP establishes implementation provisions for priority pollutant criteria and objectives and provisions for chronic toxicity control. Requirements of this Order implement the SIP.

- K. Compliance Schedules and Interim Requirements.** In general, an NPDES permit must include final effluent limitations that are consistent with CWA section 301 and with 40 CFR 122.44(d). There are exceptions to this general rule. The State Water Board's *Policy for Compliance Schedules in National Pollutant Discharge Elimination System Permits* (Compliance Schedule Policy) allows compliance schedules for new, revised, or newly interpreted water quality objectives or criteria, or in accordance with a TMDL. All compliance schedules must be as short as possible, and may not exceed ten years from the effective date of the adoption, revision, or new interpretation of the applicable water quality objective or criterion, unless a TMDL allows a longer schedule. The Regional Water Board, however, is not required to include a compliance schedule, but may issue a Time Schedule Order pursuant to CWC section 13300 or a Cease and Desist Order pursuant to CWC section 13301 where it finds that the discharger is violating or threatening to violate the permit. The Regional Water Board will consider the merits of each case in determining whether it is appropriate to include a compliance schedule in a permit, and, consistent with the Compliance Schedule Policy, should consider feasibility of achieving compliance, and must impose a schedule that is as short as possible to achieve compliance with the effluent limit based on the objective or criteria. This Order contains a compliance schedule for installation of groundwater monitoring wells.
- L. Alaska Rule.** On 30 March 2000, USEPA revised its regulation that specifies when new and revised state and tribal water quality standards become effective for CWA purposes. (40 CFR 131.21 and 65 FR 24641 (27 April 2000).) Under the revised regulation (also known as the Alaska rule), new and revised standards submitted to USEPA after 30 May 2000, must be approved by USEPA before being used for CWA purposes. The final rule also provides that standards already in effect and submitted to USEPA by 30 May 2000 may be used for CWA purposes, whether or not approved by USEPA.
- M. Stringency of Requirements for Individual Pollutants.** This Order contains both technology-based effluent limitations and WQBELs for individual pollutants. The technology-based effluent limitations consist of restrictions on flow and percent removal requirements for 5-day biochemical oxygen demand (BOD<sub>5</sub>) and total suspended solids (TSS). The WQBELs consist of restrictions on ammonia, BOD<sub>5</sub>, chlorine residual, nitrite, nitrate plus nitrite, pH, settleable solids, total coliform organisms, and TSS. This Order's technology-based pollutant restrictions implement the minimum, applicable federal technology-based requirements.

WQBELs have been scientifically derived to implement water quality objectives that protect beneficial uses. Both the beneficial uses and the water quality objectives have been approved pursuant to federal law and are the applicable federal water quality standards. To the extent that toxic pollutant WQBELs were derived from the CTR, the CTR is the applicable standard pursuant to 40 CFR 131.38. The scientific procedures

for calculating the individual WQBELs for priority pollutants are based on the CTR-SIP, which was approved by USEPA on 18 May 2000. All beneficial uses and water quality objectives contained in the Basin Plan were approved under state law and submitted to and approved by USEPA prior to 30 May 2000. Any water quality objectives and beneficial uses submitted to USEPA prior to 30 May 2000, but not approved by USEPA before that date, are nonetheless “*applicable water quality standards for purposes of the [Clean Water] Act*” pursuant to 40 CFR 131.21(c)(1). Collectively, this Order’s restrictions on individual pollutants are no more stringent than required to implement the technology-based requirements of the CWA and the applicable water quality standards for purposes of the CWA.

- N. Antidegradation Policy.** 40 CFR 131.12 requires that the state water quality standards include an antidegradation policy consistent with the federal policy. The State Water Board established California’s antidegradation policy in State Water Board Resolution No. 68-16. Resolution No. 68-16 incorporates the federal antidegradation policy where the federal policy applies under federal law. Resolution No. 68-16 requires that existing quality of waters be maintained unless degradation is justified based on specific findings. The Central Valley Water Board’s Basin Plan implements, and incorporates by reference, both the state and federal antidegradation policies. As discussed in detail in the Fact Sheet, the permitted discharge is consistent with the antidegradation provision of 40 CFR 131.12 and Resolution No. 68-16.
- O. Anti-Backsliding Requirements.** Sections 303(d)(4) and 402(o)(2) of the CWA and federal regulations at 40 CFR 122.44(l) prohibit backsliding in NPDES permits. These anti-backsliding provisions require effluent limitations in a reissued permit to be as stringent as those in the previous permit, with some exceptions. All effluent limitations in this Order are at least as stringent as the effluent limitations in Order R5-2002-0101. The removal of the turbidity effluent limitation and addition of the turbidity operation specification is discussed in detail in the Fact Sheet
- P. Endangered Species Act.** This Order does not authorize any act that results in the taking of a threatened or endangered species or any act that is now prohibited, or becomes prohibited in the future, under either the California Endangered Species Act (Fish and Game Code sections 2050 to 2097) or the Federal Endangered Species Act (16 U.S.C.A. sections 1531 to 1544). This Order requires compliance with effluent limits, receiving water limits, and other requirements to protect the beneficial uses of waters of the state. The Discharger is responsible for meeting all requirements of the applicable Endangered Species Act.
- Q. Monitoring and Reporting.** 40 CFR 122.48 requires that all NPDES permits specify requirements for recording and reporting monitoring results. CWC sections 13267 and 13383 authorize the Central Valley Water Board to require technical and monitoring reports. The Monitoring and Reporting Program establishes monitoring and reporting requirements to implement federal and State requirements. The Monitoring and Reporting Program is provided in Attachment E.

- R. Standard and Special Provisions.** Standard Provisions, which apply to all NPDES permits in accordance with 40 CFR 122.41, and additional conditions applicable to specified categories of permits in accordance with 40 CFR 122.42, are provided in Attachment D. The discharger must comply with all standard provisions and with those additional conditions that are applicable under 40 CFR 122.42. The Central Valley Water Board has also included in this Order special provisions applicable to the Discharger. A rationale for the special provisions contained in this Order is provided in the Fact Sheet.
- S. Provisions and Requirements Implementing State Law.** The provisions/requirements in sections IV.B, V.B, VI.C.2.b, VI.C.2.c, VI.C.2.d, and VI.C.4.d of this Order are included to implement State law only. These provisions/requirements are not required or authorized under the federal CWA; consequently, violations of these provisions/requirements are not subject to the enforcement remedies that are available for NPDES violations.
- T. Notification of Interested Parties.** The Central Valley Water Board has notified the Discharger and interested agencies and persons of its intent to prescribe WDRs for the discharge and has provided them with an opportunity to submit their written comments and recommendations. Details of notification are provided in the Fact Sheet of this Order.
- U. Consideration of Public Comment.** The Central Valley Water Board, in a public meeting, heard and considered all comments pertaining to the discharge. Details of the Public Hearing are provided in the Fact Sheet.

THEREFORE, IT IS HEREBY ORDERED, that Order R5-2002-0101 is rescinded upon the effective date of this Order except for enforcement purposes, and, in order to meet the provisions contained in division 7 of the CWC (commencing with section 13000) and regulations adopted thereunder, and the provisions of the federal CWA and regulations and guidelines adopted thereunder, the Discharger shall comply with the requirements in this Order.

**III. DISCHARGE PROHIBITIONS**

- A. Discharge of wastewater at a location or in a manner different from that described in the Findings is prohibited.
- B. The by-pass or overflow of wastes to surface waters is prohibited, except as allowed by Federal Standard Provisions I.G. and I.H. (Attachment D).
- C. Neither the discharge nor its treatment shall create a nuisance as defined in section 13050 of the CWC.
- D. The Discharger shall not allow pollutant-free wastewater to be discharged into the treatment or disposal system in amounts that significantly diminish the system’s capability to comply with this Order. Pollutant-free wastewater means rainfall, groundwater, cooling waters, and condensates that are essentially free of pollutants.
- E. The discharge of wastewater from the storage pond and/or spray irrigation/land disposal area to surface water is prohibited.
- F. Discharge of treated wastewater to surface waters is prohibited from 1 May to 30 September.

**IV. EFFLUENT LIMITATIONS AND DISCHARGE SPECIFICATIONS**

**A. Effluent Limitations – Discharge Point No. 001**

**1. Final Effluent Limitations – Discharge Point No. 001**

- a. The Discharger shall maintain compliance with the following effluent limitations at Discharge Point No. 001, with compliance measured at Monitoring Location EFF-001 as described in the Monitoring and Reporting Program:

**Table 6. Effluent Limitations**

Parameter	Units	Effluent Limitations				
		Average Monthly	Average Weekly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
<b>Conventional Pollutants</b>						
Biochemical Oxygen Demand (5-day @ 20°C)	mg/L	10	15	20	---	---
	lbs/day <sup>1</sup>	2.2	3.3	4.3	---	---
Total Suspended Solids	mg/L	10	15	20	---	---
	lbs/day <sup>1</sup>	2.2	3.3	4.3	---	---
pH	standard unit	---	---	---	6.5	8.5
<b>Non-conventional Pollutants</b>						
Ammonia Nitrogen, Total (as N)	mg/L	1.1	---	2.1	---	---
	lbs/day <sup>1</sup>	0.24	---	0.46	---	---
Nitrite Nitrogen, Total (as N)	mg/L	1.0	---	---	---	---
Nitrate Plus Nitrite (as N)	mg/L	10	---	---	---	---

Parameter	Units	Effluent Limitations				
		Average Monthly	Average Weekly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
Settleable Solids	ml/L	0.1	---	0.2	---	---
Total Coliform Organisms	MPN/100 mL	---	---	---	---	240

<sup>1</sup> Based upon a design treatment capacity of 0.026 mgd average dry weather flow.

- b. Percent Removal.** The average monthly percent removal of BOD<sub>5</sub> and TSS shall not be less than 85 percent.
- c. Acute Whole Effluent Toxicity.** Survival of aquatic organisms in 96-hour bioassays of undiluted waste shall be no less than:
  - i. 70%, minimum for any one bioassay; and
  - ii. 90%, median for any three consecutive bioassays.
- d. Total Coliform Organisms.** Effluent total coliform organisms shall not exceed:
  - i. 2.2 most probable number (MPN) per 100 mL, as a 7-day median; and
  - ii. 23 MPN/100 mL, more than once in any 30-day period.
- e. Average Dry Weather Flow.** The average dry weather discharge flow shall not exceed 0.026 MGD.

**2. Interim Effluent Limitations**

- a. Mercury.** Effective immediately, the total calendar year annual mass discharge of total mercury at Discharge Point 001 shall not exceed  $3.2 \times 10^{-5}$  lbs. This interim performance-based limitation shall be in effect until the Central Valley Water Board establishes final effluent limitations after adoption of a mercury TMDL.

**B. Land Discharge Specifications**

1. The Discharger shall cease land application of wastewater by spray irrigation when wind speeds exceed 30 miles per hour.
2. All tail water must be returned to the spray fields or treatment facilities.
3. Public contact with effluent shall be precluded through such means as fences, signs, and other acceptable alternatives.
4. Areas irrigated with effluent shall be managed to prevent breeding of mosquitoes. More specifically:

All applied irrigation water must infiltrate completely within 24 hours.

Ditches not serving as wildlife habitat should be maintained free of emergent, marginal, and floating vegetation.

5. Discharges to the spray irrigation fields shall be managed to minimize erosion. Runoff from the disposal area must be captured and returned to the treatment facilities or spray fields.
6. There shall be no standing water in the disposal area 24 hours after wastewater is applied.
7. For Treated Effluent either discharged to land or to the storage pond, effective immediately, its use shall be limited to the spray application area. Additionally, the Discharger shall maintain compliance with the following limitations, with compliance measured at Monitoring Location SPR-001 as described in the Monitoring and Reporting Program.

**Table 8. Reclamation Discharge Specifications**

Parameter	Units	Discharge Specifications		
		Average Monthly	Average Weekly	Maximum Daily
BOD <sub>5</sub>	mg/L	30		45
Total Settleable Solids	ml/L	0.2		0.5

**C. Reclamation Specifications – Not Applicable**

## V. RECEIVING WATER LIMITATIONS

### A. Surface Water Limitations

Receiving water limitations are based on water quality objectives contained in the Basin Plan and are a required part of this Order. The discharge shall not cause the following in Sanford Creek:

1. **Bacteria.** The fecal coliform concentration, based on a minimum of not less than five samples for any 30-day period, to exceed a geometric mean of 200 MPN/100 mL, nor more than 10 percent of the total number of fecal coliform samples taken during any 30-day period to exceed 400 MPN/100 mL.
2. **Biostimulatory Substances.** Water to contain biostimulatory substances which promote aquatic growths in concentrations that cause nuisance or adversely affect beneficial uses.
3. **Chemical Constituents.** Chemical constituents to be present in concentrations that adversely affect beneficial uses.
4. **Color.** Discoloration that causes nuisance or adversely affects beneficial uses.
5. **Dissolved Oxygen:**
  - a. The monthly median of the mean daily dissolved oxygen concentration to fall below 85 percent of saturation in the main water mass;
  - b. The 95 percentile dissolved oxygen concentration to fall below 75 percent of saturation; nor
  - c. The dissolved oxygen concentration to be reduced 7.0 mg/L at any time.
6. **Floating Material.** Floating material to be present in amounts that cause nuisance or adversely affect beneficial uses.
7. **Oil and Grease.** Oils, greases, waxes, or other materials to be present in concentrations that cause nuisance, result in a visible film or coating on the surface of the water or on objects in the water, or otherwise adversely affect beneficial uses.
8. **pH.** The pH to be depressed below 6.5 nor raised above 8.5.
9. **Pesticides:**
  - a. Pesticides to be present, individually or in combination, in concentrations that adversely affect beneficial uses;
  - b. Pesticides to be present in bottom sediments or aquatic life in concentrations that adversely affect beneficial uses;

- c. Total identifiable persistent chlorinated hydrocarbon pesticides to be present in the water column at concentrations detectable within the accuracy of analytical methods approved by USEPA or the Executive Officer;
- d. Pesticide concentrations to exceed those allowable by applicable antidegradation policies (see State Water Board Resolution No. 68-16 and 40 CFR 131.12.);
- e. Pesticide concentrations to exceed the lowest levels technically and economically achievable;
- f. Pesticides to be present in concentration in excess of the maximum contaminant levels set forth in CCR, Title 22, division 4, chapter 15; nor
- g. Thiobencarb to be present in excess of 1.0 µg/L.

**10. Radioactivity:**

- a. Radionuclides to be present in concentrations that are harmful to human, plant, animal, or aquatic life nor that result in the accumulation of radionuclides in the food web to an extent that presents a hazard to human, plant, animal, or aquatic life.
- b. Radionuclides to be present in excess of the maximum contaminant levels specified in Table 4 (MCL Radioactivity) of section 64443 of Title 22 of the California Code of Regulations.

**11. Suspended Sediments.** The suspended sediment load and suspended sediment discharge rate of surface waters to be altered in such a manner as to cause nuisance or adversely affect beneficial uses.

**12. Settleable Substances.** Substances to be present in concentrations that result in the deposition of material that causes nuisance or adversely affects beneficial uses.

**13. Suspended Material.** Suspended material to be present in concentrations that cause nuisance or adversely affect beneficial uses.

**14. Taste and Odors.** Taste- or odor-producing substances to be present in concentrations that impart undesirable tastes or odors to fish flesh or other edible products of aquatic origin, or that cause nuisance, or otherwise adversely affect beneficial uses.

**15. Temperature.** The natural temperature to be increased by more than 5°F. Compliance to be determined based on the difference in temperature at RSW-001 and RSW-002.

**16. Toxicity.** Toxic substances to be present, individually or in combination, in concentrations that produce detrimental physiological responses in human, plant, animal, or aquatic life.

### 13. Turbidity.

- a. Shall not exceed 2 Nephelometric Turbidity Units (NTU) where natural turbidity is less than 1 NTU;
- b. Shall not increase more than 1 NTU where natural turbidity is between 1 and 5 NTUs;
- c. Shall not increase more than 20 percent where natural turbidity is between 5 and 50 NTUs;
- d. Shall not increase more than 10 NTU where natural turbidity is between 50 and 100 NTUs; nor
- e. Shall not increase more than 10 percent where natural turbidity is greater than 100 NTUs.

**B. Groundwater Limitations.** The discharge shall not cause the groundwater to exceed water quality objectives or background water quality, whichever is greater; or unreasonably affect beneficial uses, or cause a condition of pollution or nuisance.

## VI. PROVISIONS

### A. Standard Provisions

- 1. The Discharger shall comply with all Standard Provisions (federal NPDES standard conditions from 40 CFR Part 122) included in Attachment D of this Order.
- 2. The Discharger shall comply with the following provisions:
  - a. If the Discharger's wastewater treatment plant is publicly owned or subject to regulation by California Public Utilities Commission, it shall be supervised and operated by persons possessing certificates of appropriate grade according to Title 23, CCR, division 3, chapter 26.
  - b. After notice and opportunity for a hearing, this Order may be terminated or modified for cause, including, but not limited to:
    - i. violation of any term or condition contained in this Order;
    - ii. obtaining this Order by misrepresentation or by failing to disclose fully all relevant facts;
    - iii. a change in any condition that requires either a temporary or permanent reduction or elimination of the authorized discharge; and
    - iv. a material change in the character, location, or volume of discharge.

The causes for modification include:

- *New regulations.* New regulations have been promulgated under section 405(d) of the CWA, or the standards or regulations on which the permit was based have been changed by promulgation of amended standards or regulations or by judicial decision after the permit was issued.
- *Land application plans.* When required by a permit condition to incorporate a land application plan for beneficial reuse of sewage sludge, to revise an existing land application plan, or to add a land application plan.
- *Change in sludge use or disposal practice.* Under 40 CFR 122.62(a)(1), a change in the Discharger's sludge use or disposal practice is a cause for modification of the permit. It is cause for revocation and reissuance if the Discharger requests or agrees.

The Central Valley Water Board may review and revise this Order at any time upon application of any affected person or the Central Valley Water Board's own motion.

- c. If a toxic effluent standard or prohibition (including any scheduled compliance specified in such effluent standard or prohibition) is established under section 307(a) of the CWA, or amendments thereto, for a toxic pollutant that is present in the discharge authorized herein, and such standard or prohibition is more stringent than any limitation upon such pollutant in this Order, the Central Valley Water Board will revise or modify this Order in accordance with such toxic effluent standard or prohibition.

The Discharger shall comply with effluent standards and prohibitions within the time provided in the regulations that establish those standards or prohibitions, even if this Order has not yet been modified.

- d. This Order shall be modified, or alternately revoked and reissued, to comply with any applicable effluent standard or limitation issued or approved under sections 301(b)(2)(C) and (D), 304(b)(2), and 307(a)(2) of the CWA, if the effluent standard or limitation so issued or approved:
  - i. contains different conditions or is otherwise more stringent than any effluent limitation in the Order; or
  - ii. controls any pollutant limited in the Order.

The Order, as modified or reissued under this paragraph, shall also contain any other requirements of the CWA then applicable.

- e. The provisions of this Order are severable. If any provision of this Order is found invalid, the remainder of this Order shall not be affected.
- f. The Discharger shall take all reasonable steps to minimize any adverse effects to waters of the State or users of those waters resulting from any discharge or sludge use or disposal in violation of this Order. Reasonable steps shall

include such accelerated or additional monitoring as necessary to determine the nature and impact of the non-complying discharge or sludge use or disposal.

- g.** The Discharger shall ensure compliance with any existing or future pretreatment standard promulgated by USEPA under section 307 of the CWA, or amendment thereto, for any discharge to the municipal system.
- h.** A copy of this Order shall be maintained at the discharge facility and be available at all times to operating personnel. Key operating personnel shall be familiar with its content.
- i.** Safeguard to electric power failure:
  - i.** The Discharger shall provide safeguards to assure that, should there be reduction, loss, or failure of electric power, the discharge shall comply with the terms and conditions of this Order.
  - ii.** Upon written request by the Central Valley Water Board the Discharger shall submit a written description of safeguards. Such safeguards may include alternate power sources, standby generators, retention capacity, operating procedures, or other means. A description of the safeguards provided shall include an analysis of the frequency, duration, and impact of power failures experienced over the past 5 years on effluent quality and on the capability of the Discharger to comply with the terms and conditions of the Order. The adequacy of the safeguards is subject to the approval of the Central Valley Water Board.
  - iii.** Should the treatment works not include safeguards against reduction, loss, or failure of electric power, or should the Central Valley Water Board not approve the existing safeguards, the Discharger shall, within 90 days of having been advised in writing by the Central Valley Water Board that the existing safeguards are inadequate, provide to the Central Valley Water Board and USEPA a schedule of compliance for providing safeguards such that in the event of reduction, loss, or failure of electric power, the Discharger shall comply with the terms and conditions of this Order. The schedule of compliance shall, upon approval of the Central Valley Water Board, become a condition of this Order.
- j.** The Discharger, upon written request of the Central Valley Water Board, shall file with the Board a technical report on its preventive (failsafe) and contingency (cleanup) plans for controlling accidental discharges, and for minimizing the effect of such events. This report may be combined with that required under Central Valley Water Board Standard Provision contained in section VI.A.2.i of this Order.

The technical report shall:

- i. Identify the possible sources of spills, leaks, untreated waste by-pass, and contaminated drainage. Loading and storage areas, power outage, waste treatment unit outage, and failure of process equipment, tanks and pipes should be considered.
- ii. Evaluate the effectiveness of present facilities and procedures and state when they became operational.
- iii. Predict the effectiveness of the proposed facilities and procedures and provide an implementation schedule containing interim and final dates when they will be constructed, implemented, or operational.

The Central Valley Water Board, after review of the technical report, may establish conditions which it deems necessary to control accidental discharges and to minimize the effects of such events. Such conditions shall be incorporated as part of this Order, upon notice to the Discharger.

- k. A publicly owned treatment works whose waste flow has been increasing, or is projected to increase, shall estimate when flows will reach hydraulic and treatment capacities of its treatment and disposal facilities. The projections shall be made in January, based on the last 3 years' average dry weather flows, peak wet weather flows and total annual flows, as appropriate. When any projection shows that capacity of any part of the facilities may be exceeded in 4 years, the Discharger shall notify the Central Valley Water Board by 31 January. A copy of the notification shall be sent to appropriate local elected officials, local permitting agencies and the press. Within 120 days of the notification, the Discharger shall submit a technical report showing how it will prevent flow volumes from exceeding capacity or how it will increase capacity to handle the larger flows. The Central Valley Water Board may extend the time for submitting the report.
- l. The Discharger shall submit technical reports as directed by the Executive Officer. All technical reports required herein that involve planning, investigation, evaluation, or design, or other work requiring interpretation and proper application of engineering or geologic sciences, shall be prepared by or under the direction of persons registered to practice in California pursuant to California Business and Professions Code, sections 6735, 7835, and 7835.1. To demonstrate compliance with Title 16, CCR, sections 415 and 3065, all technical reports must contain a statement of the qualifications of the responsible registered professional(s). As required by these laws, completed technical reports must bear the signature(s) and seal(s) of the registered professional(s) in a manner such that all work can be clearly attributed to the professional responsible for the work.
- m. The Central Valley Water Board is authorized to enforce the terms of this permit under several provisions of the CWC, including, but not limited to, sections 13385, 13386, and 13387.

- n. For publicly owned treatment works, prior to making any change in the point of discharge, place of use, or purpose of use of treated wastewater that results in a decrease of flow in any portion of a watercourse, the Discharger must file a petition with the State Water Board, Division of Water Rights, and receive approval for such a change. (CWC section 1211).
- o. In the event the Discharger does not comply or will be unable to comply for any reason, with any prohibition, maximum daily effluent limitation, 1-hour average effluent limitation, or receiving water limitation contained in this Order, the Discharger shall notify the Central Valley Water Board by telephone (916) 464-+3291 within 24 hours of having knowledge of such noncompliance, and shall confirm this notification in writing within 5 days, unless the Central Valley Water Board waives confirmation. The written notification shall include the information required by the Standard Provision contained in Attachment D section V.E.1. [40 CFR 122.41(l)(6)(i)].
- p. Failure to comply with provisions or requirements of this Order, or violation of other applicable laws or regulations governing discharges from this facility, may subject the Discharger to administrative or civil liabilities, criminal penalties, and/or other enforcement remedies to ensure compliance. Additionally, certain violations may subject the Discharger to civil or criminal enforcement from appropriate local, state, or federal law enforcement entities.
- q. In the event of any change in control or ownership of land or waste discharge facilities presently owned or controlled by the Discharger, the Discharger shall notify the succeeding owner or operator of the existence of this Order by letter, a copy of which shall be immediately forwarded to the Central Valley Water Board.

To assume operation under this Order, the succeeding owner or operator must apply in writing to the Executive Officer requesting transfer of the Order. The request must contain the requesting entity's full legal name, the state of incorporation if a corporation, address and telephone number of the persons responsible for contact with the Central Valley Water Board and a statement. The statement shall comply with the signatory and certification requirements in the federal Standard Provisions (Attachment D, section V.B) and state that the new owner or operator assumes full responsibility for compliance with this Order. Failure to submit the request shall be considered a discharge without requirements, a violation of the CWC. Transfer shall be approved or disapproved in writing by the Executive Officer.

## **B. Monitoring and Reporting Program Requirements**

The Discharger shall comply with the Monitoring and Reporting Program, and future revisions thereto, in Attachment E of this Order.

## C. Special Provisions

### 1. Reopener Provisions

- a. Conditions that necessitate a major modification of a permit are described in 40 CFR 122.62, including, but not limited to:
  - i. If new or amended applicable water quality standards are promulgated or approved pursuant to section 303 of the CWA, or amendments thereto, this permit may be reopened and modified in accordance with the new or amended standards.
  - ii. When new information, that was not available at the time of permit issuance, would have justified different permit conditions at the time of issuance.
- b. This Order may be reopened for modification, or revocation and reissuance, as a result of the detection of a reportable priority pollutant generated by special conditions included in this Order. These special conditions may be, but are not limited to, fish tissue sampling, whole effluent toxicity, monitoring requirements on internal waste stream(s), and monitoring for surrogate parameters. Additional requirements may be included in this Order as a result of the special condition monitoring data.
- c. **Mercury.** If mercury is found to be causing toxicity based on acute or chronic toxicity test results, or if a TMDL program is adopted, this Order shall be reopened and the interim mass effluent limitation modified (higher or lower) or an effluent concentration limitation imposed. If the Central Valley Water Board determines that a mercury offset program is feasible for Dischargers subject to a NPDES permit, then this Order may be reopened to reevaluate the interim mercury mass loading limitation(s) and the need for a mercury offset program for the Discharger.
- d. **Whole Effluent Toxicity.** As a result of a Toxicity Reduction Evaluation (TRE), this Order may be reopened to include a new chronic toxicity limitation, a new acute toxicity limitation, and/or a limitation for a specific toxicant identified in the TRE. Additionally, if the State Water Board revises the SIP's toxicity control provisions that would require the establishment of numeric chronic toxicity effluent limitations, this Order may be reopened to include a numeric chronic toxicity effluent limitation based on the new provisions.
- e. **Storage Pond/Storage Tank.** If the Discharger ceases the discharge of treated effluent to the storage pond and instead discharges the treated effluent into a sealed storage tank, this Order may be reopened to include appropriate changes to findings and provisions.

## 2. Special Studies, Technical Reports and Additional Monitoring Requirements

- a. Chronic Whole Effluent Toxicity.** For compliance with the Basin Plan's narrative toxicity objective, this Order requires the Discharger to conduct chronic whole effluent toxicity (WET) testing, as specified in the Monitoring and Reporting Program (Attachment E, section V). Furthermore, this Provision requires the Discharger to investigate the causes of, and identify corrective actions to reduce or eliminate effluent toxicity. If the discharge exhibits toxicity, as described in subsection ii below, the Discharger is required to initiate a TRE in accordance with an approved TRE Workplan, and take actions to mitigate the impact of the discharge and prevent recurrence of toxicity. A TRE is a site-specific study conducted in a stepwise process to identify the source(s) of toxicity and the effective control measures for effluent toxicity. TREs are designed to identify the causative agents and sources of effluent toxicity, evaluate the effectiveness of the toxicity control options, and confirm the reduction in effluent toxicity. This Provision includes requirements for the Discharger to develop and submit a TRE Workplan and includes procedures for accelerated chronic toxicity monitoring and TRE initiation.
- i. Initial Investigative TRE Workplan.** Within 90 days of the effective date of this Order, the Discharger shall submit to the Central Valley Water Board an Initial Investigative TRE Workplan for approval by the Executive Officer. This should be a one to two page document including, at a minimum:
- (a) A description of the investigation and evaluation techniques that will be used to identify potential causes and sources of effluent toxicity, effluent variability, and treatment system efficiency;
  - (b) A description of the facility's methods of maximizing in-house treatment efficiency and good housekeeping practices, and a list of all chemicals used in operation of the facility; and
  - (c) A discussion of who will conduct the Toxicity Identification Evaluation (TIE), if necessary (e.g., an in-house expert or outside contractor).
- ii. Accelerated Monitoring and TRE Initiation.** When the numeric toxicity monitoring trigger is exceeded during regular chronic toxicity monitoring, the Discharger shall initiate accelerated monitoring as required in the Accelerated Monitoring Specifications. The Discharger shall initiate a TRE to address effluent toxicity if any WET testing results exceed the numeric toxicity monitoring trigger during accelerated monitoring.
- iii. Numeric Toxicity Monitoring Trigger.** The numeric toxicity monitoring trigger to initiate a TRE is  $> 1 TU_c$  (where  $TU_c = 100/NOEC$ ). The monitoring trigger is not an effluent limitation; it is the toxicity threshold at which the Discharger is required to begin accelerated monitoring and initiate a TRE when the effluent exhibits toxicity.

- iv. Accelerated Monitoring Specifications.** If the numeric toxicity monitoring trigger is exceeded during regular chronic toxicity testing, the Discharger shall initiate accelerated monitoring within 14 days of notification by the laboratory of the exceedance. Accelerated monitoring shall consist of four (4) chronic toxicity tests conducted once every 2 weeks using the species that exhibited toxicity. The following protocol shall be used for accelerated monitoring and TRE initiation:
- (a) If the results of four (4) consecutive accelerated monitoring tests do not exceed the monitoring trigger, the Discharger may cease accelerated monitoring and resume regular chronic toxicity monitoring. However, notwithstanding the accelerated monitoring results, if there is evidence of effluent toxicity, the Executive Officer may require that the Discharger initiate a TRE.
  - (b) If the source(s) of the toxicity is easily identified (e.g., temporary plant upset), the Discharger shall make necessary corrections to the facility and shall continue accelerated monitoring until four (4) consecutive accelerated tests do not exceed the monitoring trigger. Upon confirmation that the effluent toxicity has been removed, the Discharger may cease accelerated monitoring and resume regular chronic toxicity monitoring.
  - (c) If the result of any accelerated toxicity test exceeds the monitoring trigger, the Discharger shall cease accelerated monitoring and begin a TRE to investigate the cause(s) of, and identify corrective actions to reduce or eliminate effluent toxicity. Within thirty (30) days of notification by the laboratory of any test result exceeding the monitoring trigger during accelerated monitoring, the Discharger shall submit a TRE Action Plan to the Central Valley Water Board including, at minimum:
    - (1) Specific actions the Discharger will take to investigate and identify the cause(s) of toxicity, including a TRE WET monitoring schedule;
    - (2) Specific actions the Discharger will take to mitigate the impact of the discharge and prevent the recurrence of toxicity; and
    - (3) A schedule for these actions.

Within sixty (60) days of notification by the laboratory of the test results, the Discharger shall submit to the Central Valley Water Board a TRE Workplan for approval by the Executive Officer. The TRE Workplan shall outline the procedures for identifying the source(s) of,

and reducing or eliminating effluent toxicity. The TRE Workplan must be developed in accordance with USEPA guidance<sup>1</sup>.

- b. Groundwater Monitoring Well Installation Work Plan and Groundwater Monitoring Well Installation Report.** To determine compliance with Groundwater Limitations V.B. this provision requires the Discharger to install one or more background monitoring wells. Analysis/determination of downgradient groundwater quality will be based on upgradient groundwater and effluent data. **Within 6 months following adoption of this Order**, the Discharger shall submit a Groundwater Monitoring Well Installation Work Plan and **within 15 months following adoption of this Order** the Discharger shall submit a Groundwater Monitoring Well Installation Report. The work plan and report shall be prepared in accordance with, and including the items listed in, Section 1 of Attachment J: *“Requirements for Monitoring Well Installation Workplans and Monitoring Well Installation Reports.”* All monitoring wells shall comply with the appropriate standards as described in California Well Standards Bulletin 74-90 (June 1991) and Water Well Standards: State of California Bulletin 74-81 (December 1981), and any more stringent standards adopted by the Discharger or County pursuant to CWC section 13801.
- c. Groundwater Water Quality Characterization Report.** The Discharger, after 2 years of ground water monitoring, shall characterize natural background quality of monitored constituents in a technical report, to be submitted **within 48 months following adoption of this Order**. For each groundwater monitoring parameter/constituent identified in the Monitoring and Reporting Program, the report shall present a summary of monitoring data, calculation of the concentration in background monitoring wells, and the determination of impacts the discharge has on groundwater downgradient of the facility. Determination of background quality shall be made using the methods described in Title 27 California Code of Regulations Section 20415(e)(10), and shall be based on data from at least eight consecutive quarterly (or more frequent) groundwater monitoring events. For each monitoring parameter/constituent, the report shall compare measured concentrations for compliance monitoring wells with the calculated background concentration.
- d. Best Practical Treatment or Control (BPTC) Work Plan.** If the groundwater monitoring results show that the discharge of waste is threatening to cause or has caused groundwater to contain waste constituents in concentrations statistically greater than background water quality, the Discharger shall submit, **within 48 months following adoption of this Order**, a BPTC Evaluation Work Plan that sets forth a scope and schedule for a systematic and comprehensive technical evaluation of each component of the facilities’ waste management system to determine best practicable treatment or control for each the waste constituents of concern. The work plan shall include a preliminary evaluation of each component of the waste management system and propose a time

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<sup>1</sup> See the Fact Sheet (Attachment F section VII.B.2.a.) for a list of USEPA guidance documents that must be considered in development of the TRE Workplan.

schedule for completing the comprehensive technical evaluation. The schedule to complete the evaluation shall be as short as practicable, and shall not exceed 1 year.

### 3. Best Management Practices and Pollution Prevention

- a. **Salinity Evaluation and Minimization Plan.** The Discharger shall prepare a salinity evaluation and minimization plan to identify and address sources of salinity from the Facility. The plan shall be completed and submitted to the Central Valley Water Board **within 9 months of the adoption date of this Order** for the approval by the Executive Officer.

### 4. Construction, Operation and Maintenance Specifications

- a. Wastewater shall be oxidized, coagulated, filtered, and adequately disinfected pursuant to the Department of Public Health (DPH; formerly the Department of Health Services) reclamation criteria, CCR, Title 22, division 4, chapter 3, (Title 22), or equivalent.
- b. The treatment facilities shall be designed, constructed, operated, and maintained to prevent inundation or washout due to floods with a 100-year return frequency.
- c. **Turbidity.** Effluent turbidity shall not exceed:
  - i. 2 NTU, as a daily average;
  - ii. 5 NTU, more than 5% of the time within a 24-hour period; and
  - iii. 10 NTU, at any time.
- d. **Ultraviolet Light (UV) Disinfection System Operating Specifications.** The Discharger shall operate the UV disinfection system to provide a minimum UV dose per reactor or reactor train of 80 millijoules per square centimeter (mJ/cm<sup>2</sup>) at peak daily flow, unless otherwise approved by DPH, and shall maintain an adequate dose for disinfection while discharging to the unnamed tributary of Sanford Creek (Discharge Point No. 001), unless otherwise approved by DPH.
  - i. The Discharger shall provide continuous, reliable monitoring of flow, UV transmittance, UV power, and turbidity.
  - ii. The Discharger shall operate the treatment system to insure that turbidity prior to disinfection shall not exceed 0.2 NTU more than 5 percent of the time within a 24-hour period and 0.5 NTU, at any time.
  - iii. The UV transmittance (at 254 nanometers) in the wastewater exiting the UV disinfection system shall not fall below 65 percent of maximum at any time.

- iv. The quartz sleeves and cleaning system components must be visually inspected per the manufacturer's operations manual for physical wear (scoring, solarization, seal leaks, cleaning fluid levels, etc.) and to check the efficacy of the cleaning system.
- v. The lamp sleeves must be cleaned periodically as necessary to meet the requirements.
- vi. Lamps must be replaced per the manufacturer's operations manual, or sooner, if there are indications the lamps are failing to provide adequate disinfection. Lamp age and lamp replacement records must be maintained.
- vii. The Facility must be operated in accordance with an operations and maintenance program that assures adequate disinfection.

**e. Storage Pond Operating Specifications**

- i. Ponds shall be managed to prevent breeding of mosquitoes. In particular,
  - (a) An erosion control program should assure that small coves and irregularities are not created around the perimeter of the water surface.
  - (b) Weeds shall be minimized.
  - (c) Dead algae, vegetation, and debris shall not accumulate on the water surface.
- ii. Freeboard shall never be less than 2 feet (measured vertically to the lowest point of overflow).
- iii. Ponds shall have sufficient capacity to accommodate allowable wastewater flow and design seasonal precipitation and ancillary inflow and infiltration during the non-irrigation season. Design seasonal precipitation shall be based on total annual precipitation using a return period of 100 years, distributed monthly in accordance with historical rainfall patterns. Freeboard shall never be less than 2 feet (measured vertically to the lowest point of overflow).
- iv. Objectionable odors originating at this Facility shall not be perceivable beyond the limits of the wastewater treatment and disposal areas (or property owned by the Discharger).
- v. As a means of discerning compliance with the operating specification contained in section VI.C.4.d.viii above, the dissolved oxygen content in the upper zone (1 foot) of wastewater in ponds shall not be less than 1.0 mg/L.
- vi. Ponds shall not have a pH less than 6.5 or greater than 8.5.

## **5. Special Provisions for Municipal Facilities (POTWs Only)**

### **a. Sludge/Biosolids Treatment or Discharge Specifications**

Sludge in this document means the solid, semisolid, and liquid residues removed during primary, secondary, or advanced wastewater treatment processes. Solid waste refers to grit and screening material generated during preliminary treatment. Residual sludge means sludge that will not be subject to further treatment at the wastewater treatment plant. Biosolids refer to sludge that has been treated and tested and shown to be capable of being beneficially and legally used pursuant to federal and state regulations as a soil amendment for agricultural, silvicultural, horticultural, and land reclamation activities as specified under 40 CFR Part 503. If sludge is handled, stored, treated, or discharged on-site, then the Discharger shall comply with the following sections, as appropriate for handling, storing, treating, or discharging sludge.

- i. Collected screenings, residual sludge, biosolids, and other solids removed from liquid wastes shall be disposed of in a manner approved by the Executive Officer, and consistent with Consolidated Regulations for Treatment, Storage, Processing, or Disposal of Solid Waste, as set forth in Title 27, CCR, division 2, subdivision 1, section 20005, et seq. Removal for further treatment, storage, disposal, or reuse at sites (e.g., landfill, composting sites, soil amendment sites) that are operated in accordance with valid waste discharge requirements issued by a Regional Water Board will satisfy these specifications.
- ii. Sludge and solid waste shall be removed from screens, sumps, ponds, clarifiers, etc. as needed to ensure optimal plant performance.
- iii. The treatment of sludge generated at the Facility shall be confined to the Facility property and conducted in a manner that precludes infiltration of waste constituents into soils in a mass or concentration that will violate groundwater limitations in section V.B. of this Order. In addition, the storage of residual sludge, solid waste, and biosolids on Facility property shall be temporary and controlled, and contained in a manner that minimizes leachate formation and precludes infiltration of waste constituents into soils in a mass or concentration that will violate groundwater limitations included in section V.B. of this Order.
- iv. The use, disposal, storage, and transportation of biosolids shall comply with existing federal and state laws and regulations, including permitting requirements and technical standards included in 40 CFR Part 503. If the State Water Board and the Central Valley Water Board are given the authority to implement regulations contained in 40 CFR Part 503, this Order may be reopened to incorporate appropriate time schedules and technical standards. The Discharger must comply with the standards and time schedules contained in 40 CFR Part 503 whether or not they have been incorporated into this Order.

- v. The Discharger shall comply with Section IX.A. Biosolids of the Monitoring and Reporting Program, Attachment E.
- vi. Any proposed change in biosolids use or disposal practice from a previously approved practice shall be reported to the Executive Officer and USEPA Regional Administrator at least **90 days** in advance of the change.
- vii. **Within 180 days of the permit effective date**, the Discharger shall review and update its existing biosolids use or disposal plan, and submit it to the Central Valley Water Board. The updated plan shall describe at a minimum:
  - (a) Sources and amounts of biosolids generated annually.
  - (b) Location(s) of on-site storage and description of the containment area.
  - (c) Plans for ultimate disposal. For landfill disposal, include the Central Valley Water Board's waste discharge requirement numbers that regulate the particular landfill; the present classification of the landfill; and the name and location of the landfill.

**b. Biosolids Storage and Transportation Specifications**

Biosolids shall be considered to be "stored" if they are placed on the ground or in non-mobile containers (i.e. not in a truck or trailer) at an intermediate storage location away from the generator/processing for more than 48 hours. Biosolids shall be considered to be "staged" if placed on the ground for brief periods of time solely to facilitate transfer of the biosolids between transportation and application vehicles.

- i. Biosolids shall not be stored directly on the ground at any one location for more than seven (7) consecutive days.
- ii. Facilities for the storage of Class B biosolids shall be located, designed and maintained to restrict public access to biosolids.
- iii. Biosolids storage facilities shall be designed and maintained to prevent washout or inundation from a storm or flood with a return frequency of 100 years.
- iv. Biosolids storage facilities, which contain biosolids, shall be designed and maintained to contain all storm water falling on the biosolids storage area during a rainfall year with a return frequency of 100 years.
- v. Biosolids placed on site for more than 24 hours shall be covered.
- vi. Biosolids storage facilities shall be designed, maintained and operated to minimize the generation of leachate and the effects of erosion.

- vii. If biosolids are to be stored at the site, a plan describing the storage program and means of complying with the specifications contained in sections VI.C.5.b and c of this Order shall be submitted for the Central Valley Water Board's staff approval. The storage plan shall also include an adverse weather plan.
  - viii. The Discharger shall operate the biosolids storage facilities in accordance with the approved biosolids storage plan.
  - ix. The Discharger shall immediately remove and relocate any biosolids stored on site in violation of this General Order.
  - x. All biosolids shall be transported in covered vehicles capable of containing the designated load.
  - xi. All biosolids having a water content that is capable of leaching liquids shall be transported in leak proof vehicles.
  - xii. Each biosolids transport driver shall be trained as to the nature of its load and the proper response to accidents or spill events and shall carry a copy of an approved spill response plan.
  - xiii. The Discharger shall avoid the use of haul routes near residential land uses to the extent possible. If the use of haul routes near residential land uses cannot be avoided, the Discharger shall limit project-related truck traffic to daylight hours.
- c. **Collection System.** On 2 May 2006, the State Water Board adopted State Water Resources Control Board Order No. 2006-0003-DWQ, Statewide General Waste Discharge Requirements (WDRs) for Sanitary Sewer Systems. The Discharger shall be subject to the requirements of Order No. 2006-0003-DWQ and any future revisions thereto. Order No. 2006-0003-DWQ requires that all public agencies that currently own or operate sanitary sewer systems apply for coverage under the general WDRs.
- d. This permit, and the Monitoring and Reporting Program which is a part of this permit, requires that certain parameters be monitored on a continuous basis. The wastewater treatment plant is not staffed on a full time basis. Permit violations or system upsets can go undetected during this period. The Discharger shall establish an electronic system for operator notification for continuous recording device alarms. For existing continuous monitoring systems, the electronic notification system shall be installed within 6 months of adoption of this permit. For systems installed following permit adoption, the notification system shall be installed simultaneously.

## 6. Other Special Provisions

- a. **Facility Access.** Gold Village shall not impair any person’s access to the Facility.

## 7. Compliance Schedules

- a. **Compliance Schedule for Groundwater Limitations.** This Order requires compliance with the groundwater limitations by five years after adoption of this Order. Compliance with the groundwater limitations will result in the discharge to the storage pond and to the land application area meeting the preconditions for an exemption from Title 27. Therefore, this compliance schedule temporarily exempts the Discharger from compliance with Title 27 requirements to allow time for the Discharger to determine whether the discharge meets all preconditions for an exemption from Title 27. The Discharger shall comply with the following time schedule to ensure compliance with the final groundwater limitations and to demonstrate the infiltration of the discharge to the storage pond and the land application area to groundwater is in compliance with the Basin Plan:

<u>TASK</u>	<u>COMPLIANCE DATE</u>
i. Submit Work Plan for Groundwater Monitoring Well Installation in accordance with section VI.B.2.b of this Order	<b>Within 6 months</b> following adoption of this Order
ii. Install groundwater monitoring wells	<b>Within 1 year</b> following adoption of this Order
iii. Submit Groundwater Monitoring Well Installation Report in accordance with section VI.C.2.b of this Order	<b>Within 15 months</b> following adoption of this Order
iv. Begin quarterly groundwater monitoring and sampling per this Order	<b>Within 15 months</b> following adoption of this Order
v. Begin quarterly reporting per this Order and the Monitoring and Reporting Program	<b>Within 24 months</b> following adoption of this Order
vi. Submit Groundwater Water Quality Characterization Report in accordance with section VI.C.2.c of this Order	<b>Within 48 months</b> following adoption of this Order
vii. Submit BPTC Evaluation Work Plan in accordance with section VI.C.2.d if groundwater monitoring results show that the discharge of waste is threatening to cause or has caused groundwater to contain waste constituents in concentrations statistically greater than background water quality	<b>Within 48 months</b> following adoption of this Order
viii. Complete implementation of recommendations made in BPTC Evaluation Work Plan and achieve full compliance	<b>54 months</b> following adoption of this Order
ix. Submit Final Compliance Report documenting full compliance	<b>60 months</b> following adoption of this Order

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<sup>1</sup> The progress reports shall detail what steps have been implemented towards achieving compliance with waste discharge requirements, including studies, construction progress, evaluation of measures implemented, and recommendations for additional measures as necessary to achieve full compliance by the final compliance date.

## VII. COMPLIANCE DETERMINATION

- A. BOD<sub>5</sub> and TSS Effluent Limitations** (Section IV.A.1.a and b). Compliance with the final effluent limitations for BOD<sub>5</sub> and TSS required in Limitations and Discharge Requirements section IV.A.1.a shall be ascertained by 24-hour composite samples. Compliance with effluent limitations required in Limitations and Discharge Requirements section IV.A.1.b for percent removal shall be calculated using the arithmetic mean of BOD<sub>5</sub> and TSS in effluent samples collected over a monthly period as a percentage of the arithmetic mean of the values for influent samples collected at approximately the same times during the same period.
- B. Average Dry Weather Flow Effluent Limitations** (Section IV.A.1.g). The average dry weather discharge flow represents the daily average flow when groundwater is at or near normal and runoff is not occurring. Compliance with the average dry weather flow effluent limitations will be determined annually based on the average daily flow over three consecutive dry weather months (e.g., July, August, and September).
- C. Total Coliform Organisms Effluent Limitations** (Section IV.A.1.f). For each day that an effluent sample is collected and analyzed for total coliform organisms, the 7-day median shall be determined by calculating the median concentration of total coliform bacteria in the effluent utilizing the bacteriological results of the last 7 days. For example, if a sample is collected on a Wednesday, the result from that sampling event and all results from the previous 6 days (i.e., Tuesday, Monday, Sunday, Saturday, Friday, and Thursday) are used to calculate the 7-day median. If the 7-day median of total coliform organisms exceeds a most probable number (MPN) of 23 per 100 milliliters, the Discharger will be considered out of compliance.
- D. Mass Effluent Limitations.** The mass effluent limitations contained in Final Effluent Limitations Section IV.A.1.a. and Interim Effluent Limitations Section IV.A.2.b. are based on the permitted average dry weather flow and calculated as follows:

$$\text{Mass (lbs/day)} = \text{Flow (MGD)} \times \text{Concentration (mg/L)} \times 8.34 \text{ (conversion factor)}$$

If the effluent flow exceeds the permitted average dry weather flow during wet-weather seasons, the effluent mass limitations contained in Final Effluent Limitations Section IV.A.1.a. and Interim Limitations Section IV.A.2.b. shall not apply. If the effluent flow is below the permitted average dry weather flow during wet-weather seasons, the effluent mass limitations do apply.

## ATTACHMENT A – DEFINITIONS

### Arithmetic Mean ( $\mu$ )

Also called the average, is the sum of measured values divided by the number of samples. For ambient water concentrations, the arithmetic mean is calculated as follows:

Arithmetic mean =  $\mu = \Sigma X / n$       where:  $\Sigma X$  is the sum of the measured ambient water concentrations, and  $n$  is the number of samples.

### Average Monthly Effluent Limitation (AMEL)

The highest allowable average of daily discharges over a calendar month, calculated as the sum of all daily discharges measured during a calendar month divided by the number of daily discharges measured during that month.

### Average Weekly Effluent Limitation (AWEL)

The highest allowable average of daily discharges over a calendar week (Sunday through Saturday), calculated as the sum of all daily discharges measured during a calendar week divided by the number of daily discharges measured during that week.

### Bioaccumulative

Those substances taken up by an organism from its surrounding medium through gill membranes, epithelial tissue, or from food and subsequently concentrated and retained in the body of the organism.

### Carcinogenic

Pollutants are substances that are known to cause cancer in living organisms.

### Coefficient of Variation (CV)

CV is a measure of the data variability and is calculated as the estimated standard deviation divided by the arithmetic mean of the observed values.

### Daily Discharge

Daily Discharge is defined as either: (1) the total mass of the constituent discharged over the calendar day (12:00 am through 11:59 pm) or any 24-hour period that reasonably represents a calendar day for purposes of sampling (as specified in the permit), for a constituent with limitations expressed in units of mass or; (2) the unweighted arithmetic mean measurement of the constituent over the day for a constituent with limitations expressed in other units of measurement (e.g., concentration).

The daily discharge may be determined by the analytical results of a composite sample taken over the course of 1 day (a calendar day or other 24-hour period defined as a day) or by the arithmetic mean of analytical results from one or more grab samples taken over the course of the day.

For composite sampling, if 1 day is defined as a 24-hour period other than a calendar day, the analytical result for the 24-hour period will be considered as the result for the calendar day in which the 24-hour period ends.

### **Detected, but Not Quantified (DNQ)**

DNQ are those sample results less than the RL, but greater than or equal to the laboratory's MDL.

### **Dilution Credit**

Dilution Credit is the amount of dilution granted to a discharge in the calculation of a water quality-based effluent limitation, based on the allowance of a specified mixing zone. It is calculated from the dilution ratio or determined through conducting a mixing zone study or modeling of the discharge and receiving water.

### **Effluent Concentration Allowance (ECA)**

ECA is a value derived from the water quality criterion/objective, dilution credit, and ambient background concentration that is used, in conjunction with the coefficient of variation for the effluent monitoring data, to calculate a long-term average (LTA) discharge concentration. The ECA has the same meaning as waste load allocation (WLA) as used in USEPA guidance (Technical Support Document For Water Quality-based Toxics Control, March 1991, second printing, EPA/505/2-90-001).

### **Enclosed Bays**

Enclosed Bays means indentations along the coast that enclose an area of oceanic water within distinct headlands or harbor works. Enclosed bays include all bays where the narrowest distance between the headlands or outermost harbor works is less than 75 percent of the greatest dimension of the enclosed portion of the bay. Enclosed bays include, but are not limited to, Humboldt Bay, Bodega Harbor, Tomales Bay, Drake's Estero, San Francisco Bay, Morro Bay, Los Angeles-Long Beach Harbor, Upper and Lower Newport Bay, Mission Bay, and San Diego Bay. Enclosed bays do not include inland surface waters or ocean waters.

### **Estimated Chemical Concentration**

The estimated chemical concentration that results from the confirmed detection of the substance by the analytical method below the ML value.

### **Estuaries**

Estuaries means waters, including coastal lagoons, located at the mouths of streams that serve as areas of mixing for fresh and ocean waters. Coastal lagoons and mouths of streams that are temporarily separated from the ocean by sandbars shall be considered estuaries. Estuarine waters shall be considered to extend from a bay or the open ocean to a point upstream where there is no significant mixing of fresh water and seawater. Estuarine waters included, but are not limited to, the Sacramento-San Joaquin Delta, as defined in CWC section 12220, Suisun Bay, Carquinez Strait downstream to the Carquinez Bridge, and appropriate areas of the Smith, Mad, Eel, Noyo, Russian, Klamath, San Diego, and Otay rivers. Estuaries do not include inland surface waters or ocean waters.

### **Inland Surface Waters**

All surface waters of the State that do not include the ocean, enclosed bays, or estuaries.

### **Instantaneous Maximum Effluent Limitation**

The highest allowable value for any single grab sample or aliquot (i.e., each grab sample or aliquot is independently compared to the instantaneous maximum limitation).

### **Instantaneous Minimum Effluent Limitation**

The lowest allowable value for any single grab sample or aliquot (i.e., each grab sample or aliquot is independently compared to the instantaneous minimum limitation).

### **Maximum Daily Effluent Limitation (MDEL)**

The highest allowable daily discharge of a pollutant, over a calendar day (or 24-hour period). For pollutants with limitations expressed in units of mass, the daily discharge is calculated as the total mass of the pollutant discharged over the day. For pollutants with limitations expressed in other units of measurement, the daily discharge is calculated as the arithmetic mean measurement of the pollutant over the day.

### **Median**

The middle measurement in a set of data. The median of a set of data is found by first arranging the measurements in order of magnitude (either increasing or decreasing order). If the number of measurements ( $n$ ) is odd, then the median =  $X_{(n+1)/2}$ . If  $n$  is even, then the median =  $(X_{n/2} + X_{(n/2)+1})/2$  (i.e., the midpoint between the  $n/2$  and  $n/2+1$ ).

### **Method Detection Limit (MDL)**

MDL is the minimum concentration of a substance that can be measured and reported with 99 percent confidence that the analyte concentration is greater than zero, as defined in 40 CFR Part 136, Attachment B, revised as of 3 July 1999.

### **Minimum Level (ML)**

ML is the concentration at which the entire analytical system must give a recognizable signal and acceptable calibration point. The ML is the concentration in a sample that is equivalent to the concentration of the lowest calibration standard analyzed by a specific analytical procedure, assuming that all the method specified sample weights, volumes, and processing steps have been followed.

### **Mixing Zone**

Mixing Zone is a limited volume of receiving water that is allocated for mixing with a wastewater discharge where water quality criteria can be exceeded without causing adverse effects to the overall water body.

### **Not Detected (ND)**

Sample results which are less than the laboratory's MDL.

### **Ocean Waters**

The territorial marine waters of the State as defined by California law to the extent these waters are outside of enclosed bays, estuaries, and coastal lagoons. Discharges to ocean waters are regulated in accordance with the State Water Board's California Ocean Plan.

### **Persistent Pollutants**

Persistent pollutants are substances for which degradation or decomposition in the environment is nonexistent or very slow.

### **Pollutant Minimization Program (PMP)**

PMP means waste minimization and pollution prevention actions that include, but are not limited to, product substitution, waste stream recycling, alternative waste management methods, and education of the public and businesses. The goal of the PMP shall be to reduce all potential sources of a priority pollutant(s) through pollutant minimization (control) strategies, including pollution prevention measures as appropriate, to maintain the effluent concentration at or below the water quality-based effluent limitation. Pollution prevention measures may be particularly appropriate for persistent bioaccumulative priority pollutants where there is evidence that beneficial uses are being impacted. The Central Valley Water Board may consider cost effectiveness when establishing the requirements of a PMP. The completion and implementation of a Pollution Prevention Plan, if required pursuant to CWC section 13263.3(d), shall be considered to fulfill the PMP requirements.

### **Pollution Prevention**

Pollution Prevention means any action that causes a net reduction in the use or generation of a hazardous substance or other pollutant that is discharged into water and includes, but is not limited to, input change, operational improvement, production process change, and product reformulation (as defined in Water Code section 13263.3). Pollution prevention does not include actions that merely shift a pollutant in wastewater from one environmental medium to another environmental medium, unless clear environmental benefits of such an approach are identified to the satisfaction of the State or Central Valley Water Board.

### **Reporting Level (RL)**

RL is the ML (and its associated analytical method) chosen by the Discharger for reporting and compliance determination from the MLs included in this Order. The MLs included in this Order correspond to approved analytical methods for reporting a sample result that are selected by the Central Valley Water Board either from Appendix 4 of the SIP in accordance with section 2.4.2 of the SIP or established in accordance with section 2.4.3 of the SIP. The ML is based on the proper application of method-based analytical procedures for sample preparation and the absence of any matrix interferences. Other factors may be applied to the ML depending on the specific sample preparation steps employed. For example, the treatment typically applied in cases where there are matrix-effects is to dilute the sample or sample aliquot by a factor of ten. In such cases, this additional factor must be applied to the ML in the computation of the RL.

### **Satellite Collection System**

The portion, if any, of a sanitary sewer system owned or operated by a different public agency than the agency that owns and operates the wastewater treatment facility that a sanitary sewer system is tributary to.

### **Source of Drinking Water**

Any water designated as municipal or domestic supply (MUN) in a Central Valley Water Board Basin Plan.

### **Standard Deviation ( $\sigma$ )**

Standard Deviation is a measure of variability that is calculated as follows:

$$\sigma = (\sum[(x - \mu)^2]/(n - 1))^{0.5}$$

where:

x is the observed value;

$\mu$  is the arithmetic mean of the observed values; and

n is the number of samples.

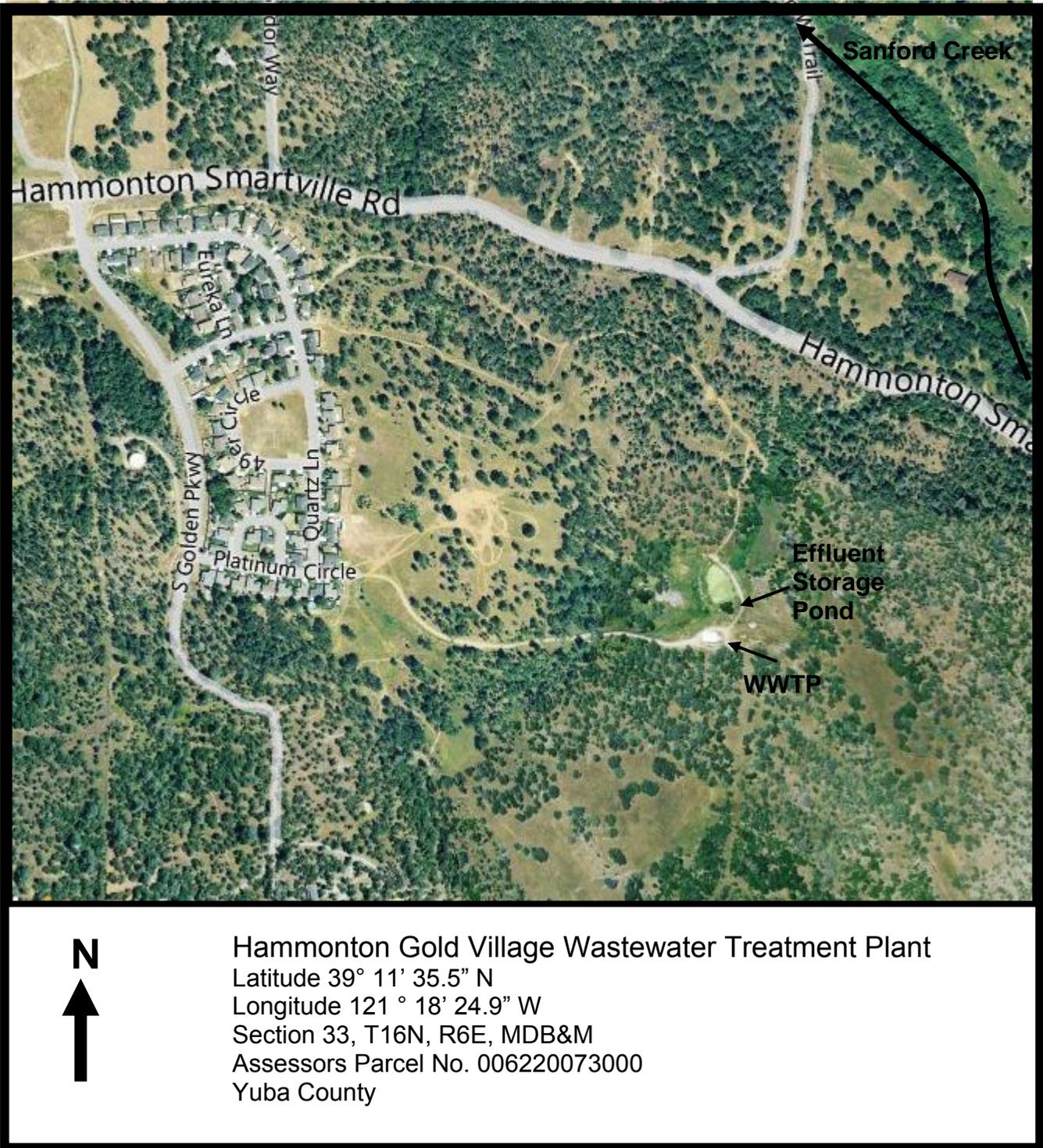
### **Toxicity Reduction Evaluation (TRE)**

TRE is a study conducted in a step-wise process designed to identify the causative agents of effluent or ambient toxicity, isolate the sources of toxicity, evaluate the effectiveness of toxicity control options, and then confirm the reduction in toxicity. The first steps of the TRE consist of the collection of data relevant to the toxicity, including additional toxicity testing, and an evaluation of facility operations and maintenance practices, and best management practices. A Toxicity Identification Evaluation (TIE) may be required as part of the TRE, if appropriate. (A TIE is a set of procedures to identify the specific chemical(s) responsible for toxicity. These procedures are performed in three phases (characterization, identification, and confirmation) using aquatic organism toxicity tests.)

**ATTACHMENT B-1 – VICINITY MAP**



**ATTACHMENT B-2 – SITE MAP**



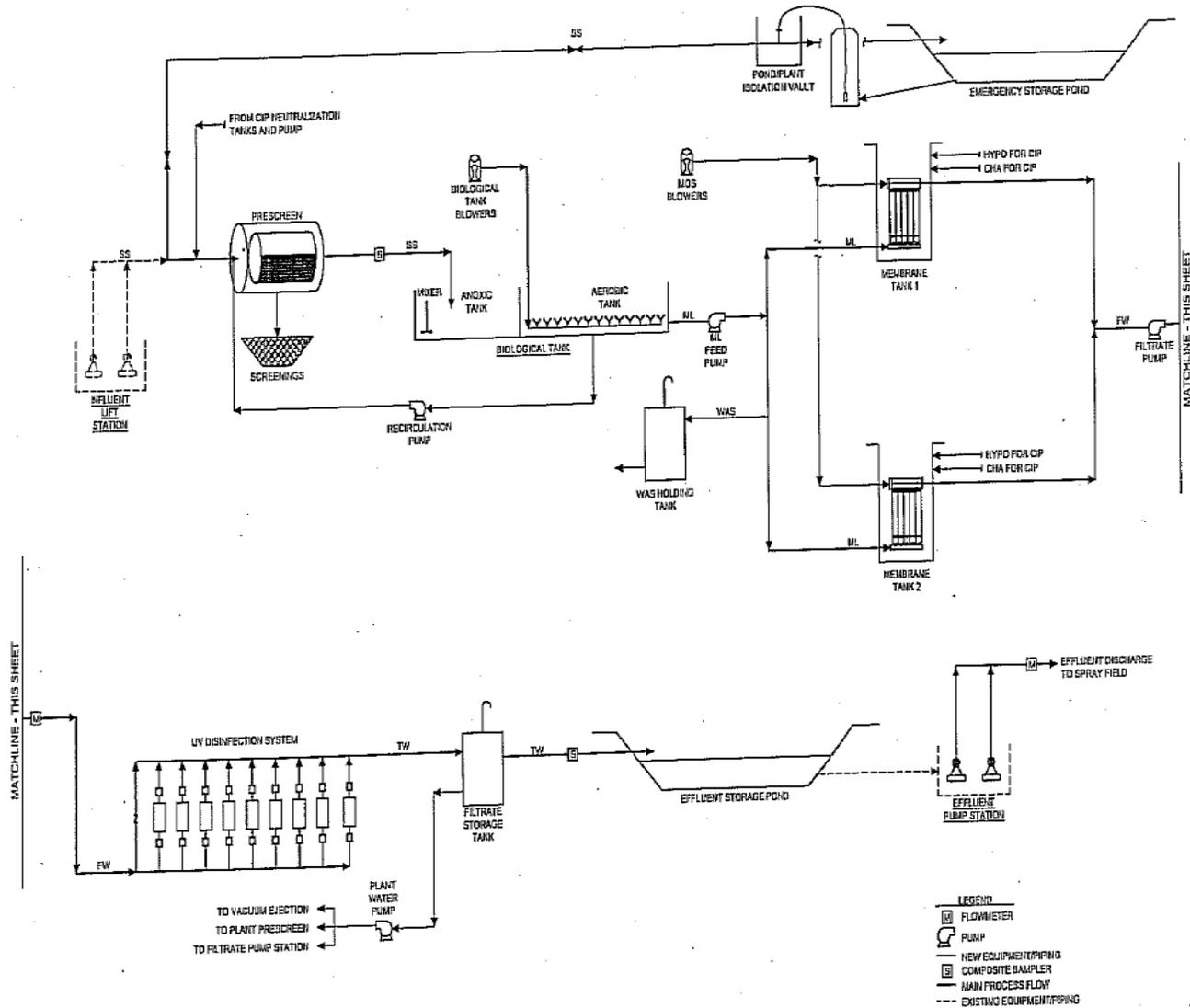
### ATTACHMENT C – FLOW SCHEMATIC

**DESIGN CRITERIA**

PLANT FLOWS	
AVERAGE DAILY FLOW	0.222 MGD
BASELINE FLOW	0.212 MGD
PEAK YEAR FLOW	0.214 MGD
PEAK DAILY FLOW	0.259 MGD
PEAK HOURLY FLOW	0.115 MGD

PLANT EFFLUENT FLOWS	
BOD	120 MG/L
SS	800 MG/L
TDS	120 MG/L
AMMONIA NITROGEN	25 MG/L
TOTAL NITROGEN	50 MG/L
TOTAL PHOSPHORUS	11 MG/L
ALKALINITY	— MG/L
FATS, OILS AND GREASE (FOG)	— MG/L

PRESCREEN	
DESIGN TYPE	PERFORATED PLATE
DESIGN SPEED	1.5 M/S
DESIGN POWER	10 HP



## **ATTACHMENT D – STANDARD PROVISIONS**

### **I. STANDARD PROVISIONS – PERMIT COMPLIANCE**

#### **A. Duty to Comply**

1. The Discharger must comply with all of the conditions of this Order. Any noncompliance constitutes a violation of the Clean Water Act (CWA) and the California Water Code (CWC) and is grounds for enforcement action, for permit termination, revocation and reissuance, or modification; or denial of a permit renewal application. (40 CFR 122.41(a).)
2. The Discharger shall comply with effluent standards or prohibitions established under section 307(a) of the CWA for toxic pollutants and with standards for sewage sludge use or disposal established under section 405(d) of the CWA within the time provided in the regulations that establish these standards or prohibitions, even if this Order has not yet been modified to incorporate the requirement. (40 CFR 122.41(a)(1).)

#### **B. Need to Halt or Reduce Activity Not a Defense**

It shall not be a defense for a Discharger in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this Order. (40 CFR 122.41(c).)

#### **C. Duty to Mitigate**

The Discharger shall take all reasonable steps to minimize or prevent any discharge or sludge use or disposal in violation of this Order that has a reasonable likelihood of adversely affecting human health or the environment. (40 CFR 122.41(d).)

#### **D. Proper Operation and Maintenance**

The Discharger shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the Discharger to achieve compliance with the conditions of this Order. Proper operation and maintenance also includes adequate laboratory controls and appropriate quality assurance procedures. This provision requires the operation of backup or auxiliary facilities or similar systems that are installed by a Discharger only when necessary to achieve compliance with the conditions of this Order. (40 CFR 122.41(e).)

#### **E. Property Rights**

1. This Order does not convey any property rights of any sort or any exclusive privileges. (40 CFR 122.41(g).)

2. The issuance of this Order does not authorize any injury to persons or property or invasion of other private rights, or any infringement of state or local law or regulations. (40 CFR 122.5(c).)

## **F. Inspection and Entry**

The Discharger shall allow the Central Valley Water Board, State Water Board, United States Environmental Protection Agency (USEPA), and/or their authorized representatives (including an authorized contractor acting as their representative), upon the presentation of credentials and other documents, as may be required by law, to (40 CFR 122.41(i); CWC section 13383):

1. Enter upon the Discharger's premises where a regulated facility or activity is located or conducted, or where records are kept under the conditions of this Order (40 CFR 122.41(i)(1));
2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this Order (40 CFR 122.41(i)(2));
3. Inspect and photograph, at reasonable times, any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this Order (40 CFR 122.41(i)(3)); and
4. Sample or monitor, at reasonable times, for the purposes of assuring Order compliance or as otherwise authorized by the CWA or the CWC, any substances or parameters at any location. (40 CFR 122.41(i)(4).)

## **G. Bypass**

### **1. Definitions**

- a. "Bypass" means the intentional diversion of waste streams from any portion of a treatment facility. (40 CFR 122.41(m)(1)(i).)
  - b. "Severe property damage" means substantial physical damage to property, damage to the treatment facilities, which causes them to become inoperable, or substantial and permanent loss of natural resources that can reasonably be expected to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in production. (40 CFR 122.41(m)(1)(ii).)
2. Bypass not exceeding limitations. The Discharger may allow any bypass to occur which does not cause exceedances of effluent limitations, but only if it is for essential maintenance to assure efficient operation. These bypasses are not subject to the provisions listed in Standard Provisions – Permit Compliance I.G.3, I.G.4, and I.G.5 below. (40 CFR 122.41(m)(2).)

3. Prohibition of bypass. Bypass is prohibited, and the Central Valley Water Board may take enforcement action against a Discharger for bypass, unless (40 CFR 122.41(m)(4)(i)):
  - a. Bypass was unavoidable to prevent loss of life, personal injury, or severe property damage (40 CFR 122.41(m)(4)(i)(A));
  - b. There were no feasible alternatives to the bypass, such as the use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods of equipment downtime. This condition is not satisfied if adequate back-up equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass that occurred during normal periods of equipment downtime or preventive maintenance (40 CFR 122.41(m)(4)(i)(B)); and
  - c. The Discharger submitted notice to the Central Valley Water Board as required under Standard Provisions – Permit Compliance I.G.5 below. (40 CFR 122.41(m)(4)(i)(C).)
4. The Central Valley Water Board may approve an anticipated bypass, after considering its adverse effects, if the Central Valley Water Board determines that it will meet the three conditions listed in Standard Provisions – Permit Compliance I.G.3 above. (40 CFR 122.41(m)(4)(ii).)
5. Notice
  - a. Anticipated bypass. If the Discharger knows in advance of the need for a bypass, it shall submit a notice, if possible at least 10 days before the date of the bypass. (40 CFR 122.41(m)(3)(i).)
  - b. Unanticipated bypass. The Discharger shall submit notice of an unanticipated bypass as required in Standard Provisions - Reporting V.E below (24-hour notice). (40 CFR 122.41(m)(3)(ii).)

## H. Upset

Upset means an exceptional incident in which there is unintentional and temporary noncompliance with technology based permit effluent limitations because of factors beyond the reasonable control of the Discharger. An upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventive maintenance, or careless or improper operation. (40 CFR 122.41(n)(1).)

1. Effect of an upset. An upset constitutes an affirmative defense to an action brought for noncompliance with such technology based permit effluent limitations if the requirements of Standard Provisions – Permit Compliance I.H.2 below are met. No determination made during administrative review of claims that noncompliance was caused by upset, and before an action for noncompliance, is final administrative action subject to judicial review. (40 CFR 122.41(n)(2).)

2. Conditions necessary for a demonstration of upset. A Discharger who wishes to establish the affirmative defense of upset shall demonstrate, through properly signed, contemporaneous operating logs or other relevant evidence that (40 CFR 122.41(n)(3)):
  - a. An upset occurred and that the Discharger can identify the cause(s) of the upset (40 CFR 122.41(n)(3)(i));
  - b. The permitted facility was, at the time, being properly operated (40 CFR 122.41(n)(3)(ii));
  - c. The Discharger submitted notice of the upset as required in Standard Provisions – Reporting V.E.2.b below (24-hour notice) (40 CFR 122.41(n)(3)(iii)); and
  - d. The Discharger complied with any remedial measures required under Standard Provisions – Permit Compliance I.C above. (40 CFR 122.41(n)(3)(iv).)
3. Burden of proof. In any enforcement proceeding, the Discharger seeking to establish the occurrence of an upset has the burden of proof. (40 CFR 122.41(n)(4).)

## **II. STANDARD PROVISIONS – PERMIT ACTION**

### **A. General**

This Order may be modified, revoked and reissued, or terminated for cause. The filing of a request by the Discharger for modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance does not stay any Order condition. (40 CFR 122.41(f).)

### **B. Duty to Reapply**

If the Discharger wishes to continue an activity regulated by this Order after the expiration date of this Order, the Discharger must apply for and obtain a new permit. (40 CFR 122.41(b).)

### **C. Transfers**

This Order is not transferable to any person except after notice to the Central Valley Water Board. The Central Valley Water Board may require modification or revocation and reissuance of the Order to change the name of the Discharger and incorporate such other requirements as may be necessary under the CWA and the CWC. (40 CFR 122.41(l)(3) and 122.61.)

### III. STANDARD PROVISIONS – MONITORING

- A. Samples and measurements taken for the purpose of monitoring shall be representative of the monitored activity. (40 CFR 122.41(j)(1).)
- B. Monitoring results must be conducted according to test procedures under 40 CFR Part 136 or, in the case of sludge use or disposal, approved under 40 CFR Part 136 unless otherwise specified in 40 CFR Part 503 unless other test procedures have been specified in this Order. (40 CFR 122.41(j)(4) and 122.44(i)(1)(iv).)

### IV. STANDARD PROVISIONS – RECORDS

- A. Except for records of monitoring information required by this Order related to the Discharger's sewage sludge use and disposal activities, which shall be retained for a period of at least 5 years (or longer as required by 40 CFR Part 503), the Discharger shall retain records of all monitoring information, including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, copies of all reports required by this Order, and records of all data used to complete the application for this Order, for a period of at least three (3) years from the date of the sample, measurement, report or application. This period may be extended by request of the Central Valley Water Board Executive Officer at any time. (40 CFR 122.41(j)(2).)

#### B. Records of monitoring information shall include:

1. The date, exact place, and time of sampling or measurements (40 CFR 122.41(j)(3)(i));
2. The individual(s) who performed the sampling or measurements (40 CFR 122.41(j)(3)(ii));
3. The date(s) analyses were performed (40 CFR 122.41(j)(3)(iii));
4. The individual(s) who performed the analyses (40 CFR 122.41(j)(3)(iv));
5. The analytical techniques or methods used (40 CFR 122.41(j)(3)(v)); and
6. The results of such analyses. (40 CFR 122.41(j)(3)(vi).)

#### C. Claims of confidentiality for the following information will be denied (40 CFR 122.7(b)):

1. The name and address of any permit applicant or Discharger (40 CFR 122.7(b)(1)); and
2. Permit applications and attachments, permits and effluent data. (40 CFR 122.7(b)(2).)

## **V. STANDARD PROVISIONS – REPORTING**

### **A. Duty to Provide Information**

The Discharger shall furnish to the Central Valley Water Board, State Water Board, or USEPA within a reasonable time, any information which the Central Valley Water Board, State Water Board, or USEPA may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this Order or to determine compliance with this Order. Upon request, the Discharger shall also furnish to the Central Valley Water Board, State Water Board, or USEPA copies of records required to be kept by this Order. (40 CFR 122.41(h); Water Code, § 13267.)

### **B. Signatory and Certification Requirements**

1. All applications, reports, or information submitted to the Central Valley Water Board, State Water Board, and/or USEPA shall be signed and certified in accordance with Standard Provisions – Reporting V.B.2, V.B.3, V.B.4, and V.B.5 below. (40 CFR 122.41(k).)
2. All permit applications shall be signed by either a principal executive officer or ranking elected official. For purposes of this provision, a principal executive officer of a federal agency includes: (i) the chief executive officer of the agency, or (ii) a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., Central Valley Administrators of USEPA). (40 CFR 122.22(a)(3).)
3. All reports required by this Order and other information requested by the Central Valley Water Board, State Water Board, or USEPA shall be signed by a person described in Standard Provisions – Reporting V.B.2 above, or by a duly authorized representative of that person. A person is a duly authorized representative only if:
  - a. The authorization is made in writing by a person described in Standard Provisions – Reporting V.B.2 above (40 CFR 122.22(b)(1));
  - b. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity such as the position of plant manager, operator of a well or a well field, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters for the company. (A duly authorized representative may thus be either a named individual or any individual occupying a named position.) (40 CFR 122.22(b)(2)); and
  - c. The written authorization is submitted to the Central Valley Water Board and State Water Board. (40 CFR 122.22(b)(3).)
4. If an authorization under Standard Provisions – Reporting V.B.3 above is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of Standard Provisions – Reporting V.B.3 above must be submitted to the Central

Valley Water Board and State Water Board prior to or together with any reports, information, or applications, to be signed by an authorized representative.  
(40 CFR 122.22(c).)

5. Any person signing a document under Standard Provisions – Reporting V.B.2 or V.B.3 above shall make the following certification:

*“I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.”*  
(40 CFR 122.22(d).)

### **C. Monitoring Reports**

1. Monitoring results shall be reported at the intervals specified in the Monitoring and Reporting Program (Attachment E) in this Order. (40 CFR 122.22(l)(4).)
2. Monitoring results must be reported on a Discharge Monitoring Report (DMR) form or forms provided or specified by the Central Valley Water Board or State Water Board for reporting results of monitoring of sludge use or disposal practices.  
(40 CFR 122.41(l)(4)(i).)
3. If the Discharger monitors any pollutant more frequently than required by this Order using test procedures approved under 40 CFR Part 136 or, in the case of sludge use or disposal, approved under 40 CFR Part 136 unless otherwise specified in 40 CFR Part 503, or as specified in this Order, the results of this monitoring shall be included in the calculation and reporting of the data submitted in the DMR or sludge reporting form specified by the Central Valley Water Board.  
(40 CFR 122.41(l)(4)(ii).)
4. Calculations for all limitations, which require averaging of measurements, shall utilize an arithmetic mean unless otherwise specified in this Order.  
(40 CFR 122.41(l)(4)(iii).)

### **D. Compliance Schedules**

Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of this Order, shall be submitted no later than 14 days following each schedule date. (40 CFR 122.41(l)(5).)

### **E. Twenty-Four Hour Reporting**

1. The Discharger shall notify the Office of Emergency Services of any noncompliance that may endanger health or the environment within two (2) hours

from the time the Discharger becomes aware of the circumstances. The Discharger shall notify the Central Valley Water Board of the noncompliance by telephone or fax within 24 hours from the time the Discharger becomes aware of the circumstances. A written submission shall also be provided to the Central Valley Water Board within five (5) days of the time the Discharger becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance. (40 CFR 122.41(l)(6)(i).)

2. The following shall be included as information that must be reported within 24 hours under this paragraph (40 CFR 122.41(l)(6)(ii)):
  - a. Any unanticipated bypass that exceeds any effluent limitation in this Order. (40 CFR 122.41(l)(6)(ii)(A).)
  - b. Any upset that exceeds any effluent limitation in this Order. (40 CFR 122.41(l)(6)(ii)(B).)
3. The Central Valley Water Board may waive the above-required written report under this provision on a case-by-case basis if an oral report has been received within 24 hours. (40 CFR 122.41(l)(6)(iii).)

## **F. Planned Changes**

The Discharger shall give notice to the Central Valley Water Board as soon as possible of any planned physical alterations or additions to the permitted facility. Notice is required under this provision only when (40 CFR 122.41(l)(1)):

1. The alteration or addition to a permitted facility may meet one of the criteria for determining whether a facility is a new source in 40 CFR 122.29(b) (40 CFR 122.41(l)(1)(i)); or
2. The alteration or addition could significantly change the nature or increase the quantity of pollutants discharged. This notification applies to pollutants that are not subject to effluent limitations in this Order. (40 CFR 122.41(l)(1)(ii).)
3. The alteration or addition results in a significant change in the Discharger's sludge use or disposal practices, and such alteration, addition, or change may justify the application of permit conditions that are different from or absent in the existing permit, including notification of additional use or disposal sites not reported during the permit application process or not reported pursuant to an approved land application plan. (40 CFR 122.41(l)(1)(iii).)

### **G. Anticipated Noncompliance**

The Discharger shall give advance notice to the Central Valley Water Board or State Water Board of any planned changes in the permitted facility or activity that may result in noncompliance with General Order requirements. (40 CFR 122.41(l)(2).)

### **H. Other Noncompliance**

The Discharger shall report all instances of noncompliance not reported under Standard Provisions – Reporting V.C, V.D, and V.E above at the time monitoring reports are submitted. The reports shall contain the information listed in Standard Provision – Reporting V.E above. (40 CFR 122.41(l)(7).)

### **I. Other Information**

When the Discharger becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application or in any report to the Central Valley Water Board, State Water Board, or USEPA, the Discharger shall promptly submit such facts or information. (40 CFR 122.41(l)(8).)

## **VI. STANDARD PROVISIONS – ENFORCEMENT**

- A.** The Central Valley Water Board is authorized to enforce the terms of this permit under several provisions of the CWC, including, but not limited to, sections 13385, 13386, and 13387

## **VII. ADDITIONAL PROVISIONS – NOTIFICATION LEVELS**

### **A. Publicly-Owned Treatment Works (POTWs)**

All POTWs shall provide adequate notice to the Central Valley Water Board of the following (40 CFR 122.42(b)):

1. Any new introduction of pollutants into the POTW from an indirect discharger that would be subject to sections 301 or 306 of the CWA if it were directly discharging those pollutants (40 CFR 122.42(b)(1)); and
2. Any substantial change in the volume or character of pollutants being introduced into that POTW by a source introducing pollutants into the POTW at the time of adoption of the Order. (40 CFR 122.42(b)(2).)
3. Adequate notice shall include information on the quality and quantity of effluent introduced into the POTW as well as any anticipated impact of the change on the quantity or quality of effluent to be discharged from the POTW. (40 CFR 122.42(b)(3).)

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## **ATTACHMENT E – MONITORING AND REPORTING PROGRAM**

Title 40 of the Code of Federal Regulations (CFR), section 122.48 (40 CFR 122.48) requires that all NPDES permits specify monitoring and reporting requirements. California Water Code (CWC) sections 13267 and 13383 also authorize the Regional Water Quality Control Board (Regional Water Board) to require technical and monitoring reports. This Monitoring and Reporting Program establishes monitoring and reporting requirements, which implement the federal and California regulations.

### **I. GENERAL MONITORING PROVISIONS**

- A.** Samples and measurements taken as required herein shall be representative of the volume and nature of the monitored discharge. All samples shall be taken at the monitoring locations specified below and, unless otherwise specified, before the monitored flow joins or is diluted by any other waste stream, body of water, or substance. Monitoring locations shall not be changed without notification to and the approval of this Regional Water Board.
- B.** Effluent samples shall be taken downstream of the last addition of wastes to the treatment or discharge works where a representative sample may be obtained prior to mixing with the receiving waters. Samples shall be collected at such a point and in such a manner to ensure a representative sample of the discharge.
- C.** Chemical, bacteriological, and bioassay analyses of any material required by this Order shall be conducted by a laboratory certified for such analyses by the Department of Public Health (DPH; formerly the Department of Health Services). Laboratories that perform sample analyses must be identified in all monitoring reports submitted to the Central Valley Regional Water Board. In the event a certified laboratory is not available to the Discharger for any onsite field measurements such as pH, turbidity, temperature and residual chlorine, such analyses performed by a noncertified laboratory will be accepted provided a Quality Assurance-Quality Control Program is instituted by the laboratory. A manual containing the steps followed in this program for any onsite field measurements such as pH, turbidity, temperature and residual chlorine must be kept onsite in the treatment facility laboratory and shall be available for inspection by Central Valley Water Board staff. The Quality Assurance-Quality Control Program must conform to USEPA guidelines or to procedures approved by the Central Valley Water Board.
- D.** All chemical, bacteriological, and bioassay analyses of any material required by this Order shall be performed in a laboratory certified to perform such analyses by DPH. Laboratories that perform sample analyses must be identified in all monitoring reports submitted to the Central Valley Water Board. The Discharger shall institute a Quality Assurance-Quality Control Program for any onsite field measurements such as pH, turbidity, temperature and residual chlorine. A manual containing the steps followed in this program must be kept onsite and shall be available for inspection by Central Valley Water Board staff. The Discharger must demonstrate sufficient capability (qualified and trained employees, properly calibrated and maintained field instruments,

etc.) to adequately perform these field measurements. The Quality Assurance-Quality Control Program must conform to USEPA guidelines or to procedures approved by the Central Valley Water Board.

- E.** Appropriate flow measurement devices and methods consistent with accepted scientific practices shall be selected and used to ensure the accuracy and reliability of measurements of the volume of monitored discharges. All monitoring instruments and devices used by the Discharger to fulfill the prescribed monitoring program shall be properly maintained and calibrated as necessary, at least yearly, to ensure their continued accuracy. All flow measurement devices shall be calibrated at least once per year to ensure continued accuracy of the devices.
- F.** Monitoring results, including noncompliance, shall be reported at intervals and in a manner specified in this Monitoring and Reporting Program.
- G.** Laboratories analyzing monitoring samples shall be certified by DPH, in accordance with the provision of CWC section 13176, and must include quality assurance/quality control data with their reports.
- H.** The Discharger shall conduct analysis on any sample provided by USEPA as part of the Discharge Monitoring Quality Assurance (DMQA) program. The results of any such analysis shall be submitted to USEPA's DMQA manager.
- I.** The Discharger shall file with the Central Valley Water Board technical reports on self-monitoring performed according to the detailed specifications contained in this Monitoring and Reporting Program.
- J.** The results of all monitoring required by this Order shall be reported to the Central Valley Water Board, and shall be submitted in such a format as to allow direct comparison with the limitations and requirements of this Order. Unless otherwise specified, discharge flows shall be reported in terms of the monthly average and the daily maximum discharge flows.

## II. MONITORING LOCATIONS

The Discharger shall establish the following monitoring locations to demonstrate compliance with the effluent limitations, discharge specifications, and other requirements in this Order:

**Table E-1. Monitoring Station Locations**

Discharge Point Name	Monitoring Location Name	Monitoring Location Description
--	INF-001	Location where a representative sample of the influent into the Facility can be collected prior to any plant return flows or treatment processes.
001	EFF-001 <sup>1</sup>	Location where a representative sample of the facility's effluent can be obtained prior to discharge to the unnamed tributary of Sanford Creek and prior to discharge to the storage pond
002	SPR-001	Location where a representative sample of the facility's effluent can be obtained prior to discharge to the land application area
--	RSW-001	170 feet upstream from the confluence of the unnamed tributary of Sanford Creek with Sanford Creek (approximately)
--	RSW-002	100 feet downstream from the confluence of the unnamed tributary of Sanford Creek with Sanford Creek (approximately)
--	PND-001	Location where a representative sample of wastewater can be collected in the effluent storage pond.
--	UVS-001	UV Disinfection System
--	BIO-001	Representative sample location for biosolids
--	SPL-001	A location where a representative sample of the municipal water supply can be obtained.
--	GW-001, etc.	Groundwater monitoring wells

<sup>1</sup> The effluent monitoring location may be located prior to the filtrate tank if the Discharger provides certification that all discharges from the filtrate tank are routed to the headworks of the Facility.

### III. INFLUENT MONITORING REQUIREMENTS

#### A. Monitoring Location INF-001

1. The Discharger shall monitor influent to the Facility at INF-001 as follows:

**Table E-2. Influent Monitoring**

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Flow	MGD	Meter	Continuous	--
pH	Standard Unit	Grab <sup>2</sup>	1/Month	1
BOD 5-day @ 20°C	mg/L	24-hr Composite <sup>3</sup>	1/Month	1
Total Suspended Solids	mg/L	24-hr Composite <sup>3</sup>	1/Month	1

<sup>1</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Part 136; where no methods are specified for a given pollutant, method shall be approved by the Central Valley Water Board or the State Water Board.

<sup>2</sup> Grab samples shall not be collected at the same time each day to get a complete representation of variations in the influent.

<sup>3</sup> 24-hour flow proportional composite.

### IV. EFFLUENT MONITORING REQUIREMENTS

#### A. Monitoring Location EFF-001

1. The Discharger shall monitor treated wastewater at EFF-001 as follows. If more than one analytical test method is listed for a given parameter, the Discharger must select from the listed methods and corresponding Minimum Level (ML):

**Table E-3. Effluent Monitoring**

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Flow	MGD	Meter	Continuous	1
<b>Conventional Pollutants</b>				
Biochemical Oxygen Demand (BOD) (5-day @ 20°C)	mg/L	24-hr Composite <sup>2</sup>	1/Week	1
	lbs/day	Calculate	1/Week	--
Total Suspended Solids	mg/L	24-hr Composite <sup>2</sup>	1/Week	1
	lbs/day	Calculate	1/Week	--
pH	Standard Unit	Grab <sup>3, 4, 5</sup>	3/Week	1
<b>Priority Pollutants</b>				
Mercury, Total Recoverable	µg/L	Grab <sup>3</sup>	2/Year	6
Mercury, Methyl	µg/L	Grab <sup>3</sup>	2/Year	6
Priority Pollutants and Other Constituents of Concern <sup>7</sup>	µg/L	24-hr Composite	<sup>8</sup>	1, 9, 10

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
<b>Non-Conventional Pollutants</b>				
Ammonia Nitrogen, Total (as N)	mg/L	Grab <sup>3, 4, 11</sup>	1/Week	1
	lbs/day	Calculate	1/Week	--
Electrical Conductivity @ 25°C	µmhos/cm	Grab <sup>3</sup>	3/Week	1
Hardness (as CaCO <sub>3</sub> )	mg/L	Grab <sup>3, 12</sup>	1/Month	1
Nitrate Nitrogen, Total (as N)	mg/L	Grab <sup>3, 13</sup>	1/Month	1
Nitrite Nitrogen, Total (as N)	mg/L	Grab <sup>3, 13</sup>	1/Month	1
Settleable Solids	ml/L	Grab <sup>3</sup>	1/Week	1
Temperature	°C	Grab <sup>3, 4, 5</sup>	3/Week	1
Total Coliform Organisms	MPN/100 mL	Grab <sup>3, 14</sup>	3/Week	1
Whole Effluent Toxicity (see section V below)	--	--	--	--

- <sup>1</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Part 136.
- <sup>2</sup> 24-hour flow proportioned composite.
- <sup>3</sup> Grab samples shall not be collected at the same time each day to get a complete representation of variations in the effluent.
- <sup>4</sup> pH and temperature shall be recorded at the time of ammonia sample collection.
- <sup>5</sup> A hand-held field meter may be used, provided the meter utilizes a USEPA-approved algorithm/method and is calibrated and maintained in accordance with the manufacturer's instructions. A calibration and maintenance log for each meter used for monitoring required by this Monitoring and Reporting Program shall be maintained at the Facility.
- <sup>6</sup> Unfiltered methyl mercury and total mercury samples shall be taken using clean hands/dirty hands procedures, as described in U.S. EPA method 1669: Sampling Ambient Water for Trace Metals at EPA Water Quality Criteria Levels, for collection of equipment blanks (section 9.4.4.2), and shall be analyzed by U.S. EPA method 1630/1631 (Revision E) with a method detection limit of 0.02 ng/l for methyl mercury and 0.2 ng/l for total mercury.
- <sup>7</sup> See list of Priority Pollutants and Other Pollutants of Concern in Attachment I.
- <sup>8</sup> Priority pollutants and other constituents of concerns shall be sampled quarterly during the third year following the date of permit adoption and shall be conducted concurrently with receiving water monitoring for hardness (as CaCO<sub>3</sub>) and pH. The Discharger is not required to conduct effluent monitoring for priority pollutants that have already been sampled during the same quarter as the priority pollutant sampling, as required in Table E-3. See Attachment I for more detailed requirements related to performing the priority pollutant monitoring.
- <sup>9</sup> Volatile constituents shall be sampled in accordance with 40 CFR Part 136.
- <sup>10</sup> In order to verify if bis (2-ethylhexyl) phthalate is truly present in the effluent discharge, the Discharger shall take steps to assure that sample containers, sampling apparatus, and analytical equipment are not sources of the detected pollutant.
- <sup>11</sup> Concurrent with whole effluent toxicity monitoring.
- <sup>12</sup> Hardness samples shall be collected concurrently with metals samples.
- <sup>13</sup> Monitoring for nitrite and nitrate shall be conducted concurrently.
- <sup>14</sup> Total coliform organisms samples may be collected at any point following disinfection.

## V. WHOLE EFFLUENT TOXICITY TESTING REQUIREMENTS

**A. Acute Toxicity Testing.** The Discharger shall conduct acute toxicity testing to determine whether the effluent is contributing acute toxicity to the receiving water. The Discharger shall meet the following acute toxicity testing requirements:

1. Monitoring Frequency – The Discharger shall perform semi-annual acute toxicity testing, concurrent with effluent ammonia sampling.
2. Sample Types – For static non-renewal and static renewal testing, the samples shall be grab samples and shall be representative of the volume and quality of the discharge. The effluent samples shall be taken at Monitoring Location EFF-001.
3. Test Species – Test species shall be fathead minnows (*Pimephales promelas*).
4. Methods – The acute toxicity testing samples shall be analyzed using EPA-821-R-02-012, Fifth Edition. Temperature, total residual chlorine, and pH shall be recorded at the time of sample collection. No pH adjustment may be made unless approved by the Executive Officer.
5. Test Failure – If an acute toxicity test does not meet all test acceptability criteria, as specified in the test method, the Discharger must re-sample and re-test as soon as possible, not to exceed 7 days following notification of test failure.

**B. Chronic Toxicity Testing.** The Discharger shall conduct three species chronic toxicity testing to determine whether the effluent is contributing chronic toxicity to the receiving water. The Discharger shall meet the following chronic toxicity testing requirements:

1. Monitoring Frequency – The Discharger shall perform semi-annual three species chronic toxicity testing.
2. Sample Types – Effluent samples shall grab samples and shall be representative of the volume and quality of the discharge. The effluent samples shall be taken at Monitoring Location EFF-001. Because there is not physical upstream receiving water location, the control shall be laboratory water.
3. Sample Volumes – Adequate sample volumes shall be collected to provide renewal water to complete the test in the event that the discharge is intermittent.
4. Test Species – Chronic toxicity testing measures sublethal (e.g., reduced growth, reproduction) and/or lethal effects to test organisms exposed to an effluent compared to that of the control organisms. The Discharger shall conduct chronic toxicity tests with:
  - The cladoceran, water flea, *Ceriodaphnia dubia* (survival and reproduction test);
  - The fathead minnow, *Pimephales promelas* (larval survival and growth test); and

- The green alga, *Selenastrum capricornutum* (growth test).
5. **Methods** – The presence of chronic toxicity shall be estimated as specified in *Short-term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Freshwater Organisms, Fourth Edition*, EPA/821-R-02-013, October 2002.
  6. **Reference Toxicant** – As required by the SIP, all chronic toxicity tests shall be conducted with concurrent testing with a reference toxicant and shall be reported with the chronic toxicity test results.
  7. **Dilutions** – For regular and accelerated chronic toxicity monitoring, it is not necessary to perform the test using a dilution series. The test may be performed using 100% effluent and two controls. For TRE monitoring, the chronic toxicity testing shall be performed using the dilution series identified in Table E-4, below. When receiving water is not available, samples from Sanford Creek shall be used. If the receiving water or Sanford Creek water are toxic, laboratory control water may be used as the diluent, in which case, the receiving water or Sanford Creek must still be sampled and tested to provide evidence of its toxicity.

**Table E-4. Chronic Toxicity Testing Dilution Series**

Sample	Dilutions (%)					Controls	
	100	75	50	25	12.5	Receiving Water	Laboratory Water
% Effluent	100	75	50	25	12.5	0	0
% Receiving Water	0	25	50	75	87.5	100	0
% Laboratory Water	0	0	0	0	0	0	100

8. **Test Failure** – The Discharger must re-sample and re-test as soon as possible, but no later than fourteen (14) days after receiving notification of a test failure. A test failure is defined as follows:
  - a. The reference toxicant test or the effluent test does not meet all test acceptability criteria as specified in the *Short-term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Freshwater Organisms, Fourth Edition*, EPA/821-R-02-013, October 2002 (Method Manual), and its subsequent amendments or revisions; or
  - b. The percent minimum significant difference (PMSD) measured for the test exceeds the upper PMSD bound variability criterion in Table 6 on page 52 of the Method Manual. (A retest is only required in this case if the test results do not exceed the monitoring trigger specified in the Special Provision at section VI. 2.a.iii. of the Order.)

**C. WET Testing Notification Requirements.** The Discharger shall notify the Central Valley Water Board within 24-hours after the receipt of test results exceeding the monitoring trigger during regular or accelerated monitoring, or an exceedance of the acute toxicity effluent limitation.

**D. WET Testing Reporting Requirements.** All toxicity test reports shall include the contracting laboratory's complete report provided to the Discharger and shall be in accordance with the appropriate "Report Preparation and Test Review" sections of the method manuals. At a minimum, whole effluent toxicity monitoring shall be reported as follows:

- 1. Chronic WET Reporting.** Regular chronic toxicity monitoring results shall be reported to the Central Valley Water Board within 30 days following completion of the test, and shall contain, at minimum:
  - a. The results expressed in TUc, measured as 100/NOEC, and also measured as 100/LC50, 100/EC25, 100/IC25, and 100/IC50, as appropriate.
  - b. The statistical methods used to calculate endpoints;
  - c. The statistical output page, which includes the calculation of the percent minimum significant difference (PMSD);
  - d. The dates of sample collection and initiation of each toxicity test; and
  - e. The results compared to the numeric toxicity monitoring trigger.

Additionally, the monthly discharger self-monitoring reports shall contain an updated chronology of chronic toxicity test results expressed in TUc, and organized by test species, type of test (survival, growth or reproduction), and monitoring frequency, i.e., either quarterly, monthly, accelerated, or Toxicity Reduction Evaluation (TRE).

- 2. Acute WET Reporting.** Acute toxicity test results shall be submitted with the monthly discharger self-monitoring reports and reported as percent survival.
- 3. TRE Reporting.** Reports for TREs shall be submitted in accordance with the schedule contained in the Discharger's approved TRE Workplan.
- 4. Quality Assurance (QA).** The Discharger must provide the following information for QA purposes:
  - a. Results of the applicable reference toxicant data with the statistical output page giving the species, NOEC, LOEC, type of toxicant, dilution water used, concentrations used, PMSD, and dates tested.
  - b. The reference toxicant control charts for each endpoint, which include summaries of reference toxicant tests performed by the contracting laboratory.
  - c. Any information on deviations or problems encountered and how they were dealt with.

**VI. SPRAY IRRIGATION SYSTEM AND STORAGE POND MONITORING REQUIREMENTS**

**A. Monitoring Location SPR-001**

1. When discharging to land, the Discharger shall monitor discharges to the spray irrigation area at SPR-001 as follows:

**Table E-5. Spray Irrigation System Monitoring Requirements**

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Flow	MGD	Meter	Continuous	1
pH	standard unit	Grab	2/Week	1
Total Nitrogen	mg/L	Grab	2/Month	1
Total Dissolved Solids	mg/L	Grab	1/Quarter	1
Total Coliform Organisms	MPN/100 mL	Grab	1/Month	1

<sup>1</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Part 136.

**B. Monitoring Location PND-001**

1. The Discharger shall conduct monitoring of the effluent storage pond when water is present as follows:

**Table E-6. Effluent Storage Pond Monitoring**

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Freeboard	feet <sup>1</sup>	--	1/Week	2
pH	standard unit	Grab	1/Week <sup>3</sup>	2
Electrical Conductivity @ 25°C	µmhos/cm	Grab	1/Week <sup>3</sup>	2
Dissolved Oxygen <sup>3</sup>	mg/L	Grab	1/Week <sup>3</sup>	2
Odors	--	--	1/Day	2

<sup>1</sup> To be measured vertically to the lowest point of overflow.

<sup>2</sup> A hand-held field meter may be used, provided the meter utilizes a USEPA-approved algorithm/method and is calibrated and maintained in accordance with the manufacturer's instructions. A calibration and maintenance log for each meter used for monitoring required by this Monitoring and Reporting Program shall be maintained at the Facility.

<sup>3</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Part 136.

**VII. RECLAMATION MONITORING REQUIREMENTS – NOT APPLICABLE**

**VIII. RECEIVING WATER MONITORING REQUIREMENTS – SURFACE WATER AND GROUNDWATER**

**A. Monitoring Location RSW-001 and RSW-002**

1. When discharging at Discharge Point No. 001 and to Sanford Creek, the Discharger shall monitor Sanford Creek at RSW-001 and RSW-002 as follows:

**Table E-7. Receiving Water Monitoring Requirements**

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
<b>Conventional Pollutants</b>				
pH	standard unit	Grab	1/Week <sup>1,2</sup>	<sup>3</sup>
<b>Non-Conventional Pollutants</b>				
Dissolved Oxygen	mg/L	Grab	1/Week <sup>1</sup>	<sup>3</sup>
Electrical Conductivity @ 25°C	µmhos/cm	Grab	1/Week	<sup>3</sup>
Fecal Coliform Organisms	MPN/100 mL	Grab	1/Quarter	<sup>3</sup>
Hardness (as CaCO <sub>3</sub> )	mg/L	Grab	1/Month <sup>3</sup>	<sup>3</sup>
Temperature	°C	Grab	1/Week <sup>1,3</sup>	<sup>3</sup>
Turbidity	NTU	Meter	1/Week	<sup>3</sup>

<sup>1</sup> A hand-held field meter may be used, provided the meter utilizes a USEPA-approved algorithm/method and is calibrated and maintained in accordance with the manufacturer's instructions. A calibration and maintenance log for each meter used for monitoring required by this Monitoring and Reporting Program shall be maintained at the Facility.

<sup>2</sup> pH, temperature, and hardness data shall be collected at the same time and on the same date as the effluent priority pollutant samples.

<sup>3</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Part 136.

2. In conducting the receiving water sampling, a log shall be kept of the receiving water conditions throughout the reach bounded by the discharge and Monitoring Location RSW-002. If no flow is present in the receiving water, it shall be indicated in the SMR. Attention shall be given to the presence or absence of:

- a. Floating or suspended matter
- b. Discoloration
- c. Bottom deposits
- d. Aquatic life
- e. Visible films, sheens, or coatings
- f. Fungi, slimes, or objectionable growths
- g. Potential nuisance conditions

**B. Groundwater Monitoring Location GW-001 (and etc.)**

1. Prior to construction and/or sampling of any new groundwater monitoring wells, the Discharger shall submit plans and specifications to the Regional Water Board for approval. Once installed, all new wells shall be added to the monitoring network and shall be sampled and analyzed according to the schedule below. All samples

shall be collected using approved EPA methods. Water table elevations shall be calculated to determine groundwater gradient and direction of flow.

2. After monitoring well installation and prior to each sampling event, the groundwater elevations shall be measured and the wells shall be purged of at least three well volumes until temperature, pH, and electrical conductivity have stabilized. Depth to groundwater shall be measured to the nearest 0.01 feet. Groundwater monitoring shall include, at a minimum, the following:

**Table E-8. Groundwater Monitoring Requirements**

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Depth to Groundwater	±0.01 feet	--	1/Month	--
Groundwater Elevation <sup>1</sup>	±0.01 feet	--	1/Month	--
pH	standard unit	Grab	1/Month	<sup>2</sup>
Electrical Conductivity @ 25°C	µmhos/cm	Grab	1/Month	<sup>2</sup>
Total Nitrogen	mg/L	Grab	1/Quarter	<sup>2</sup>
Total Coliform Organisms	MPN/100 mL	Grab	1/Quarter	<sup>2</sup>

<sup>1</sup> Groundwater elevation shall be determined based on depth-to-water measurements from a surveyed measuring point elevation on the well. The groundwater elevation shall be used to calculate the direction and gradient of groundwater flow, which must be reported.

<sup>2</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Part 136.

3. After monitoring well installation, groundwater monitoring results for the constituents above shall be submitted quarterly. The quarterly report shall include a site map showing the location and surveyed elevation (to nearest one-hundredth of foot above mean sea level) of the wells and the current direction of groundwater flow.
4. A groundwater report shall be submitted annually. The report shall contain a brief written description of any groundwater investigation and sampling work completed for the year, a site map showing the location of all monitoring wells, and tables showing all groundwater monitoring data collected during the previous calendar year, including groundwater depth and elevation data, pH, EC, and all other monitored constituents.

**IX. OTHER MONITORING REQUIREMENTS**

**A. Biosolids**

**1. Monitoring Location BIO-001**

- a. A composite sample of sludge shall be collected annually at Monitoring Location BIO-001 in accordance with USEPA's *POTW Sludge Sampling and Analysis Guidance Document*, August 1989, and tested for the metals listed in Title 22.
- b. Sampling records shall be retained for a minimum of 5 years. A log shall be maintained of sludge quantities generated and of handling and disposal activities. The frequency of entries is discretionary; however, the log must be complete enough to serve as a basis for part of the annual report.

**B. Municipal Water Supply**

**1. Monitoring Location SPL-001**

The Discharger shall monitor the municipal water supply at SPL-001 as follows.

**Table E-9. Municipal Water Supply Monitoring Requirements**

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Electrical Conductivity @ 25°C <sup>1</sup>	µmhos/cm	Grab	1/Quarter	<sup>2</sup>

<sup>1</sup> If the water supply is from more than one source, the total dissolved solids and electrical conductivity shall be reported as a weighted average and include copies of supporting calculations.  
<sup>2</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Part 136.

**C. Ultraviolet Light (UV) Disinfection System**

**1. Monitoring Location UVS-001**

The Discharger shall monitor the UV disinfection system at UVS-001 as follows:

**Table E-10. Ultraviolet Light Disinfection System Monitoring**

Parameter	Units	Sample Type	Minimum Sampling Frequency
Flow	MGD	Meter	Continuous <sup>1</sup>
Turbidity	NTU	Meter <sup>2</sup>	Continuous <sup>1, 3</sup>
Number of UV banks in operation	Number	Meter	Continuous <sup>1</sup>
UV Transmittance	Percent (%)	Meter	Continuous <sup>1</sup>
UV Power Setting	Percent (%)	Meter	Continuous <sup>1</sup>
UV Dose <sup>4</sup>	MW-sec/cm <sup>2</sup>	Calculated	Continuous <sup>1</sup>

<sup>1</sup> For continuous analyzers, the Discharger shall report documented routine meter maintenance activities including date, time of day, and duration, in which the analyzer(s) is not in operation.

- 
- <sup>2</sup> The turbidity meter shall be stationed immediately after the filters, prior to the UV disinfection process.
  - <sup>3</sup> Report daily average turbidity and maximum. If the influent exceeds 10 NTU, collect a sample for total coliform organisms and report the duration of the turbidity exceedance.
  - <sup>4</sup> Report daily minimum UV dose, daily average UV dose, and weekly average UV dose. For the daily minimum UV dose, also report associated number of banks, gallons per minute per lamp, and UV transmittance used in the calculation. If effluent discharge has received less than the minimum UV dose and is not diverted from discharging to Sanford Creek, report the duration and dose calculation variables associated with each incident.

## **X. REPORTING REQUIREMENTS**

### **A. General Monitoring and Reporting Requirements**

1. The Discharger shall comply with all Standard Provisions (Attachment D) related to monitoring, reporting, and recordkeeping.
2. Upon written request of the Central Valley Water Board, the Discharger shall submit a summary monitoring report. The report shall contain both tabular and graphical summaries of the monitoring data obtained during the previous year(s).
3. **Compliance Time Schedules.** For compliance time schedules included in the Order, the Discharger shall submit to the Central Valley Water Board, on or before each compliance due date, the specified document or a written report detailing compliance or noncompliance with the specific date and task. If noncompliance is reported, the Discharger shall state the reasons for noncompliance and include an estimate of the date when the Discharger will be in compliance. The Discharger shall notify the Central Valley Water Board by letter when it returns to compliance with the compliance time schedule.
4. The Discharger shall report to the Central Valley Water Board any toxic chemical release data it reports to the State Emergency Response Commission within 15 days of reporting the data to the Commission pursuant to section 313 of the "*Emergency Planning and Community Right to Know Act*" of 1986.

### **B. Self Monitoring Reports (SMRs)**

1. At any time during the term of this permit, the State Water Board or the Central Valley Water Board may notify the Discharger to electronically submit Self-Monitoring Reports (SMRs) using the State Water Board's California Integrated Water Quality System (CIWQS) Program Web site (<http://www.waterboards.ca.gov/ciwqs/index.html>). Until such notification is given, the Discharger shall submit hard copy SMRs. The CIWQS Web site will provide additional directions for SMR submittal in the event there will be service interruption for electronic submittal.
2. The Discharger shall report in the SMR the results for all monitoring specified in this Monitoring and Reporting Program under sections III through IX. The Discharger shall submit monthly, quarterly, semiannual, and annual SMRs including the results of all required monitoring using USEPA-approved test

methods or other test methods specified in this Order. If the Discharger monitors any pollutant more frequently than required by this Order, the results of this monitoring shall be included in the calculations and reporting of the data submitted in the SMR.

3. Monitoring periods and reporting for all required monitoring shall be completed according to the following schedule:

**Table E-11. Monitoring Periods and Reporting Schedule**

Sampling Frequency	Monitoring Period Begins On...	Monitoring Period	SMR Due Date
Continuous	Permit Effective Date	All	Submit with monthly SMR
1/Day	Permit Effective Date	(Midnight through 11:59 PM) or any 24-hour period that reasonably represents a calendar day for purposes of sampling.	Submit with monthly SMR
1/Week	Permit Effective Date	Sunday through Saturday	Submit with monthly SMR
2/Month	Permit Effective Date	First day of calendar month through last day of calendar month	Submit with quarterly SMR
1/Quarter	Permit Effective Date	1 January through 1 March 1 April through 30 June 1 July through 30 September 1 October through 31 December	30 days from the end of the monitoring period
2/Year	Permit Effective Date	1 January through 30 June 1 July through 31 December	30 days from the end of the monitoring period
1/Year	Permit Effective Date	1 January through 31 December	30 days from the end of the monitoring period

4. **Reporting Protocols.** The Discharger shall report with each sample result the applicable reported Minimum Level (ML) and the current Method Detection Limit (MDL), as determined by the procedure in 40 CFR Part 136.

The Discharger shall report the results of analytical determinations for the presence of chemical constituents in a sample using the following reporting protocols:

- a. Sample results greater than or equal to the reported ML shall be reported as measured by the laboratory (i.e., the measured chemical concentration in the sample).
- b. Sample results less than the RL, but greater than or equal to the laboratory’s MDL, shall be reported as “Detected, but Not Quantified,” or DNQ. The estimated chemical concentration of the sample shall also be reported.

For the purposes of data collection, the laboratory shall write the estimated chemical concentration next to DNQ as well as the words “Estimated Concentration” (may be shortened to “Est. Conc.”). The laboratory may, if such information is available, include numerical estimates of the data quality for the



- b. The Discharger shall attach a cover letter to the SMR. The information contained in the cover letter shall clearly identify violations of the WDRs; discuss corrective actions taken or planned; and the proposed time schedule for corrective actions. Identified violations must include a description of the requirement that was violated and a description of the violation.
- c. SMRs must be submitted to the Central Valley Water Board, signed and certified as required by the Standard Provisions (Attachment D), to the address listed below:

Regional Water Quality Control Board  
Central Valley Region  
NPDES Compliance and Enforcement Unit  
11020 Sun Center Dr., Suite #200  
Rancho Cordova, CA 95670-6114

- 8. Reports must clearly show when discharging to EFF-001 or other permitted discharge locations. Reports must show the date and time that the discharge started and stopped at each location.
- 9. Reports must clearly show when discharging to EFF-001 or other permitted discharge locations. Reports must show the date and time that the discharge started and stopped at each location.

**C. Discharge Monitoring Reports (DMRs) – Not Applicable**

**D. Other Reports**

- 1. Within 60 days of permit adoption, the Discharger shall submit a report outlining minimum levels, method detection limits, and analytical methods for approval, with a goal to achieve detection levels below applicable water quality criteria. At a minimum, the Discharger shall comply with the monitoring requirements for CTR constituents as outlined in section 2.3 and 2.4 of the SIP.
- 2. The Discharger’s sanitary sewer system collects wastewater using sewers, pipes, pumps, and/or other conveyance systems and directs the raw sewage to the wastewater treatment plant. A “sanitary sewer overflow” is defined as a discharge to ground or surface water from the sanitary sewer system at any point upstream of the wastewater treatment plant. Sanitary sewer overflows are prohibited by this Order. All violations must be reported as required in Standard Provisions. Facilities (such as wet wells, regulated impoundments, tanks, highlines, etc.) may be part of a sanitary sewer system and discharges to these facilities are not considered sanitary sewer overflows, provided that the waste is fully contained within these temporary storage facilities.
- 3. **Effluent and Receiving Water Characterization Study.** An effluent and receiving water monitoring study is required to ensure adequate information is available for the next permit renewal. During the third year of this permit term, the

Discharger shall conduct quarterly monitoring of the effluent at EFF-001 and of the receiving water at RSW-001 for all priority pollutants and other constituents of concern as described in Attachment I. Dioxin and Furan sampling shall be performed only twice during the year, as described in Attachment J. The report shall be completed in conformance with the following schedule.

<u>Task</u>	<u>Compliance Date</u>
i. Submit Work Plan and Time Schedule	No later than 2 years 6 months from adoption of this Order
ii. Conduct monthly <sup>1</sup> monitoring	During third or fourth year of permit term
iii. Submit Final Report	6 months following completion of final monitoring event

<sup>1</sup> Dioxin and Furan sampling shall be performed only twice during the year, as described in Attachment J.

- 4. Annual Operations Report.** By 30 January of each year, the Discharger shall submit a written report to the Executive Officer containing the following:
- a. The names, certificate grades, and general responsibilities of all persons employed at the Facility.
  - b. The names and telephone numbers of persons to contact regarding the plant for emergency and routine situations.
  - c. A statement certifying when the flow meter(s) and other monitoring instruments and devices were last calibrated, including identification of who performed the calibration.
  - d. A statement certifying whether the current operation and maintenance manual, and contingency plan, reflect the wastewater treatment plant as currently constructed and operated, and the dates when these documents were last revised and last reviewed for adequacy.
  - e. The Discharger may also be requested to submit an annual report to the Central Valley Water Board with both tabular and graphical summaries of the monitoring data obtained during the previous year. Any such request shall be made in writing. The report shall discuss the compliance record. If violations have occurred, the report shall also discuss the corrective actions taken and planned to bring the discharge into full compliance with the waste discharge requirements.

## ATTACHMENT F – FACT SHEET

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## ATTACHMENT F – FACT SHEET

As described in the Findings in section II of this Order, this Fact Sheet includes the legal requirements and technical rationale that serve as the basis for the requirements of this Order.

This Order has been prepared under a standardized format to accommodate a broad range of discharge requirements for Dischargers in California. Only those sections or subsections of this Order that are specifically identified as “not applicable” have been determined not to apply to this Discharger. Sections or subsections of this Order not specifically identified as “not applicable” are fully applicable to this Discharger.

### I. PERMIT INFORMATION

The following table summarizes administrative information related to the Facility.

**Table F-1. Facility Information**

<b>WDID</b>	5A581007001
<b>Discharger</b>	River Highlands Community Services District, County of Yuba, and Gold Village Land Development, LLC
<b>Name of Facility</b>	Hammonton Gold Village Wastewater Treatment Plant
<b>Facility Address</b>	8204 Platinum Circle
	Smartville, CA 95977
	Yuba County
<b>Facility Contact, Title and Phone</b>	Yuba County Director of Public Works Michael Lee (530) 749-5420 mlee@co.yuba.ca.us
<b>Authorized Person to Sign and Submit Reports</b>	Michael Lee, Yuba County Director of Public Works
<b>Mailing Address</b>	915 8 <sup>th</sup> Street, Suite 125 Marysville, CA 95901
<b>Billing Address</b>	Same as Mailing Address
<b>Type of Facility</b>	Publicly Owned Treatment Works (POTW)
<b>Major or Minor Facility</b>	Minor
<b>Threat to Water Quality</b>	2
<b>Complexity</b>	C
<b>Pretreatment Program</b>	Not Applicable
<b>Reclamation Requirements</b>	Not Applicable
<b>Facility Permitted Flow</b>	0.026 million gallons per day (MGD)
<b>Facility Design Flow</b>	0.026 MGD
<b>Watershed</b>	Yuba River Watershed
<b>Receiving Water</b>	Unnamed tributary of Sanford Creek
<b>Receiving Water Type</b>	Inland Surface Water

- A.** The River Highlands Community Services District (CSD), the County of Yuba (Yuba County), and Gold Village Land Development LLC, hereinafter Discharger, are the owner and operator of the Hammonton Gold Village Wastewater Treatment Plant (hereinafter Facility), a POTW. Gold Village Land Development LLC is the owner of the property upon which the Hammonton Gold Village Wastewater Treatment Plant is located, at 8204 Platinum Circle, in Hammonton Gold Village, Yuba County.

For the purposes of this Order, references to the “discharger” or “permittee” in applicable federal and State laws, regulations, plans, or policy are held to be equivalent to references to the Discharger herein.

- B.** The Facility discharges wastewater during wet weather months to a primarily natural drainage course (an unnamed tributary of Sanford Creek), wastewater then flows approximately 390 feet to Sanford Creek, a water of the United States, and is currently regulated by Order No. R5-2002-0101 which was adopted on June 7, 2002. The terms and conditions of the current Order have been automatically continued and remain in effect until new Waste Discharge Requirements (WDRs) and National Pollutant Discharge Elimination System (NPDES) permit are adopted pursuant to this Order.
- C.** The Discharger submitted a Report of Waste Discharge, dated 18 February 2010, and applied for an NPDES permit renewal to discharge up to 0.026 million gallons per day (mgd) of treated wastewater from the Hammonton Gold Village Wastewater Treatment Plant, hereinafter Facility. Supplemental data to complete the Report of Waste Discharge was submitted by the Discharger on 27 and 30 January 2011.

## II. FACILITY DESCRIPTION

The Discharger provides sewerage service for the community of Hammonton Gold Village and serves a population of approximately 165 persons (approximately 84 households). The design daily average flow capacity of the Facility is 0.026 mgd.

Order R5-2002-0101 was issued to the River Highlands CSD in June 2002. On 19 October 2006, River Highlands CSD notified the Central Valley Water Board that the aeration tank at the treatment plant had cracked, causing a failure of the entire treatment plant. On 17 November 2006, the Executive Officer issued Cleanup and Abatement Order R5-2006-0730 to River Highlands CSD and Gold Village Land Development, LLC. On 19 December 2006, the State Water Resources Control Board (State Water Board) Division of Financial Assistance authorized expenditure of \$100,000 from the Cleanup and Abatement Account to respond to the emergency at the Facility. It was later determined that the Facility was not repairable and needed to be replaced. On 20 February 2007, the State Water Board adopted Resolution 2007-0005, which authorized the allocation of \$1,000,000 from the Cleanup and Abatement Account to Yuba County, if certain conditions were met, for the design, purchase, and installation of a manufactured treatment plant.

Ownership of the Facility was transferred from the River Highlands CSD to Yuba County. Gold Village Land Development, LLC, a California limited liability company (“Gold Village”) is the owner of real property underlying the Facility. Gold Village is named as a discharger in this Order based on its status as the landowner. At this time, Gold Village’s only obligation under this Order is to provide unfettered access to the Facility. However, the Central Valley Water Board may modify this Order in the future to impose additional requirements consistent with the Settlement Agreement and Release of Claims as to Gold Village Land Development, LLC signed by the Regional Water Board on June 28, 2010, between the Regional Water Board, Gold Village, the County of Yuba and the River Highlands CSD.

In a 3 February 2011 Board Meeting, the Central Valley Water Board adopted Order R5-2011-0016, for the Hammonton Gold Village Facility, whereby the County of Yuba was added as an additional Operator of the Facility. The River Highlands Community Services District remains named as an Owner and Operator of the Facility. The River Highlands Community Services District and the County of Yuba are each subject to all requirements of Order R5-2002-0101. The River Highlands Community Services District, the County of Yuba, and Gold Village Land Development, LLC, are collectively the Discharger.

The Discharger has proposed discontinuing use of the storage pond by routing all effluent to an impervious storage container prior to spray irrigation or discharge to the unnamed tributary of Sanford Creek.

The Discharger is aware of wastewater regionalization plans in the Yuba City/Marysville area, however, due to the expense involved with replacement of the package treatment system and the distance (approximately 15 miles) to the Yuba City/Marysville area, this option is not financially feasible at this time. The residents of the City of Smartsville, the

nearest community to Hammonton Gold Village (approximately 2 miles), are on individual septic systems.

Wastewater reclamation/reuse may be an option at the local park in the Hammonton Gold Village community. Due to the small volume of wastewater produced, reuse in the wider area is not feasible.

**A. Description of Wastewater and Biosolids Treatment or Controls**

At the time Order R5-2002-0101 was adopted, the treatment system consisted of preliminary screening, biological treatment in a sequencing batch reactor, clarification, multi-media filtration, and disinfection by both chlorination and ultraviolet light (UV) disinfection. Order R5-2002-0101 allowed for the year-round discharge of treated municipal wastewater by spray irrigation of 7.5 acres of land or to Sanford Creek. Order R5-2002-0101 required upgrades of the treatment system to provide tertiary treatment by May 2007 for discharges to Sanford Creek.

The new tertiary treatment system completely replaces the previous system that suffered equipment failure. The new treatment system is designed to meet a tertiary level of treatment and is a membrane bioreactor package system. The new package treatment plant was in full operation on 20 July 2010. The treatment system is a membrane biological reactor (MBR) system capable of treating a maximum of 50,000 gallons per day (0.050 mgd). The treatment system consists of primary screening using a rotating drum screen; an anaerobic treatment chamber for de-nitrification; an aerobic treatment chamber for nitrification; microfiltration using a membrane filter; a 9-channel UV Disinfection system; an effluent storage tank for backwashing the membrane filter; and an irrigation storage pond prior to land discharge. A backup generator is available for emergency power needs. A lined, impervious emergency storage basin with a capacity of approximately 300,000 gallons is available for emergency storage. The plant treats between 12,000 and 15,000 gallons per day and the tertiary MBR system has a residence time of approximately 17 days. It is not possible to discharge secondary treated wastewater from the tertiary MBR system. Biosolids are collected in an impervious plastic container. Dried biosolids are hauled to a landfill. No biosolids are treated, stored, or discharged on site.

The Discharger submitted the following design information for the new package treatment system:

**Design Flows for Package Treatment System**

Average Dry Weather Flow	0.026 mgd
Average Daily Flow	0.030 mgd
Maximum Month Flow	0.044 mgd
Maximum Daily Flow	0.065 mgd
Peak Hourly Flow	0.105 mgd

**Design Effluent Quality**

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BOD <sub>5</sub>	Average Monthly	10 mg/L
	Average Weekly	15 mg/L
	Average Daily	20 mg/L
TSS	Average Monthly	10 mg/L
	Average Weekly	15 mg/L
	Average Daily	20 mg/L
Settleable Solids	Average Monthly	0.1 mg/L
	Average Daily	0.2 mg/L
Turbidity	Average Daily	2 NTU
	Instantaneous Max	5 NTU
NH <sub>3</sub> -N	Average Monthly	1 mg/L
	Daily Maximum	2 mg/L
NO <sub>3</sub> -N + NO <sub>2</sub> -N	Average Monthly	10 mg/L
NO <sub>2</sub> -N	Average Monthly	1 mg/L
Total Coliform Bacteria	7-Day Median	2.2 MPN/100 ml
	Instantaneous Max	23 MPN/100 ml

The Discharger previously discharged via an overflow pipe from the storage pond to a swale that flows to Sanford Creek. The Discharger has modified the Facility to discharge directly to the swale from the UV disinfection system, as required by Order No. R5-2002-0101.

Sludge is pumped and removed from the system approximately once per month, the sludge is then hauled and disposed at a larger wastewater treatment plant. Effluent is seasonally either land applied or discharged to surface waters.

**B. Discharge Points and Receiving Waters**

1. The Facility is located in Section 33, T16N, R6E, MDB&M, as shown in Attachment B, a part of this Order.
2. Treated municipal wastewater is discharged at Discharge Point No. 001 (latitude 39°11'39.02" and longitude 121°18'25.08") to an unnamed tributary (primarily natural drainage course) of Sanford Creek. The treated municipal wastewater then flows through the unnamed tributary of Sanford Creek and is discharged at a point latitude 39° 11' 40.42" N and longitude 121° 18' 25.67" W to Sanford Creek, a water of the United States and tributary to Big Ravine and the Yuba River below Englebright Dam. The discharge is subsequently tributary to the Feather River, Sacramento River, and Sacramento-San Joaquin Delta. Discharge of treated and disinfected wastewater to surface waters is prohibited from 1 May through 30 September.

3. The discharge is within the Lower Yuba River Hydrologic Area (515.30), of the Marysville Hydrologic Unit (515.00), of the Sacramento Hydrologic Basin.

**C. Summary of Existing Requirements and Self-Monitoring Report (SMR) Data**

Effluent limitations contained in Order No. R5-2002-0101 for discharges from Discharge Point No. 001 (Monitoring Location EFF-001) are as follows:

**Table F-2. Historic Effluent Limitations**

Parameter	Units	Effluent Limitation					
		Ave Monthly	Ave Weekly	Ave Daily	7-Day Median	Inst Max	1 hour Ave
BOD <sup>1</sup>	mg/L	10 <sup>2</sup>	15 <sup>2</sup>	20 <sup>2</sup>	--	--	--
	lb/day <sup>3</sup>	2.2	3.3	4.3	--	--	--
TSS	mg/L	10 <sup>2</sup>	15 <sup>2</sup>	20 <sup>2</sup>	--	--	--
	lb/day <sup>3</sup>	2.2	3.3	4.3	--	--	--
Settleable Solids	ml/L	0.1	--	0.2	--	--	--
Total Coliform Organisms	MPN/100 ml	--	--	--	2.2	23	--
Turbidity	NTU	--	--	2	--	5	--
Total Residual Chlorine	mg/L	0.010	--	--	--	--	0.019
	lb/day <sup>3</sup>	0.017	--	--	--	--	0.032
Ammonia (as N)	mg/L	Attach B	Attach C	--	--	--	Attach D
	lb/day <sup>3</sup>			--	--	--	
Nitrite (as N)	mg/L	1	--	--	--	--	--
	lb/day <sup>3</sup>	0.2	--	--	--	--	--
Nitrate + Nitrite (as N)	mg/L	10	--	--	--	--	--
	lb/day <sup>3</sup>	2	--	--	--	--	--
1 5-Day 20°C Biochemical Oxygen Demand 2 To be ascertained by a 24-hour composite 3 Based upon a design treatment capacity of 0.026 mgd (X mg/L x 8.345 x 0.026)							

**D. Compliance Summary**

On 7 June 2002, the Central Valley Water Board adopted Order No. R5-2002-0101 and approved NPDES Permit number CA0081574 for River Highlands Community Services District (RHCS D) and Hammonton Gold Village WWTP, a package treatment plant. Because the Discharger could not immediately comply with effluent limitations for some constituents, the Central Valley Water Board also issued Cease and Desist Order (CDO) No. R5-2002-0102, which included a time schedule for compliance with those limitations. Subsequently:

- On 19 October 2006, RHCS D notified the Central Valley Water Board that the aeration tank at the Facility had cracked causing a failure of the entire treatment plant, and that raw sewage entering the Facility was bypassing the treatment units and being pumped into the effluent holding pond after being treated with chlorine tablets.

- An inspection of the facility by Central Valley Water Board staff on 23 October 2006 confirmed the WWTP failure and found that the WWTP was poorly operated and maintained, and that numerous violations of the NPDES Permit and CDO were ongoing, including violations of compliance schedules to upgrade the facility to meet permit requirements. The inspection also revealed that improperly treated wastewater was applied to the land application area, causing discharge to surface waters and a condition of pollution or nuisance.
- On 17 November 2006, the Central Valley Water Board issued Cleanup and Abatement Order R5-2006-0730 requiring the RHCSD to cease the improper discharge and comply with Waste Discharge Requirements.

The Cleanup and Abatement Order required the Discharger to: *a) Immediately cease the discharge of improperly treated wastewater to the land application area and prevent all discharges to surface waters; b) Comply forthwith the Discharge Prohibition A.1., A.2., A.3., A.4., Land Discharge Specification C.5., and Standard Provision A.6 of Order No. R5-2002-0101, and cease causing, or threatening to cause, a condition of pollution or nuisance; c) By December 1, 2006, the Discharger shall comply with Provision G.19. of Order No. R5-2002-0101 regarding transfer of ownership.*

- On 19 December 2006, the State Water Board authorized expenditure of \$100,000 from the Cleanup and Abatement Account to respond to the emergency at the WWTP.
- The State Water Board determined that the WWTP was not repairable and needed to be replaced and on 20 February 2007, the State Water Board adopted Resolution 2007-0005, which authorized the allocation of \$1,000,000 from the Cleanup and Abatement Account for the design, purchase, and installation of a manufactured treatment plant.
- Also on 20 February 2007, the State of California on the behalf of the Central Valley Water Board filed a Complaint in the Superior Court, County of Yuba. The named defendants in the Complaint were RHCSD and Gold Village Land Development, LLC.
- On 15 March 2007, the Central Valley Water Board adopted Resolution R5-2007-0017, referring the matter to the Attorney General and requesting the Attorney General to petition a court to impose civil liability pursuant to CWC Section 13350(a) and (b), as appropriate, and/or to file such other punitive causes of action and to seek relief as may be permissible and appropriate.
- On 10 April 2007, the Superior Court, County of Yuba approved the appointment of the County of Yuba as Receiver of the River Highlands Community Services District in connection with the WWTP.

- On 15 July 2010, the new package treatment plant went on line and was in full operation on 20 July 2010.
- In August 2010, Gold Village Land Development, LLC, was dismissed from the litigation brought by the Attorney General.
- On 27 October 2010, the Central Valley Water Board received the final draft of the River Highlands Agreement.
- In a 3 February 2011 Board Meeting, the Central Valley Water Board adopted Order R5-2011-0016, for the Hammonton Gold Village Facility, whereby the County of Yuba was added as an additional Operator of the Facility. The River Highlands Community Services District remains named as an Owner and Operator of the Facility.

**E. Planned Changes – Not Applicable**

### III. APPLICABLE PLANS, POLICIES, AND REGULATIONS

The requirements contained in this Order are based on the applicable plans, policies, and regulations identified in the Findings in section II of this Order. The applicable plans, policies, and regulations relevant to the discharge include the following:

#### A. Legal Authorities

This Order is issued pursuant to regulations in the Clean Water Act (CWA) and the California Water Code (CWC) as specified in the Finding contained at section II.C of this Order.

#### B. California Environmental Quality Act (CEQA)

This Order meets the requirements of CEQA as specified in the Finding contained at section II.E of this Order.

#### C. State and Federal Regulations, Policies, and Plans

1. **Water Quality Control Plans.** This Order implements the following water quality control plans as specified in the Finding contained at section II.H of this Order.
  - a. *Water Quality Control Plan, Fourth Edition (Revised September 2009), for the Sacramento and San Joaquin River Basins (Basin Plan)*
2. **National Toxics Rule (NTR) and California Toxics Rule (CTR).** This Order implements the NTR and CTR as specified in the Finding contained at section II.I of this Order.
3. **State Implementation Policy (SIP).** This Order implements the SIP as specified in the Finding contained at section II.J of this Order.
4. **Alaska Rule.** This Order is consistent with the Alaska Rule as specified in the Finding contained at section II.K of this Order.
5. **Antidegradation Policy.** As specified in the Finding contained at section II.N of this Order and as discussed in detail in the Fact Sheet (Attachment F, Section IV.D.4.), the discharge is consistent with the antidegradation provisions of 40 CFR section 131.12 and State Water Resources Control Board (State Water Board) Resolution 68-16.
6. **Anti-Backsliding Requirements.** This Order is consistent with anti-backsliding policies as specified in the Finding contained at section II.O of this Order. Compliance with the anti-backsliding requirements is discussed in the Fact Sheet (Attachment F, Section IV.D.3).
7. **Emergency Planning and Community Right to Know Act.** Section 13263.6(a) of the CWC, requires that “the Central Valley Water Board shall prescribe effluent limitations as part of the waste discharge requirements of a POTW for all

substances that the most recent toxic chemical release data reported to the state emergency response commission pursuant to Section 313 of the Emergency Planning and Community Right to Know Act of 1986 (42 U.S.C. Sec. 11023) (EPCRA) indicate as discharged into the POTW, for which the State Water Board or the Central Valley Water Board has established numeric water quality objectives, and has determined that the discharge is or may be discharged at a level which will cause, have the reasonable potential to cause, or contribute to, an excursion above any numeric water quality objective”.

The most recent toxic chemical data report does not indicate any reportable off-site releases or discharges to the collection system for this Facility. Therefore, a reasonable potential analysis based on information from EPCRA cannot be conducted. Based on information from EPCRA, there is no reasonable potential to cause or contribute to an excursion above any numeric water quality objectives included within the Basin Plan or in any State Water Board plan, so no effluent limitations are included in this permit pursuant to CWC section 13263.6(a).

However, as detailed elsewhere in this Order, available effluent data indicate that there are constituents present in the effluent that have a reasonable potential to cause or contribute to exceedances of water quality standards and require inclusion of effluent limitations based on federal and State laws and regulations.

- 8. Storm Water Requirements.** USEPA promulgated federal regulations for storm water on 16 November 1990 in 40 CFR Parts 122, 123, and 124. The NPDES Industrial Storm Water Program regulates storm water discharges from wastewater treatment facilities. Wastewater treatment plants are applicable industries under the storm water program and are obligated to comply with the federal regulations. However, the State Water Board Water Quality Order No. 97-03-DWQ, NPDES General Permit No. CAS000001, *Waste Discharge Requirements for Discharges of Storm Water Associated with Industrial Activities Excluding Construction Activities*, does not require wastewater treatment facilities with design flows less than 1 MGD to obtain coverage. The design average dry weather flow for the Facility is 0.026; therefore, coverage under the General Storm Water Permit is not required for this Facility.
- 9. Endangered Species Act.** This Order is consistent with the Endangered Species Act as specified in the Finding contained at section II.P of this Order.

#### **D. Impaired Water Bodies on CWA 303(d) List**

- 1.** Under section 303(d) of the 1972 CWA, states, territories and authorized tribes are required to develop lists of water quality limited segments. The waters on these lists do not meet water quality standards, even after point sources of pollution have installed the minimum required levels of pollution control technology. On 12 November 2010 USEPA gave partial approval to California's 2010 section 303(d) List of Water Quality Limited Segments. The Basin Plan references this list of Water Quality Limited Segments (WQLSs), which are defined as “...*those sections of lakes, streams, rivers or other fresh water bodies where water quality*

*does not meet (or is not expected to meet) water quality standards even after the application of appropriate limitations for point sources (40 CFR Part 130, et seq.).”* The Basin Plan also states, *“Additional treatment beyond minimum federal standards will be imposed on dischargers to [WQLSs]. Dischargers will be assigned or allocated a maximum allowable load of critical pollutants so that water quality objectives can be met in the segment.”* Sanford Creek and Big Ravine below the discharge are not listed as a WQLS in the 303(d) list of impaired water bodies. The Lower Yuba River is listed for mercury.

2. **Total Maximum Daily Loads (TMDLs).** USEPA requires the Central Valley Water Board to develop TMDLs for each 303(d) listed pollutant and water body combination. A TMDL for mercury in the Lower Yuba River is scheduled for 2021.
3. The 303(d) listings and TMDLs have been considered in the development of the Order. A pollutant-by-pollutant evaluation of each pollutant of concern is described in section VI.C.3 of this Fact Sheet.

#### **E. Other Plans, Polices and Regulations**

1. **Title 27, California Code of Regulations (CCR), section 20005 et seq. (hereafter Title 27).** Discharges of wastewater to land, including but not limited to storage ponds, are exempt from the requirements of Title 27, CCR, based on section 20090 et seq. Title 27 CCR section 20090(a) contains an exemption for discharges of sewage to land where the discharge is covered by WDRs and the discharge is in compliance with water quality objectives.

The Facility contains a storage pond and a 7.5 acre land disposal area. In order to qualify for an exemption from Title 27 under section 20090(a), the Discharger must demonstrate that the discharge does not cause the underlying groundwater to exceed background groundwater or Water Quality Objectives for groundwater, whichever is greater. Groundwater monitoring data has not been obtained to determine whether any attenuation beneath the storage pond or the land disposal area has occurred. The Discharger upgraded the Facility to discharge tertiary level disinfected effluent, which is expected to improve the quality of discharges to groundwater from the storage pond and land disposal area. However, until the Discharger provides further information (e.g., groundwater monitoring data) demonstrating that discharges to groundwater comply with water quality objectives and meet BPTC, the Central Valley Water Board cannot determine that the underlying groundwater complies with the applicable water quality objectives, as required by the exemption at Title 27 section 20090(a). Therefore, this Order includes a compliance schedule requiring the Discharger to collect groundwater monitoring data to discern whether discharges to the storage pond and the land disposal area are degrading water quality. The Central Valley Water Board preliminarily exempts the discharge from Title 27 requirements until new information (e.g. groundwater monitoring results) verifies that the discharge does not cause the underlying groundwater to exceed background or Water Quality Objectives, whichever is greater.

#### IV. RATIONALE FOR EFFLUENT LIMITATIONS AND DISCHARGE SPECIFICATIONS

Effluent limitations and toxic and pretreatment effluent standards established pursuant to sections 301 (Effluent Limitations), 302 (Water Quality Related Effluent Limitations), 304 (Information and Guidelines), and 307 (Toxic and Pretreatment Effluent Standards) of the CWA and amendments thereto are applicable to the discharge.

The CWA mandates the implementation of effluent limitations that are as stringent as necessary to meet water quality standards established pursuant to state or federal law [33 U.S.C., §1311(b)(1)(C); 40 CFR 122.44(d)(1)]. NPDES permits must incorporate discharge limits necessary to ensure that water quality standards are met. This requirement applies to narrative criteria as well as to criteria specifying maximum amounts of particular pollutants. Pursuant to federal regulations, 40 CFR 122.44(d)(1)(i), NPDES permits must contain limits that control all pollutants that “*are or may be discharged at a level which will cause, have the reasonable potential to cause, or contribute to an excursion above any state water quality standard, including state narrative criteria for water quality.*” Federal regulations, 40 CFR 122.44(d)(1)(vi), further provide that “[w]here a state has not established a water quality criterion for a specific chemical pollutant that is present in an effluent at a concentration that causes, has the reasonable potential to cause, or contributes to an excursion above a narrative criterion within an applicable State water quality standard, the permitting authority must establish effluent limits.”

The CWA requires point source dischargers to control the amount of conventional, non-conventional, and toxic pollutants that are discharged into the waters of the United States. The control of pollutants discharged is established through effluent limitations and other requirements in NPDES permits. There are two principal bases for effluent limitations in the Code of Federal Regulations: 40 CFR 122.44(a) requires that permits include applicable technology-based limitations and standards; and 40 CFR 122.44(d) requires that permits include WQBELs to attain and maintain applicable numeric and narrative water quality criteria to protect the beneficial uses of the receiving water where numeric water quality objectives have not been established. The Basin Plan at page IV-17.00, contains an implementation policy, “*Policy for Application of Water Quality Objectives*”, that specifies that the Central Valley Water Board “*will, on a case-by-case basis, adopt numerical limitations in orders which will implement the narrative objectives.*” This Policy complies with 40 CFR 122.44(d)(1). With respect to narrative objectives, the Central Valley Water Board must establish effluent limitations using one or more of three specified sources, including: (1) USEPA’s published water quality criteria, (2) a proposed state criterion (i.e., water quality objective) or an explicit state policy interpreting its narrative water quality criteria (i.e., the Central Valley Water Board’s “*Policy for Application of Water Quality Objectives*”)(40 CFR 122.44(d)(1)(vi)(A), (B) or (C)), or (3) an indicator parameter.

The Basin Plan includes numeric site-specific water quality objectives and narrative objectives for toxicity, chemical constituents, discoloration, radionuclides, and tastes and odors. The narrative toxicity objective states: “*All waters shall be maintained free of toxic substances in concentrations that produce detrimental physiological responses in human, plant, animal, or aquatic life.*” (Basin Plan at III-8.00.) The Basin Plan states that material

and relevant information, including numeric criteria, and recommendations from other agencies and scientific literature will be utilized in evaluating compliance with the narrative toxicity objective. The narrative chemical constituents objective states that waters shall not contain chemical constituents in concentrations that adversely affect beneficial uses. At minimum, “...*water designated for use as domestic or municipal supply (MUN) shall not contain concentrations of chemical constituents in excess of the maximum contaminant levels (MCLs)*” in Title 22 of CCR. The Basin Plan further states that, to protect all beneficial uses, the Central Valley Water Board may apply limits more stringent than MCLs. The narrative tastes and odors objective states: “*Water shall not contain taste- or odor-producing substances in concentrations that impart undesirable tastes or odors to domestic or municipal water supplies or to fish flesh or other edible products of aquatic origin, or that cause nuisance, or otherwise adversely affect beneficial uses.*”

## A. Discharge Prohibitions

- 1. Prohibition III.A (No discharge or application of waste other than that described in this Order).** This prohibition is based on CWC Section 13260 that requires filing of a report of waste discharge (ROWD) before discharges can occur. The Discharger submitted a ROWD for the discharges described in this Order; therefore, discharges not described in this Order are prohibited.
- 2. Prohibition III.B (No bypasses or overflow of untreated wastewater, except under the conditions at CFR Part 122.41(m)(4)).** As stated in section I.G of Attachment D, Standard Provisions, this Order prohibits bypass from any portion of the treatment facility. Federal regulations, 40 CFR 122.41(m), define “bypass” as the intentional diversion of waste streams from any portion of a treatment facility. This section of the federal regulations, 40 CFR 122.41(m)(4), prohibits bypass unless it is unavoidable to prevent loss of life, personal injury, or severe property damage. In considering the Regional Water Board’s prohibition of bypasses, the State Water Board adopted a precedential decision, Order No. WQO 2002-0015, which cites the federal regulations, 40 CFR 122.41(m), as allowing bypass only for essential maintenance to assure efficient operation.
- 3. Prohibition III.C (No controllable condition shall create a nuisance).** This prohibition is based on CWC Section 13050 that requires water quality objectives established for the prevention of nuisance within a specific area. The Basin Plan prohibits conditions that create a nuisance.
- 4. Prohibition III.D (No inclusion of pollutant free wastewater shall cause improper operation of the Facility’s systems).** This prohibition is based on CFR Part 122.41 et seq. that requires the proper design and operation of treatment facilities.
- 5. Prohibition III.E (The discharge of wastewater from the storage pond and/or irrigation/land disposal area is prohibited).** The Discharger previously discharged via an overflow pipe from the storage pond to a swale that flows to Sanford Creek. Pond water typically contains higher concentrations of solids and

oxygen demand, low concentrations of dissolved oxygen, and higher pH than effluent directly from a treatment system. Therefore, Order No. R5-2002-0101 prohibited discharges from the storage pond and land disposal area. The Discharger has modified the Facility to discharge directly to the swale from the UV disinfection system, as required by Order No. R5-2002-0101. This Order retains this prohibition from Order No. R5-2002-0101.

- 6. Prohibition III.F (Discharge of treated wastewater to surface waters is prohibited from 1 April to 30 September).** The Discharger's ROWD requested a seasonal surface water discharge, and reported in Form 2A that surface water discharges will occur between 1 October and 31 March. Consistent with the ROWD, and to ensure that the Discharger maximizes land disposal during dry weather, this Order prohibits surface water discharges from 1 April to 30 September.

## **B. Technology-Based Effluent Limitations**

### **1. Scope and Authority**

Section 301(b) of the CWA and implementing USEPA permit regulations at 40 CFR 122.44 require that permits include conditions meeting applicable technology-based requirements at a minimum, and any more stringent effluent limitations necessary to meet applicable water quality standards. The discharge authorized by this Order must meet minimum federal technology-based requirements based on Secondary Treatment Standards or Equivalent to Secondary Treatment Standards.

Regulations promulgated in 40 CFR 125.3(a)(1) require technology-based effluent limitations for municipal Dischargers to be placed in NPDES permits based on Secondary Treatment Standards or Equivalent to Secondary Treatment Standards.

The Federal Water Pollution Control Act Amendments of 1972 (PL 92-500) established the minimum performance requirements for POTWs [defined in section 304(d)(1)]. Section 301(b)(1)(B) of that Act requires that such treatment works must, as a minimum, meet effluent limitations based on secondary treatment as defined by the USEPA Administrator.

Based on this statutory requirement, USEPA developed secondary treatment regulations, which are specified in 40 CFR Part 133. These technology-based regulations apply to all municipal wastewater treatment plants and identify the minimum level of effluent quality attainable by secondary treatment in terms of 5-day biochemical oxygen demand (BOD<sub>5</sub>), total suspended solids (TSS), and pH.

### **2. Applicable Technology-Based Effluent Limitations**

- a. BOD<sub>5</sub> and TSS.** Federal regulations, 40 CFR Part 133, establish the minimum weekly and monthly average level of effluent quality attainable by secondary treatment for BOD<sub>5</sub> and TSS. However, as described in section IV.C.3.d.iv, this Order requires water quality-based effluent limitations (WQBELs) more

stringent than the applicable technology-based effluent limitations which are based on tertiary treatment and are necessary to protect the beneficial uses of the receiving stream. In addition, 40 CFR 133.102, in describing the minimum level of effluent quality attainable by secondary treatment, states that the 30-day average percent removal shall not be less than 85 percent. If 85 percent removal of BOD<sub>5</sub> and TSS must be achieved by a secondary treatment plant, it must also be achieved by a tertiary (i.e., treatment beyond secondary level) treatment plant. This Order contains a limitation requiring an average of 85 percent removal of BOD<sub>5</sub> and TSS over each calendar month.

- b. Flow.** The Facility was designed to provide a tertiary level of treatment for up to a design flow of 0.026 MGD. Therefore, this Order contains an average dry weather discharge flow effluent limit of 0.026 MGD.

### Summary of Technology-based Effluent Limitations Discharge Point No. EFF-001

**Table F-3. Summary of Technology-based Effluent Limitations**

Parameter	Units	Effluent Limitations				
		Average Monthly	Average Weekly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
Average Dry Weather Flow	MGD	--	--	0.026	--	--
Biochemical Oxygen Demand (BOD 5-day @ 20°C)	mg/L	30	45	--	--	--
	lbs/day <sup>1</sup>	6.5	9.8	--	--	--
	% Removal	85	--	--	--	--
Total Suspended Solids	mg/L	30	45	--	--	--
	lbs/day <sup>1</sup>	6.5	9.8	--	--	--
	% Removal	85	--	--	--	--

<sup>1</sup> Based on an average dry weather flow of 0.026 MGD.

## C. Water Quality-Based Effluent Limitations (WQBELs)

### 1. Scope and Authority

Section 301(b) of the CWA and 40 CFR 122.44(d) require that permits include limitations more stringent than applicable federal technology-based requirements where necessary to achieve applicable water quality standards. This Order contains requirements, expressed as a technology equivalence requirement, more stringent than secondary treatment requirements that are necessary to meet applicable water quality standards. The rationale for these requirements, which consist of tertiary treatment, is discussed in section IV.C.3 of this Fact Sheet.

40 CFR 122.44(d)(1)(i) mandates that permits include effluent limitations for all pollutants that are or may be discharged at levels that have the reasonable potential to cause or contribute to an exceedance of a water quality standard, including numeric and narrative objectives within a standard. Where reasonable

potential has been established for a pollutant, but there is no numeric criterion or objective for the pollutant, WQBELs must be established using: (1) USEPA criteria guidance under CWA section 304(a), supplemented where necessary by other relevant information; (2) an indicator parameter for the pollutant of concern; or (3) a calculated numeric water quality criterion, such as a proposed state criterion or policy interpreting the state's narrative criterion, supplemented with other relevant information, as provided in 40 CFR 122.44(d)(1)(vi).

The process for determining reasonable potential and calculating WQBELs when necessary is intended to protect the designated uses of the receiving water as specified in the Basin Plan, and achieve applicable water quality objectives and criteria that are contained in other state plans and policies, or any applicable water quality criteria contained in the CTR and NTR.

## **2. Applicable Beneficial Uses and Water Quality Criteria and Objectives**

The Basin Plan designates beneficial uses, establishes water quality objectives, and contains implementation programs and policies to achieve those objectives for all waters addressed through the plan. In addition, the Basin Plan implements State Water Board Resolution No. 88-63, which established state policy that all waters, with certain exceptions, should be considered suitable or potentially suitable for municipal or domestic supply.

The Basin Plan on page II-1.00 states: "*Protection and enhancement of existing and potential beneficial uses are primary goals of water quality planning...*" and with respect to disposal of wastewaters states that "*...disposal of wastewaters is [not] a prohibited use of waters of the State; it is merely a use which cannot be satisfied to the detriment of beneficial uses.*"

The federal CWA section 101(a)(2), states: "*it is the national goal that wherever attainable, an interim goal of water quality which provides for the protection and propagation of fish, shellfish, and wildlife, and for recreation in and on the water be achieved by July 1, 1983.*" Federal Regulations, developed to implement the requirements of the CWA, create a rebuttable presumption that all waters be designated as fishable and swimmable. Federal Regulations, 40 CFR sections 131.2 and 131.10, require that all waters of the State regulated to protect the beneficial uses of public water supply, protection and propagation of fish, shell fish and wildlife, recreation in and on the water, agricultural, industrial and other purposes including navigation. Section 131.3(e), 40 CFR, defines existing beneficial uses as those uses actually attained after 28 November 1975, whether or not they are included in the water quality standards. Federal Regulation, 40 CFR section 131.10 requires that uses be obtained by implementing effluent limitations, requires that all downstream uses be protected and states that in no case shall a state adopt waste transport or waste assimilation as a beneficial use for any waters of the United States.

- a. **Receiving Water and Beneficial Uses.** The Discharger discharges to Sanford Creek, which is tributary to Big Ravine and the Yuba River downstream of Englebright Dam.

The Basin Plan at II-2.00 states that the beneficial uses of any specifically identified water body generally apply to its tributary streams. The Basin Plan does not specifically identify beneficial uses for Sanford Creek, but does identify present and potential uses for Yuba River from Englebright Dam to the Feather River, to which Sanford Creek, via Big Ravine, is tributary. Thus, beneficial uses applicable to Yuba River are as follows:

**Table F-4. Basin Plan Beneficial Uses**

Discharge Point	Receiving Water Name	Beneficial Use(s)
001	Unnamed tributary of Sanford Creek	Municipal and domestic supply (MUN); Agricultural supply, including irrigation and stock watering (AGR); Hydropower generation (POW); Water contact recreation, including canoeing and rafting (REC-1); Non-contact water recreation (REC-2); Warm freshwater habitat (WARM); Cold freshwater habitat (COLD); Migration of aquatic organisms, warm and cold (MIGR); Spawning, reproduction, and/or early development, warm and cold (SPWN); and Wildlife habitat (WILD).
002	Groundwater	Municipal and domestic supply (MUN), Agricultural supply and stock watering (AGR), Industrial process water supply (PROC), and Industrial service supply (IND).

- b. **Effluent and Ambient Background Data.** The new treatment system came online in Fall 2010. The reasonable potential analysis (RPA), as described in section IV.C.3 of this Fact Sheet, was based on effluent data for priority pollutants and other constituents of concern sampled on 5 January 2011, which is representative of the discharge from the new treatment system.
- c. **Assimilative Capacity/Mixing Zone.** The Central Valley Water Board finds, based on the available information, that Sanford Creek, absent the discharge from the Facility, is a low-flow/intermittent stream. The ephemeral nature of Sanford Creek means that the designated beneficial uses must be protected, but that no credit for receiving water dilution is available. Although the discharge, at times, maintains the aquatic habitat, constituents may not be discharged that may cause harm to aquatic life. During dry weather conditions, Sanford Creek may have no or low flow and within a short time period, sufficient precipitation or irrigation flows may increase the flows to provide hydraulic continuity with Big Ravine and the Yuba River. At other times, flows within Sanford Creek help support cold-water aquatic life. Both conditions may exist within a short time span, when the receiving waters would be dry without

the discharge and periods when sufficient background flows provide hydraulic continuity with Big Ravine and the Yuba River. Dry conditions occur primarily in the summer months, but dry conditions may also occur throughout the year, particularly in low rainfall years. Based on the available information, the worst-case dilution is assumed to be zero to provide protection for the receiving water beneficial uses. The impact of assuming zero dilution/assimilative capacity within the receiving water is that the discharge limitations are end-of-pipe limits with no allowance for dilution within the receiving water.

- d. Hardness-Dependent CTR Metals Criteria.** The *California Toxics Rule* and the *National Toxics Rule* contain water quality criteria for seven metals that vary as a function of hardness. The lower the hardness the lower the water quality criteria. The metals with hardness-dependent criteria include cadmium, copper, chromium III, lead, nickel, silver, and zinc.

This Order has established the criteria for hardness-dependent metals based on the reasonable worst-case ambient hardness as required by the SIP<sup>1</sup>, the CTR<sup>2</sup> and State Water Board Order No. WQO 2008-0008 (City of Davis). The SIP and the CTR require the use of “receiving water” or “actual ambient” hardness, respectively, to determine effluent limitations for these metals. (SIP, § 1.2; 40 CFR § 131.38(c)(4), Table 4, note 4.) The CTR does not define whether the term “ambient,” as applied in the regulations, necessarily requires the consideration of upstream as opposed to downstream hardness conditions. Therefore, where reliable, representative data are available, the hardness value for calculating criteria can be the downstream receiving water hardness, after mixing with the effluent (Order WQO 2008-0008, p. 11). The Central Valley Regional Water Board thus has considerable discretion in determining ambient hardness (*Id.*, p.10.).

The hardness values must also be protective under all flow conditions (*Id.*, pp. 10-11). Scientific literature provides a reliable method for calculating protective hardness-dependent CTR criteria, considering all discharge conditions. This methodology produces criteria that ensure these metals do not cause receiving water toxicity, while avoiding criteria that are unnecessarily stringent.

A 2006 Study<sup>3</sup> developed procedures for calculating the effluent concentration allowance (ECA)<sup>4</sup> for CTR hardness-dependent metals. The 2006 Study demonstrated that it is necessary to evaluate all discharge conditions (e.g., high and low flow conditions) and the hardness and metals concentrations of the

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<sup>1</sup> The SIP does not address how to determine the hardness for application to the equations for the protection of aquatic life when using hardness-dependent metals criteria. It simply states, in Section 1.2, that the criteria shall be properly adjusted for hardness using the hardness of the receiving water.

<sup>2</sup> The CTR requires that, for waters with a hardness of 400 mg/L (as CaCO<sub>3</sub>), or less, the actual ambient hardness of the surface water must be used. It further requires that the hardness values used must be consistent with the design discharge conditions for design flows and mixing zones.

<sup>3</sup> Emerick, R.W.; Borroum, Y.; & Pedri, J.E., 2006. *California and National Toxics Rule Implementation and Development of Protective Hardness Based Metal Effluent Limitations*. WEFTEC, Chicago, Ill.

<sup>4</sup> The ECA is defined in Appendix 1 of the SIP (page Appendix 1-2). The ECA is used to calculate WQBELs in accordance with Section 1.4 of the SIP.

effluent and receiving water when determining the appropriate ECA for these hardness-dependent metals. Simply using the lowest recorded upstream receiving water hardness to calculate the ECA may result in over or under protective WQBELs.

The 2006 Study assumes availability of upstream receiving water hardness data, outside the influence of the discharge. However, there is no physical upstream receiving water monitoring location in the unnamed tributary of Sanford Creek at Discharge Point No. 001 to which the Facility discharges and it is infeasible to collect upstream receiving water monitoring data. Thus, water quality criteria for hardness-based metals were calculated using the reasonable worst-case ambient hardness, represented by the lowest observed effluent hardness value of 280 mg/L (as CaCO<sub>3</sub>).

- e. **Conversion Factors.** The CTR contains aquatic life criteria for arsenic, cadmium, chromium III, chromium VI, copper, lead, nickel, silver, and zinc which are presented in dissolved concentrations. USEPA recommends conversion factors to translate dissolved concentrations to total concentrations. The default USEPA conversion factors contained in Appendix 3 of the SIP were used to convert the applicable dissolved criteria to total recoverable criteria.

### 3. Determining the Need for WQBELs

- a. The Central Valley Water Board conducted the RPA in accordance with section 1.3 of the SIP. Although the SIP applies directly to the control of CTR priority pollutants, the State Water Board has held that the Central Valley Water Board may use the SIP as guidance for water quality-based toxics control.<sup>1</sup> The SIP states in the introduction “*The goal of this Policy is to establish a standardized approach for permitting discharges of toxic pollutants to non-ocean surface waters in a manner that promotes statewide consistency.*” Therefore, in this Order the RPA procedures from the SIP were used to evaluate reasonable potential for both CTR and non-CTR constituents based on information submitted as part of the application, in studies, and as directed by monitoring and reporting programs.
- b. **Constituents with Limited Data.** Reasonable potential cannot be determined for the following constituents because effluent data are limited or ambient background concentrations are not available. The Discharger is required to continue to monitor for these constituents in the effluent using analytical methods that provide the best feasible detection limits. When additional data become available, further analysis will be conducted to determine whether to add numeric effluent limitations or to continue monitoring.

- i. **Mercury**

- (a) **WQO.** The current NAWQC for protection of freshwater aquatic life, continuous concentration, for mercury is 0.77 µg/L (30-day average),

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<sup>1</sup> See Order WQO 2001-16 (Napa) and Order WQO 2004-0013 (Yuba City).

chronic criteria). The CTR contains a human health criterion (based on a threshold dose level causing neurological effects in infants) of 0.050 µg/L for waters from which both water and aquatic organisms are consumed. Both values are controversial and subject to change. In 40 CFR Part 131, USEPA acknowledges that the human health criteria may not be protective of some aquatic or endangered species and that “...*more stringent mercury limits may be determined and implemented through use of the State’s narrative criterion.*” In the CTR, USEPA reserved the mercury criteria for freshwater and aquatic life and may adopt new criteria at a later date.

(b) **RPA Results.** The only observed effluent mercury concentration was 0.0004 µg/L, indicating an estimated value greater than zero but not quantifiable. There are no recent receiving water samples for mercury. Mercury bioaccumulates in fish tissue and, therefore, the discharge of mercury to the receiving water may contribute to exceedances of the narrative toxicity objective and impact beneficial uses.

On 11 June 2009, the Central Valley Water Board adopted Resolution No. R5-2009-0059 updating the Section 303(d) list of Water Quality Limited Segments for the Central Valley Region. The Lower Yuba River is listed as a WQLS for mercury in the 303(d) list of impaired water bodies.

The SIP states in Section 2.1.1 that, “For bioaccumulative priority pollutants for which the receiving water has been included on the CWA Section 303(d) list, the RWQCB should consider whether the mass loading of the bioaccumulative pollutant(s) should be limited to representative, current levels pending TMDL development...” Although there is no reasonable potential for mercury based on the currently applicable water quality objectives, mercury is bioaccumulative and may impact waterways that are impaired downstream of the discharge. Therefore, due to the limited data available, and the estimation of the only data point, it is uncertain if the discharge has reasonable potential to cause or contribute to an exceedance of water quality criteria for mercury. Therefore, this Order does not include effluent limitations for mercury. This Order requires monitoring two times per year for mercury. This Order may be reopened to include effluent limitations for mercury if monitoring data indicates reasonable potential to cause or contribute to an exceedance of the NAWQC or CTR criteria. This Order contains an interim mercury effluent limitation. Effective immediately, the total calendar year annual mass discharge of total mercury shall not exceed 0.00003 lbs. This interim performance-based limitation shall be in effect until the Central Valley Water Board establishes final effluent limitations after adoption of a mercury TMDL.

The performance-based interim effluent limitation was calculated as follows:

[Maximum Effluent Concentration (mg/L) \* [Average Dry Weather Flow Rate] \* [8.34 (conversion factor)] \* [365 days] = lbs/year.

**ii. Salinity**

**(a) WQO.** There are no USEPA water quality criteria for the protection of aquatic organisms for electrical conductivity, total dissolved solids, sulfate, and chloride. The Basin Plan contains a chemical constituent objective that incorporates state MCLs, contains a narrative objective, and contains numeric water quality objectives for electrical conductivity, total dissolved solids, sulfate, and chloride.

**Table F-5. Salinity Water Quality Criteria/Objectives**

Parameter	Agricultural WQ Goal <sup>1</sup>	Secondary MCL <sup>3</sup>	Effluent	
			Average <sup>4</sup>	Maximum
EC (µmhos/cm)	Varies <sup>2</sup>	900, 1600, 2200	--	820
TDS (mg/L)	Varies	500, 1000, 1500	--	550
Sulfate (mg/L)	Varies	250, 500, 600	--	140
Chloride (mg/L)	Varies	250, 500, 600	--	36

- <sup>1</sup> Agricultural water quality goals based on *Water Quality for Agriculture*, Food and Agriculture Organization of the United Nations—Irrigation and Drainage Paper No. 29, Rev. 1 (R.S. Ayers and D.W. Westcot, Rome, 1985)
- <sup>2</sup> The EC level in irrigation water that harms crop production depends on the crop type, soil type, irrigation methods, rainfall, and other factors. An EC level of 700 µmhos/cm is generally considered to present no risk of salinity impacts to crops. However, many crops are grown successfully with higher salinities.
- <sup>3</sup> The secondary MCLs are stated as a recommended level, upper level, and a short-term maximum level.
- <sup>4</sup> Only one data point was available for the new treatment system; therefore, an average value is not reported.

**(1) Chloride.** The secondary MCL for chloride is 250 mg/L, as a recommended level, 500 mg/L as an upper level, and 600 mg/L as a short-term maximum. The recommended agricultural water quality goal for chloride, that would apply the narrative chemical constituent objective, is 106 mg/L as a long-term average based on *Water Quality for Agriculture*, Food and Agriculture Organization of the United Nations—Irrigation and Drainage Paper No. 29, Rev. 1 (R.S. Ayers and D.W. Westcot, Rome, 1985). The 106 mg/L water quality goal is intended to protect against adverse effects on sensitive crops when irrigated via sprinklers.

**(2) Electrical Conductivity.** The secondary MCL for EC is 900 µmhos/cm as a recommended level, 1600 µmhos/cm as an upper level, and 2200 µmhos/cm as a short-term maximum. The agricultural water quality goal, that would apply the narrative chemical constituents objective, is 700 µmhos/cm as a long-term average based on *Water Quality for Agriculture*, Food and

Agriculture Organization of the United Nations—Irrigation and Drainage Paper No. 29, Rev. 1 (R.S. Ayers and D.W. Westcot, Rome, 1985). The 700  $\mu\text{mhos/cm}$  agricultural water quality goal is intended to prevent reduction in crop yield, i.e. a restriction on use of water, for salt-sensitive crops, such as beans, carrots, turnips, and strawberries. These crops are either currently grown in the area or may be grown in the future. Most other crops can tolerate higher EC concentrations without harm, however, as the salinity of the irrigation water increases, more crops are potentially harmed by the EC, or extra measures must be taken by the farmer to minimize or eliminate any harmful impacts.

- (3) Sulfate.** The secondary MCL for sulfate is 250 mg/L as a recommended level, 500 mg/L as an upper level, and 600 mg/L as a short-term maximum.
- (4) Total Dissolved Solids.** The secondary MCL for TDS is 500 mg/L as a recommended level, 1000 mg/L as an upper level, and 1500 mg/L as a short-term maximum. The recommended agricultural water quality goal for TDS, that would apply the narrative chemical constituent objective, is 450 mg/L as a long-term average based on Water Quality for Agriculture, Food and Agriculture Organization of the United Nations—Irrigation and Drainage Paper No. 29, Rev. 1 (R.S. Ayers and D.W. Westcot, Rome, 1985). Water Quality for Agriculture evaluates the impacts of salinity levels on crop tolerance and yield reduction, and establishes water quality goals that are protective of the agricultural uses. The 450 mg/L water quality goal is intended to prevent reduction in crop yield, i.e. a restriction on use of water, for salt-sensitive crops. Only the most salt sensitive crops require irrigation water of 450 mg/L or less to prevent loss of yield. Most other crops can tolerate higher TDS concentrations without harm, however, as the salinity of the irrigation water increases, more crops are potentially harmed by the TDS, or extra measures must be taken by the farmer to minimize or eliminate any harmful impacts.

#### **(b) RPA Results**

- (1) Chloride.** Based on one sample of effluent collected from the new treatment plant on 5 January 2011, the observed chloride concentration in the effluent was 36 mg/L, which does not exceed the agricultural water goal. Background data for chloride is not available.
- (2) Electrical Conductivity.** Based on one sample of effluent collected from the new treatment plant on 5 January 2011, the observed electrical conductivity concentration in the effluent was

820  $\mu\text{mhos/cm}$ , which does exceed the agricultural water goal. Background data for electrical conductivity is not available.

**(3) Sulfate.** Based on one sample of effluent collected from the new treatment plant on 5 January 2011, the observed sulfate concentration in the effluent was 140 mg/L, which does not exceed the Secondary MCL. Background data for sulfate is not available.

**(4) Total Dissolved Solids.** Based on one sample of effluent collected from the new treatment plant on 5 January 2011, the observed total dissolved solids concentration in the effluent was 550 mg/L, which does exceed the agricultural water goal. Background data for total dissolved solids is not available.

Due to the limited data available, and because the agricultural water goals for electrical conductivity and total dissolved solids are evaluated on a long-term basis (i.e., annual averaging period), it is uncertain if the discharge has reasonable potential to cause or contribute to an exceedance of water quality criteria for salinity. Therefore, this Order does not include effluent limitations for electrical conductivity. Consistent with Order No. R5-2002-0101, this Order requires monitoring three times per week for electrical conductivity and monthly for total dissolved solids. This Order may be reopened to include effluent limitations for salinity if monitoring data indicates reasonable potential to cause or contribute to an exceedance of the agricultural water goal. In order to ensure that the Discharger controls the discharge of salinity from the Facility, this Order includes a requirement to develop and implement a salinity evaluation and minimization plan. Water supply monitoring is also required to evaluate the relative contribution of salinity from the source water to the effluent.

- c. Constituents with No Reasonable Potential.** WQBELs are not included in this Order for constituents that do not demonstrate reasonable potential; however, monitoring for those pollutants is established in this Order as required by the SIP. If the results of effluent monitoring demonstrate reasonable potential, this Order may be reopened and modified by adding an appropriate effluent limitation.
- d. Constituents with Reasonable Potential.** The Central Valley Water Board finds that the discharge has a reasonable potential to cause or contribute to an in-stream excursion above a water quality standard for ammonia, BOD<sub>5</sub>, chlorine residual, nitrate plus nitrite, nitrite, pathogens, pH, settleable solids and TSS. WQBELs for these constituents are included in this Order. A detailed discussion of the RPA for each constituent is provided below.

**i. Ammonia**

- (a) **WQO.** The NAWQC for the protection of freshwater aquatic life for total ammonia, recommends acute (1-hour average; criteria maximum concentration or CMC) standards based on pH and chronic (30-day average; criteria continuous concentration or CCC) standards based on pH and temperature. USEPA also recommends that no 4-day average concentration should exceed 2.5 times the 30-day CCC. USEPA found that as pH increased, both the acute and chronic toxicity of ammonia increased. Salmonids were more sensitive to acute toxicity effects than other species. However, while the acute toxicity of ammonia was not influenced by temperature, it was found that invertebrates and young fish experienced increasing chronic toxicity effects with increasing temperature. Because Sanford Creek and downstream tributaries, Big Ravine and Yuba River have the beneficial use of cold freshwater habitat and the presence of salmonids and early fish life stages in those waters is well-documented, the recommended criteria for waters where salmonids and early life stages are present were used.

The maximum permitted effluent pH is 8.5, as the Basin Plan objective for pH in the receiving stream is the range of 6.5 to 8.5. In order to protect against the worst-case short-term exposure of an organism, a pH value of 8.5 was used to derive the acute criterion. The resulting acute criterion is 2.14 mg/L.

Effluent pH and temperature data from the new treatment system was collected three times per week in January and February 2011. The maximum observed temperature pH of the effluent were used to calculate the 30-day CCC. The maximum observed effluent temperature was 58.7°F (14.9°C). Using a pH value of 7.64 and the worst-case temperature value of 58.7°F (14.9°C), the resulting 30-day CCC is 3.72 mg/L (as N). The 4-day average concentration is derived in accordance with the USEPA criterion as 2.5 times the 30-day CCC. Based on the 30-day CCC of 3.72 mg/L (as N), the 4-day average concentration that should not be exceeded is 9.30 mg/L (as N).

- (b) **RPA Results.** Untreated domestic wastewater contains ammonia. Nitrification is a biological process that converts ammonia to nitrite and nitrite to nitrate. Denitrification is a process that converts nitrate to nitrite or nitric oxide and then to nitrous oxide or nitrogen gas, which is then released to the atmosphere. The Discharger does currently use nitrification to remove ammonia from the waste stream. Inadequate or incomplete nitrification may result in the discharge of ammonia to the receiving stream. Ammonia is known to cause toxicity to aquatic organisms in surface waters. Discharges of ammonia would violate the Basin Plan narrative toxicity objective. The maximum effluent concentration (MEC) for ammonia was 2.1 µg/L. Therefore, ammonia

in the discharge has a reasonable potential to cause or contribute to an in-stream excursion above an applicable criteria value.

- (c) **WQBELs.** The Regional Water Board calculates WQBELs in accordance with SIP procedures for non-CTR constituents, and ammonia is a non-CTR constituent. The SIP procedure assumes a 4-day averaging period for calculating the long-term average discharge condition (LTA). However, USEPA recommends modifying the procedure for calculating permit limits for ammonia using a 30-day averaging period for the calculation of the LTA corresponding to the 30-day CCC. Therefore, while the LTAs corresponding to the acute and 4-day chronic criteria were calculated according to SIP procedures, the LTA corresponding to the 30-day CCC was calculated assuming a 30-day averaging period. The lowest LTA representing the acute, 4-day CCC, and 30-day CCC is then selected for deriving the average monthly effluent limitation (AMEL) and the maximum daily effluent limitation (MDEL). The remainder of the WQBEL calculation for ammonia was performed according to the SIP procedures. This Order contains a final AMEL and MDEL of 1.1 mg/L and 2.1 mg/L, respectively.
- (d) **Plant Performance and Attainability.** Based on limited data, analysis of the effluent data shows that immediate compliance with these effluent limitations is feasible.

## ii. Chlorine Residual

- (a) **WQO.** USEPA developed NAWQC for protection of freshwater aquatic life for chlorine residual. The recommended 4-day average (chronic) and 1-hour average (acute) criteria for chlorine residual are 0.011 mg/L and 0.019 mg/L, respectively. These criteria are protective of the Basin Plan's narrative toxicity objective.
- (b) **RPA Results.** The Discharger does not use chlorine for disinfection of the effluent; however, sodium hypochlorite is added during the clean-in-place procedure for maintenance of the membranes. Due to the existing chlorine use and the potential for chlorine to be discharged, the discharge has a reasonable potential to cause or contribute to an in-stream excursion above the NAWQC.
- (c) **WQBELs.** The USEPA *Technical Support Document for Water Quality- Based Toxics Control* [EPA/505/2-90-001] contains statistical methods for converting chronic (4-day) and acute (1-hour) aquatic life criteria to average monthly and maximum daily effluent limitations based on the variability of the existing data and the expected frequency of monitoring. However, because chlorine is an acutely toxic constituent that can and will be monitored continuously, an average 1-hour limitation is considered more appropriate than an average daily

limitation. This Order contains a 4-day average effluent limitation and 1-hour average effluent limitation for chlorine residual of 0.011 mg/L and 0.019 mg/L, respectively, based on USEPA's NAWQC, which implements the Basin Plan's narrative toxicity objective for protection of aquatic life.

- (d) **Plant Performance and Attainability.** Based on the Discharger's use of UV disinfection, the Central Valley Water Board expects that immediate compliance with these effluent limitations is feasible.

**iii. Nitrate and Nitrite**

- (a) **WQO.** The Department of Public Health (DPH; formerly the Department of Health Services) has adopted Primary MCLs for the protection of human health for nitrite and nitrate that are equal to 1 mg/L and 10 mg/L (measured as nitrogen), respectively. DPH has also adopted a primary MCL of 10,000 µg/L for the sum of nitrate and nitrite, measured as nitrogen.

USEPA has developed a primary MCL and an MCL goal of 1,000 µg/L for nitrite (as nitrogen). For nitrate, USEPA has developed Drinking Water Standards (10,000 µg/L as Primary MCL) and NAWQC for protection of human health (10,000 µg/L for non-cancer health effects). Recent toxicity studies have indicated a possibility that nitrate is toxic to aquatic organisms.

- (b) **RPA Results.** Untreated domestic wastewater contains ammonia. Nitrification is a biological process that converts ammonia to nitrite and nitrite to nitrate. Denitrification is a process that converts nitrate to nitrite or nitric oxide and then to nitrous oxide or nitrogen gas, which is then released to the atmosphere. Nitrate and nitrite are known to cause adverse health effects in humans. Inadequate or incomplete denitrification may result in the discharge of nitrate and/or nitrite to the receiving stream. The conversion of ammonia to nitrites and the conversion of nitrites to nitrates present a reasonable potential for the discharge to cause or contribute to an in-stream excursion above the Primary MCLs for nitrite and nitrate.
- (c) **WQBELs.** This Order retains the final AMEL of 10 mg/L for nitrate plus nitrite and 1.0 mg/L for nitrite, based on the protection of the Basin Plan's narrative chemical constituents objective and to assure the treatment process adequately nitrifies and denitrifies the waste stream.
- (d) **Plant Performance and Attainability.** Effluent data from the new treatment system had a nitrate value of 1.1 mg/L and a nitrite value of 0.056 mg/L. The Central Valley Water Board concludes, therefore, that immediate compliance with these effluent limitations is feasible.

#### iv. Pathogens

The Central Valley Water Board, when developing NPDES permits, implements recommendations by DPH for the appropriate disinfection requirements for the protection of MUN, REC-1 and AGR. The disinfection requirements in the proposed Order implement the DPH recommendations and are fully protective of the beneficial uses of the receiving water.

- (a) **WQO.** DPH has developed reclamation criteria, CCR, Division 4, Chapter 3 (Title 22), for the reuse of wastewater. Title 22 requires that for spray irrigation of food crops, parks, playgrounds, schoolyards, and other areas of similar public access, wastewater be adequately disinfected, oxidized, coagulated, clarified, and filtered, and that the effluent total coliform levels not exceed 2.2 MPN/100 mL as a 7-day median. As coliform organisms are living and mobile, it is impracticable to quantify an exact number of coliform organisms and to establish weekly average limitations. Instead, coliform organisms are measured as a most probable number and regulated based on a 7-day median limitation. The measure of coliform organisms is utilized as an indicator of the effectiveness of the entire treatment train and the effectiveness of removing other pathogens.

Title 22 also requires that recycled water used as a source of water supply for non-restricted recreational impoundments be disinfected tertiary recycled water that has been subjected to conventional treatment. A non-restricted recreational impoundment is defined as “...an impoundment of recycled water, in which no limitations are imposed on body-contact water recreational activities.” Title 22 is not directly applicable to surface waters; however, the Regional Water Board finds that it is appropriate to apply an equivalent level of treatment to that required by the DPH’s reclamation criteria because the receiving water is used for irrigation of agricultural land and for contact recreation purposes. The stringent disinfection criteria of Title 22 are appropriate since the undiluted effluent may be used for the irrigation of food crops and/or for body-contact water recreation.

Total coliform organisms are an indicator of the level of pathogens in the effluent. Therefore, effluent limitations for total coliform organisms are necessary to control the discharge of pathogens, and have been included in this Order. In site-specific situations where a discharge is occurring to a stream with a downstream water intake used as a domestic water supply without treatment, the DPH has recommended the same Title 22 tertiary treatment requirements for the protection of MUN, as well as protecting REC-1 and AGR. DPH has also recommended a 20:1 dilution ratio in addition to the Title 22 tertiary treatment requirement where there are existing domestic water users of raw water near the treatment plant outfall. In this case, there are no

such known uses that could be affected by the discharge, so tertiary treatment plus 20:1 dilution is not necessary to protect the MUN, REC-1 or AGR uses.

The chemical constituents narrative objective in the Basin Plan states, “*Waters shall not contain chemical constituents in concentrations that adversely affect beneficial uses.*” The narrative toxicity objective states, “*All waters shall be maintained free of toxic substances in concentrations that produce detrimental physiological responses in human, plant, animal, or aquatic life.*” When necessary, the Regional Water Board adopts numeric effluent limitations to implement these objectives on a case-by-case basis implementing relevant numerical criteria and guidelines developed and/or published by other agencies and organizations (e.g., State Water Board, DPH, OEHHA, California Department of Toxic Substances Control, University of California Cooperative Extension, California Department of Fish and Game, USEPA, U.S. Food and Drug Administration, National Academy of Sciences, U.S. Fish and Wildlife Service, Food and Agricultural Organization of the United Nations). In considering such criteria, the Regional Water Board evaluates whether the specific numerical criteria, which are available through these sources and through other information supplied to the Regional Water Board, are relevant and appropriate to the situation at hand and, therefore, should be used in determining compliance with the narrative objective.”

For public water supplies, State and federal law require residual chlorine and/or UV disinfection of surface water. (See, e.g., Surface Water Treatment Rule, 40 C.F.R. Part 141, Subpart H; Cal. Code of Regs. Title 22, section 64447.) Treating pathogens to a level more stringent than tertiary treatment requires a chlorine residual in the effluent that is toxic to aquatic life in the receiving water. Pathogens are not bio-accumulative, so discharges at the permitted levels in this Order do not threaten potential uses of the receiving water for untreated domestic use. Therefore, the requirement to implement tertiary treatment only when 20:1 dilution is not available adequately protects beneficial uses and is appropriate for this discharge under the case-by-case approach.

- (b) **RPA Results.** The beneficial uses of Sanford Creek include municipal and domestic supply, water contact recreation, and agricultural irrigation supply, and there is, at times, less than 20:1 dilution. To protect these beneficial uses, the Central Valley Water Board finds that the wastewater must be disinfected and adequately treated to prevent disease. The method of treatment is not prescribed by this Order; however, wastewater must be treated to a level equivalent to that recommended by DPH.

- (c) **WQBELs.** In accordance with the requirements of Title 22, this Order retains effluent limitations for total coliform organisms of 2.2 MPN/100 mL as a 7-day median; 23 MPN/100 mL, not to be exceeded more than once in a 30-day period; and 240 MPN/100 mL as an instantaneous maximum.

In addition to coliform testing, an operational specification for turbidity has been included to monitor the effectiveness of treatment filter performance, and to immediately signal the Discharger to implement operational procedures to correct deficiencies in filter performance. Higher effluent turbidity measurements do not necessarily indicate that the effluent discharge exceeds the water quality criteria/objectives for pathogens (i.e., bacteria, parasites, and viruses), which are the principal infectious agents that may be present in raw sewage. Since turbidity is not a valid indicator parameter for pathogens, the turbidity limitations in the previous Order No. R5-2005-0030 are not imposed to protect the receiving water from excess turbidity. The former turbidity limitations were not technology-based effluent limitations or WQBELs for either pathogens or turbidity. WQBELs for turbidity are not required because the effluent does not have a reasonable potential to cause or contribute to an exceedance of the applicable water quality objectives for turbidity.

The tertiary treatment process utilized at the Facility (i.e., membrane bioreactor treatment system) is capable of reliably treating wastewater to a turbidity level of 0.2 nephelometric turbidity units (NTU) 95 percent of the time. Failure of the filtration system such that virus removal is impaired would normally result in increased particles in the effluent, which result in higher effluent turbidity. Turbidity has a major advantage for monitoring filter performance. Coliform testing, by comparison, is not conducted continuously and requires several hours, to days, to identify high coliform concentrations. Therefore, to ensure compliance with the DPH recommended Title 22 disinfection criteria, weekly average specifications are impracticable for turbidity. This Order includes operational specifications for turbidity of 0.2 NTU, not to be exceeded more than 5 percent of the time within a 24-hour period; and 0.5 NTU as an instantaneous maximum.

Final WQBELs for BOD<sub>5</sub> and TSS are based on the technical capability of the tertiary process, which is necessary to protect the beneficial uses of the receiving water. BOD<sub>5</sub> is a measure of the amount of oxygen used in the biochemical oxidation of organic matter. The tertiary treatment standards for BOD<sub>5</sub> and TSS are indicators of the effectiveness of the tertiary treatment process. The principal design parameter for wastewater treatment plants is the daily BOD<sub>5</sub> and TSS loading rates and the corresponding removal rate of the system. The application of tertiary treatment processes results in the ability to

achieve lower levels for BOD<sub>5</sub> and TSS than the secondary standards currently prescribed. Therefore, this Order requires AMELs for BOD<sub>5</sub> and TSS of 10 mg/L, which is technically based on the capability of a tertiary system. In addition to the average weekly and average monthly effluent limitations, a daily maximum effluent limitation for BOD<sub>5</sub> and TSS is included in the Order to ensure that the treatment works are not organically overloaded and operate in accordance with design capabilities.

This Order contains effluent limitations for BOD<sub>5</sub>, total coliform organisms, and TSS and requires a tertiary level of treatment, or equivalent, necessary to protect the beneficial uses of the receiving water. The Regional Water Board has previously considered the factors in CWC section 13241 in establishing these requirements.

- (d) **Plant Performance and Attainability.** The new treatment system is designed to meet a tertiary level of treatment and has been designed for the discharge to comply with the turbidity operational requirements and effluent limitations for total coliform organisms. The Central Valley Water Board concludes, therefore, that immediate compliance with these effluent limitations is feasible.

**v. pH**

- (a) **WQO.** The Basin Plan includes a water quality objective for surface waters (except for Goose Lake) that the *“...pH shall not be depressed below 6.5 nor raised above 8.5. Changes in normal ambient pH levels shall not exceed 0.5 in fresh waters with designated COLD or WARM beneficial uses.”*
- (b) **RPA Results.** The discharge of treated municipal wastewater has a reasonable potential to cause or contribute to an excursion above the Basin Plan’s numeric objectives for pH.
- (c) **WQBELs.** Effluent limitations for pH of 6.5 as an instantaneous minimum and 8.5 as an instantaneous maximum have been carried over in this Order based on protection of the Basin Plan objectives for pH.
- (d) **Plant Performance and Attainability.** The Discharger has not indicated difficulty in meeting the previous Order’s pH limitations. The Central Valley Water Board concludes, therefore, that immediate compliance with these effluent limitations is feasible.

**vi. Settleable Solids**

- (a) **WQO.** For inland surface waters, the Basin Plan states that *“[w]ater shall not contain substances in concentrations that result in the*

*deposition of material that causes nuisance or adversely affects beneficial uses.”*

- (b) **RPA Results.** The discharge of municipal wastewater has a reasonable potential to cause or contribute to an excursion above the Basin Plan’s narrative objective for settleable solids. Therefore, effluent limitations for settleable solids are included in this Order.
- (c) **WQBELs.** This Order contains average monthly and maximum daily effluent limitations for settleable solids to ensure that the treatment works operate in accordance with design capabilities. Because the amount of settleable solids is measured in terms of volume per volume without a mass component, it is impracticable to calculate mass limitations for inclusion in this Order.
- (d) **Plant Performance and Attainability.** The Discharger recently upgraded the Facility to provide tertiary treatment, including membrane filtration. Therefore, the Central Valley Water Board anticipates compliance with the effluent limitations for settleable solids.

#### 4. WQBEL Calculations

- a. This Order includes WQBELs for ammonia, BOD<sub>5</sub>, chlorine residual, nitrite, nitrate plus nitrite, settleable solids, total coliform organisms, and TSS. The general methodology for calculating WQBELs based on the different criteria/objectives is described in subsections IV.C.4.b through e, below.
- b. **Effluent Concentration Allowance.** For each water quality criterion/objective, the ECA is calculated using the following steady-state mass balance equation from Section 1.4 of the SIP:

$$\begin{aligned} ECA &= C + D(C - B) && \text{where } C > B, \text{ and} \\ ECA &= C && \text{where } C \leq B \end{aligned}$$

where:

- ECA = effluent concentration allowance
- D = dilution credit
- C = the priority pollutant criterion/objective
- B = the ambient background concentration.

According to the SIP, the ambient background concentration (B) in the equation above shall be the observed maximum with the exception that an ECA calculated from a priority pollutant criterion/objective that is intended to protect human health from carcinogenic effects shall use the arithmetic mean concentration of the ambient background samples. For ECAs based on MCLs, which implement the Basin Plan’s chemical constituents objective and are applied as annual averages, an arithmetic mean is also used for B due to the long-term basis of the criteria.

- c. **Basin Plan Objectives and MCLs.** For WQBELs based on site-specific numeric Basin Plan objectives or MCLs, the effluent limitations are applied directly as the ECA as either an MDEL, AMEL, or average annual effluent limitations, depending on the averaging period of the objective.
- d. **Aquatic Toxicity Criteria.** WQBELs based on acute and chronic aquatic toxicity criteria are calculated in accordance with Section 1.4 of the SIP. The ECAs are converted to equivalent long-term averages (i.e. LTA<sub>acute</sub> and LTA<sub>chronic</sub>) using statistical multipliers and the lowest LTA is used to calculate the AMEL and MDEL using additional statistical multipliers.
- e. **Human Health Criteria.** WQBELs based on human health criteria, are also calculated in accordance with Section 1.4 of the SIP. The ECAs are set equal to the AMEL and a statistical multiplier was used to calculate the MDEL.

$$AMEL = mult_{AMEL} \left[ \min \left( M_A \overbrace{ECA_{acute}}^{LTA_{acute}}, M_C \underbrace{ECA_{chronic}}^{LTA_{chronic}} \right) \right]$$

$$MDEL = mult_{MDEL} \left[ \min \left( M_A \overbrace{ECA_{acute}}^{LTA_{acute}}, M_C \underbrace{ECA_{chronic}}^{LTA_{chronic}} \right) \right]$$

$$MDEL_{HH} = \left( \frac{mult_{MDEL}}{mult_{AMEL}} \right) AMEL_{HH}$$

where:

- $mult_{AMEL}$  = statistical multiplier converting minimum LTA to AMEL
- $mult_{MDEL}$  = statistical multiplier converting minimum LTA to MDEL
- $M_A$  = statistical multiplier converting acute ECA to LTA<sub>acute</sub>
- $M_C$  = statistical multiplier converting chronic ECA to LTA<sub>chronic</sub>

### Summary of Water Quality-Based Effluent Limitations Discharge Point No. 001

**Table F-6. Summary of Water Quality-Based Effluent Limitations**

Parameter	Units	Effluent Limitations				
		Average Monthly	Average Weekly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
<b>Conventional Pollutants</b>						
Biochemical Oxygen Demand (5-day @ 20°C)	mg/L	10	15	20	--	--
	lbs/day <sup>1</sup>	2.2	3.3	4.3	--	--
pH	standard unit	--	--	--	6.5	8.5
Total Suspended Solids	mg/L	10	15	20	--	--
	lbs/day <sup>1</sup>	2.2	3.3	4.3	--	--
<b>Non-Conventional Pollutants</b>						
Ammonia Nitrogen, Total (as N)	mg/L	1.1	--	2.1	--	--
	lbs/day <sup>1</sup>	0.24	--	0.46	--	--
Chlorine, Total Residual	mg/L	0.011 <sup>2</sup>	--	0.019 <sup>3</sup>	--	--
Nitrite Nitrogen, Total (as N)	mg/L	1.0	--	--	--	--

Parameter	Units	Effluent Limitations				
		Average Monthly	Average Weekly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
Nitrate Plus Nitrite (as N)	mg/L	10	--	--	--	--
Settleable Solids	ml/l	0.1	--	0.2	--	--
Total Coliform Organisms	MPN/100 mL	--	2.2 <sup>4</sup>	23 <sup>5</sup>	--	240

- 1 Based on an average dry weather flow of 0.026 MGD.
- 2 Applied as a 4-day average effluent limitation.
- 3 Applied as a 1-hour average effluent limitation.
- 4 Applied as a 7-day median effluent limitation.
- 5 Not to be exceeded more than once in any 30-day period.

### 5. Whole Effluent Toxicity (WET)

For compliance with the Basin Plan’s narrative toxicity objective, this Order requires the Discharger to conduct whole effluent toxicity testing for acute and chronic toxicity, as specified in the Monitoring and Reporting Program (Attachment E section V.). This Order also contains effluent limitations for acute toxicity and requires the Discharger to implement best management practices to investigate the causes of, and identify corrective actions to reduce or eliminate effluent toxicity.

**a. Acute Aquatic Toxicity.** The Basin Plan contains a narrative toxicity objective that states, “All waters shall be maintained free of toxic substances in concentrations that produce detrimental physiological responses in human, plant, animal, or aquatic life.” (Basin Plan at page III-8.00) The Basin Plan also states that, “...effluent limits based upon acute biotoxicity tests of effluents will be prescribed where appropriate...”. USEPA Region 9 provided guidance for the development of acute toxicity effluent limitations in the absence of numeric water quality objectives for toxicity in its document titled "Guidance for NPDES Permit Issuance", dated February 1994. In section B.2. "Toxicity Requirements" (pgs. 14-15) it states that, "In the absence of specific numeric water quality objectives for acute and chronic toxicity, the narrative criterion 'no toxics in toxic amounts' applies. Achievement of the narrative criterion, as applied herein, means that ambient waters shall not demonstrate for acute toxicity: 1) less than 90% survival, 50% of the time, based on the monthly median, or 2) less than 70% survival, 10% of the time, based on any monthly median. For chronic toxicity, ambient waters shall not demonstrate a test result of greater than 1 TUC."

Consistent with Order No. R5-2002-0101, effluent limitations for acute toxicity have been included in this Order as follows:

**Acute Toxicity.** Survival of aquatic organisms in 96-hour bioassays of undiluted waste shall be no less than:

- Minimum for any one bioassay ----- 70%
- Median for any three consecutive bioassays ----- 90%

**b. Chronic Aquatic Toxicity.** The Basin Plan contains a narrative toxicity objective that states, “All waters shall be maintained free of toxic substances in

*concentrations that produce detrimental physiological responses in human, plant, animal, or aquatic life.*" (Basin Plan at page III-8.00) Adequate chronic WET data is not available to determine if the discharge has reasonable potential to cause or contribute to an in-stream excursion above the Basin Plan's narrative toxicity objective.

The Monitoring and Reporting Program of this Order requires semiannual chronic WET monitoring for demonstration of compliance with the narrative toxicity objective. In addition to WET monitoring, the Special Provision in section VI.C.2.a. of the Order requires the Discharger to submit to the Central Valley Water Board an Initial Investigative TRE Workplan for approval by the Executive Officer, to ensure the Discharger has a plan to immediately move forward with the initial tiers of a TRE, in the event effluent toxicity is encountered in the future. The provision also includes a numeric toxicity monitoring trigger, requirements for accelerated monitoring, and requirements for TRE initiation if toxicity is demonstrated.

Numeric chronic WET effluent limitations have not been included in this Order. The SIP contains implementation gaps regarding the appropriate form and implementation of chronic toxicity limits. This has resulted in the petitioning of a NPDES permit in the Los Angeles Region<sup>1</sup> that contained numeric chronic toxicity effluent limitations. To address the petition, the State Water Board adopted WQO 2003-012 directing its staff to revise the toxicity control provisions in the SIP. The State Water Board states the following in WQO 2003-012, *"In reviewing this petition and receiving comments from numerous interested persons on the propriety of including numeric effluent limitations for chronic toxicity in NPDES permits for publicly-owned treatment works that discharge to inland waters, we have determined that this issue should be considered in a regulatory setting, in order to allow for full public discussion and deliberation. We intend to modify the SIP to specifically address the issue. We anticipate that review will occur within the next year. We therefore decline to make a determination here regarding the propriety of the final numeric effluent limitations for chronic toxicity contained in these permits."* The process to revise the SIP is currently underway. Proposed changes include clarifying the appropriate form of effluent toxicity limits in NPDES permits and general expansion and standardization of toxicity control implementation related to the NPDES permitting process. Since the toxicity control provisions in the SIP are under revision it is infeasible to develop numeric effluent limitations for chronic toxicity. Therefore, this Order requires that the Discharger meet best management practices for compliance with the Basin Plan's narrative toxicity objective, as allowed under 40 CFR 122.44(k).

To ensure compliance with the Basin Plan's narrative toxicity objective, the Discharger is required to conduct chronic WET testing, as specified in the

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<sup>1</sup> In the Matter of the Review of Own Motion of Waste Discharge Requirements Order Nos. R4-2002-0121 [NPDES No. CA0054011] and R4-2002-0123 [NPDES NO. CA0055119] and Time Schedule Order Nos. R4-2002-0122 and R4-2002-0124 for Los Coyotes and Long Beach Wastewater Reclamation Plants Issued by the California Water Quality Control Board, Los Angeles Region SWRCB/OCC FILES A-1496 and 1496(a).

Monitoring and Reporting Program (Attachment E section V.). Furthermore, the Special Provision contained at VI.C.2.a of this Order requires the Discharger to investigate the causes of, and identify and implement corrective actions to reduce or eliminate effluent toxicity. If the discharge demonstrates toxicity exceeding the numeric toxicity monitoring trigger, the Discharger is required to initiate a Toxicity Reduction Evaluation (TRE) in accordance with an approved TRE workplan. The numeric toxicity monitoring trigger is not an effluent limitation; it is the toxicity threshold at which the Discharger is required to perform accelerated chronic toxicity monitoring, as well as, the threshold to initiate a TRE if effluent toxicity has been demonstrated.

## **D. Final Effluent Limitations**

### **1. Mass-based Effluent Limitations**

40 CFR 122.45(f)(1) requires effluent limitations be expressed in terms of mass, with some exceptions, and 40 CFR 122.45(f)(2) allows pollutants that are limited in terms of mass to additionally be limited in terms of other units of measurement. This Order includes effluent limitations expressed in terms of mass and concentration. In addition, pursuant to the exceptions to mass limitations provided in 40 CFR 122.45(f)(1), some effluent limitations are not expressed in terms of mass, such as pH and temperature, and when the applicable standards are expressed in terms of concentration (e.g., CTR criteria and MCLs) and mass limitations are not necessary to protect the beneficial uses of the receiving water.

Mass-based effluent limitations were calculated based upon the permitted average dry weather flow allowed in section IV.A.2.e of this Order.

### **2. Averaging Periods for Effluent Limitations**

40 CFR 122.45 (d) requires average weekly and average monthly discharge limitations for publicly owned treatment works (POTWs) unless impracticable. However, for toxic pollutants and pollutant parameters in water quality permitting, USEPA recommends the use of a maximum daily effluent limitation in lieu of average weekly effluent limitations for two reasons. *“First, the basis for the 7-day average for POTWs derives from the secondary treatment requirements. This basis is not related to the need for assuring achievement of water quality standards. Second, a 7-day average, which could comprise up to seven or more daily samples, could average out peak toxic concentrations and therefore the discharge’s potential for causing acute toxic effects would be missed.”* (TSD, pg. 96) This Order uses maximum daily effluent limitation in lieu of average daily effluent limitations for ammonia, BOD<sub>5</sub>, chlorine residual, settleable solids, and TSS as recommended by the TSD for the achievement of water quality standards and for the protection of the beneficial uses of the receiving stream. The rationale for using shorter averaging periods for these constituents is discussed in section IV.C.3. of this Fact Sheet.

For effluent limitations based on Primary and Secondary MCLs, except nitrate and nitrite, this Order includes annual average effluent limitations. The Primary and Secondary MCLs are drinking water standards contained in Title 22 of the California Code of Regulations. Title 22 requires compliance with these standards on an annual average basis (except for nitrate and nitrite), when sampling at least quarterly. Since it is necessary to determine compliance on an annual average basis, it is impracticable to calculate average weekly and average monthly effluent limitations.

### **3. Satisfaction of Anti-Backsliding Requirements**

The Clean Water Act specifies that a revised permit may not include effluent limitations that are less stringent than the previous permit unless a less stringent limitation is justified based on exceptions to the anti-backsliding provisions contained in Clean Water Act sections 402(o) or 303(d)(4), or, where applicable, 40 CFR 122.44(l).

All effluent limitations in this Order are at least as stringent as the effluent limitations in the existing Order.

Order No. R5-2002-0101 contained effluent limitations for turbidity. The prior limitations were used as an operational check to ensure the treatment system was functioning properly and could meet the limits for solids and coliform. The prior effluent limitations were not intended to regulate turbidity in the receiving water. Rather, turbidity is an operational parameter to determine proper system functioning and not a WQBEL.

This Order contains performance-based operational turbidity specifications to be met prior to disinfection in lieu of effluent limitations. This Order does not include effluent limitations for turbidity. However, the performance-based specification in this Order is more stringent, and therefore does not constitute backsliding.

The revised operational specifications for turbidity are more stringent than the effluent limitations in Order No. R5-2002-0101. (See Special Provisions VI.C.4.c, Ultraviolet Light (UV) Disinfection System Operating Specifications for turbidity specifications.) This Order moves the point of compliance from the final effluent after disinfection to an internal compliance point prior to disinfection. These revisions are consistent with State regulations implementing recycled water requirements.

The revision in the turbidity limitation is consistent with the antidegradation provisions of 40 CFR 131.12 and State Water Board Resolution 68-16 because this Order imposes equivalent or more stringent requirements than Order No. R5-2002-0101 and therefore does not allow degradation.

Order No. R5-2002-0101 established final mass-based effluent limitations for ammonia, chlorine residual, nitrite, and nitrate plus nitrite. 40 CFR 122.45(f)(1)(ii) states that mass limitations are not required when applicable standards and

limitations are expressed in terms of other units of measurement. The numerical effluent limitations for ammonia, chlorine residual, nitrite, and nitrate plus nitrite established in this Order are based on water quality standards and objectives, which are expressed in terms of concentration. Pursuant to 40 CFR 122.25(f)(1)(ii), expressing the effluent limitations in terms of concentration is in accordance with federal regulations. Compliance with the concentration-based limits will ensure that significantly less mass of the pollutants is discharged to the receiving water. Discontinuing mass-based effluent limitations for these parameters is consistent with the antidegradation provisions of 40 CFR 131.12 and State Water Board Resolution 68-16. Any impact on existing water quality will be insignificant. Therefore, relaxation of effluent limitations is allowed under CWA section 303(d)(4).

#### **4. Satisfaction of Antidegradation Policy**

This Order does not allow for an increase in flow or mass of pollutants to the receiving water. Therefore, a complete antidegradation analysis is not necessary. The Order requires compliance with applicable federal technology-based standards and with WQBELs where the discharge could have the reasonable potential to cause or contribute to an exceedance of water quality standards. The permitted discharge is consistent with the antidegradation provisions of 40 CFR 131.12 and State Water Board Resolution No. 68-16. Compliance with these requirements will result in the use of best practicable treatment or control of the discharge. The impact on existing water quality will be insignificant.

#### **5. Stringency of Requirements for Individual Pollutants**

This Order contains both technology-based effluent limitations and WQBELs for individual pollutants. The technology-based effluent limitations consist of restrictions on flow and percent removal requirements for BOD<sub>5</sub> and TSS. The WQBELs consist of restrictions on ammonia, chlorine residual, nitrite and nitrate plus nitrite, settleable solids, total coliform organisms, and TSS. This Order's technology-based pollutant restrictions implement the minimum, applicable federal technology-based requirements

WQBELs have been scientifically derived to implement water quality objectives that protect beneficial uses. Both the beneficial uses and the water quality objectives have been approved pursuant to federal law and are the applicable federal water quality standards. To the extent that toxic pollutant WQBELs were derived from the CTR, the CTR is the applicable standard pursuant to 40 CFR 131.38. The scientific procedures for calculating the individual WQBELs for priority pollutants are based on the CTR-SIP, which was approved by USEPA on 18 May 2000. All beneficial uses and water quality objectives contained in the Basin Plan were approved under state law and submitted to and approved by USEPA prior to 30 May 2000. Any water quality objectives and beneficial uses submitted to USEPA prior to 30 May 2000, but not approved by USEPA before that date, are nonetheless "applicable water quality standards for purposes of the CWA" pursuant to 40 CFR 131.21(c)(1). Collectively, this Order's restrictions on

individual pollutants are no more stringent than required to implement the requirements of the CWA.

**Summary of Final Effluent Limitations  
Discharge Point No. 001**

**Table F-7. Summary of Final Effluent Limitations**

Parameter	Units	Effluent Limitations					Basis <sup>1</sup>
		Average Monthly	Average Weekly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum	
<b>Conventional Pollutants</b>							
Biochemical Oxygen Demand (5-day @ 20°C)	mg/L	10	15	20	--	--	TTC
	lbs/day <sup>2</sup>	2.2	3.3	4.3	--	--	
	% Removal	85	--	--	--	--	CFR
pH	standard unit	--	--	--	6.5	8.5	BP
Total Suspended Solids	mg/L	10	15	20	--	--	TTC
	lbs/day <sup>2</sup>	2.2	3.3	4.3	--	--	
	% Removal	85	--	--	--	--	CFR
<b>Non-Conventional Pollutants</b>							
Ammonia (as N)	mg/L	1.1	--	2.1	--	--	NAWQC
	lbs/day <sup>2</sup>	0.24	--	0.46	--	--	
Chlorine, Total Residual	mg/L	0.011 <sup>3</sup>	--	0.019 <sup>4</sup>	--	--	NAQQC
Nitrite Nitrogen, Total (as N)	mg/L	1.0	--	--	--	--	MCL
Nitrate Plus Nitrite (as N)	mg/L	10	--	--	--	--	MCL
Settleable Solids	ml/L	0.1	--	0.2	--	--	PO
Total Coliform Organisms	MPN/100 mL	--	2.2 <sup>5</sup>	23 <sup>6</sup>	--	240	Title 22

<sup>1</sup> TTC – Based on tertiary treatment capability. These effluent limitations reflect the capability of a properly operated tertiary treatment plant.

CFR – Based on secondary treatment standards contained in 40 CFR Part 133.

BP – Based on water quality objectives contained in the Basin Plan.

PO – Based on effluent limitation contained in Order No. R5-2002-0101.

NAWQC – Based on USEPA’s National Ambient Water Quality Criteria for the protection of freshwater aquatic life.

MCL – Based on the Primary Maximum Contaminant Level.

Title 22 – Based on DPH Reclamation Criteria, CCR, Division 4, Chapter 3 (Title 22).

<sup>2</sup> Based on a design average dry weather flow of 0.026 MGD.

<sup>3</sup> Applied as a 4-day average effluent limitation.

<sup>4</sup> Applied as a 1-hour average effluent limitation.

<sup>5</sup> Applied as a 7-day median effluent limitation.

<sup>6</sup> Not to be exceeded more than once in any 30-day period.

**E. Interim Effluent Limitations**

- 1. Mercury.** Effective immediately, the total calendar year annual mass discharge of total mercury shall not exceed  $3.0 \times 10^{-5}$  lbs. This interim performance-based limitation shall be in effect until the Central Valley Water Board establishes final effluent limitations after adoption of a mercury TMDL.

**F. Land Discharge Specifications – Not Applicable**

**G. Reclamation Specifications – Not Applicable**

## V. RATIONALE FOR RECEIVING WATER LIMITATIONS

Basin Plan water quality objectives to protect the beneficial uses of surface water and groundwater include numeric objectives and narrative objectives, including objectives for chemical constituents, toxicity, and tastes and odors. The toxicity objective requires that surface water and groundwater be maintained free of toxic substances in concentrations that produce detrimental physiological responses in humans, plants, animals, or aquatic life. The chemical constituent objective requires that surface water and groundwater shall not contain chemical constituents in concentrations that adversely affect any beneficial use or that exceed the maximum contaminant levels (MCLs) in Title 22, CCR. The tastes and odors objective states that surface water and groundwater shall not contain taste- or odor-producing substances in concentrations that cause nuisance or adversely affect beneficial uses. The Basin Plan requires the application of the most stringent objective necessary to ensure that surface water and groundwater do not contain chemical constituents, toxic substances, radionuclides, or taste and odor producing substances in concentrations that adversely affect domestic drinking water supply, agricultural supply, or any other beneficial use.

### A. Surface Water

1. CWA section 303(a-c), requires states to adopt water quality standards, including criteria where they are necessary to protect beneficial uses. The Central Valley Water Board adopted water quality criteria as water quality objectives in the Basin Plan. The Basin Plan states that “[t]he numerical and narrative water quality objectives define the least stringent standards that the Central Valley Water Board will apply to Central Valley waters in order to protect the beneficial uses.” The Basin Plan includes numeric and narrative water quality objectives for various beneficial uses and water bodies. This Order contains receiving surface water limitations based on the Basin Plan numerical and narrative water quality objectives for bacteria, biostimulatory substances, color, chemical constituents, dissolved oxygen, floating material, oil and grease, pH, radioactivity, suspended sediment, settleable substances, suspended material, tastes and odors, temperature, toxicity, and turbidity.
  - a. **pH.** Order No. R5-2002-0101 established a receiving water limitation for pH specifying that discharges from the Facility shall not cause the ambient pH to change by more than 0.5 units based on the water quality objective for pH in the Basin Plan. The Regional Water Board adopted Resolution No. R5-2007-0136 on 25 October 2007, amending the Basin Plan to delete the portion of the pH water quality objective that limits the change in pH to 0.5 units and the allowance of averaging periods for pH. The Basin Plan amendment has been approved by the State Water Board, the Office of Administrative Law, and USEPA. Consistent with the revised water quality objective in the Basin Plan, this Order does not require a receiving water limitation for pH change.

In Finding No. 14 of Resolution No. R5-2007-0136 the Regional Water Board found that the change in the pH receiving water objective is consistent with the State Water Board Resolution No. 68-16, in that the changes to water quality

objectives (i) consider maximum benefit to the people of the state, (ii) will not unreasonably affect present and anticipated beneficial use of waters, and (iii) will not result in water quality less than that prescribed in policies, and is consistent with the federal Antidegradation Policy (40 CFR 131.12).

Ammonia is the only constituent in the discharge regulated by this Order directly related to pH. The fixed ammonia effluent limitations in this Order are more stringent than the previous ammonia limitations, and were developed to protect aquatic life under worse case pH conditions. Therefore the relaxation of the pH receiving water limitation will protect aquatic life and other beneficial uses and will not unreasonably affect present and anticipated beneficial uses nor result in water quality less than described in applicable policies. The relaxation of the receiving water limitation is not expected to cause other impacts on water quality. The Regional Water Board finds that the relaxation of the pH receiving water limitation is (i) to the maximum benefit to the people of the State, (ii) will not unreasonably affect present and anticipated beneficial use of waters, and (iii) will not result in water quality less than that prescribed in policies, and is consistent with the federal Antidegradation Policy (40 CFR 131.12).

The revised receiving water limitation for pH, which is based on the amendment to the Basin Plan's pH water quality objective, reflects current scientifically supported pH requirements for the protection of aquatic life and other beneficial uses. The revised receiving water limitation for pH is more consistent with the current USEPA recommended criteria and is fully protective of aquatic life and the other beneficial uses listed in the Basin Plan. Changes in pH when pH is maintained within the range of 6.5 to 8.5 are neither beneficial nor adverse and, therefore, are not considered to be degradation in water quality. Attempting to restrict pH changes to 0.5 pH units would incur substantial costs without demonstrable benefits to beneficial uses. Thus, any changes in pH that would occur under the revised pH limitation would not only be protective of beneficial uses, but also would be consistent with maximum benefit to people of the State. Therefore the proposed amendment will not violate antidegradation policies.

- b. Turbidity.** Order No. R5-2002-0101 established a receiving water limitation for turbidity specifying that discharges from the Facility shall not cause the turbidity to increase more than 1 NTU where natural turbidity is between 0 and 5 NTU based on the water quality objective for turbidity in the Basin Plan. The Regional Water Board adopted Resolution No. R5-2007-0136 on 25 October 2007, amending the Basin Plan to limit turbidity to 2 NTU when the natural turbidity is less than 1 NTU. The Basin Plan amendment has been approved by the State Water Board, the Office of Administrative Law, and USEPA. Consistent with the revised water quality objective in the Basin Plan, this Order limits turbidity to 2 NTU when the natural turbidity is less than 1 NTU.

In Finding No. 14 of Resolution No. R5-2007-0136 the Regional Water Board found that the change in the turbidity receiving water objective is consistent with the State Water Board Resolution No. 68-16, in that the changes to water

quality objectives (i) consider maximum benefit to the people of the state, (ii) will not unreasonably affect present and anticipated beneficial use of waters, and (iii) will not result in water quality less than that prescribed in policies, and is consistent with the federal Antidegradation Policy (40 CFR 131.12).

The relaxation of the turbidity receiving water limitation will protect aquatic life and other beneficial uses and will not unreasonably affect present and anticipated beneficial uses nor result in water quality less than described in applicable policies. The relaxation of the receiving water limitation is not expected to cause other impacts on water quality. The Regional Water Board finds that the relaxation of the turbidity receiving water limitation is (i) to the maximum benefit to the people of the State, (ii) will not unreasonably affect present and anticipated beneficial use of waters, and (iii) will not result in water quality less than that prescribed in policies, and is consistent with the federal Antidegradation Policy (40 CFR 131.12).

The revised receiving water limitation for turbidity, which is based on the amendment to the Basin Plan's turbidity water quality objective, reflects current scientifically supported turbidity requirements for the protection of aquatic life and other beneficial uses and, therefore, will be fully protective of aquatic life and the other beneficial uses listed in the Basin Plan. Changes in turbidity allowed by the revised receiving water limitation, when ambient turbidity is below 1 NTU, would not adversely affect beneficial uses and would maintain water quality at a level higher than necessary to protect beneficial uses. Restricting low-level turbidity changes further may require costly upgrades, which would not provide any additional protection of beneficial uses. Thus, any changes in turbidity that would occur under the amended turbidity receiving water limitation would not only be protective of beneficial uses, but also would be consistent with maximum benefit to people of the State. Therefore, the relaxed receiving water limitations for turbidity will not violate antidegradation policies.

## **B. Groundwater**

1. The beneficial uses of the underlying ground water are municipal and domestic supply, industrial service supply, industrial process supply, and agricultural supply.
2. Basin Plan water quality objectives include narrative objectives for chemical constituents, tastes and odors, and toxicity of groundwater. The toxicity objective requires that groundwater be maintained free of toxic substances in concentrations that produce detrimental physiological responses in humans, plants, animals, or aquatic life. The chemical constituent objective states groundwater shall not contain chemical constituents in concentrations that adversely affect any beneficial use. The tastes and odors objective prohibits taste- or odor-producing substances in concentrations that cause nuisance or adversely affect beneficial uses. The Basin Plan also establishes numerical water quality objectives for chemical constituents and radioactivity in groundwaters designated as municipal supply. These include, at a minimum, compliance with MCLs in Title 22 of the CCR. The

bacteria objective prohibits coliform organisms at or above 2.2 MPN/100 mL. The Basin Plan requires the application of the most stringent objective necessary to ensure that waters do not contain chemical constituents, toxic substances, radionuclides, taste- or odor-producing substances, or bacteria in concentrations that adversely affect municipal or domestic supply, agricultural supply, industrial supply or some other beneficial use.

3. Groundwater limitations are retained from Order No. R5-2002-0101 and are required to protect the beneficial uses of the underlying groundwater.

## **VI. RATIONALE FOR MONITORING AND REPORTING REQUIREMENTS**

40 CFR 122.48 requires that all NPDES permits specify requirements for recording and reporting monitoring results. Water Code sections 13267 and 13383 authorizes the Central Valley Water Board to require technical and monitoring reports. The Monitoring and Reporting Program (Attachment E) of this Order, establishes monitoring and reporting requirements to implement federal and state requirements. The following provides the rationale for the monitoring and reporting requirements contained in the Monitoring and Reporting Program for the Facility.

### **A. Influent Monitoring**

1. Influent monitoring is required to collect data on the characteristics of the wastewater and to assess compliance with effluent limitations (e.g., BOD<sub>5</sub> and TSS reduction requirements). The monitoring frequency for BOD<sub>5</sub> and TSS has been increased from monthly to weekly to characterize the percent removal capabilities of the new treatment system. Continuous monitoring for flow is retained from Order No. R5-2002-0101.

### **B. Effluent Monitoring**

1. Pursuant to the requirements of 40 CFR 122.44(i)(2) effluent monitoring is required for all constituents with effluent limitations. Effluent monitoring is necessary to assess compliance with effluent limitations, assess the effectiveness of the treatment process, and to assess the impacts of the discharge on the receiving stream and groundwater.
2. Effluent monitoring frequencies and sample types for flow (continuous), temperature (3 times weekly), total coliform organisms (three times weekly), pH (three times weekly), ammonia (weekly), settleable solids (weekly), and electrical conductivity (three times weekly) have been retained from Order No. R5-2002-0101 to determine compliance with effluent limitations for these parameters.
3. This Order increases the effluent monitoring frequency for BOD<sub>5</sub> and TSS from twice monthly to weekly and for nitrate and nitrite from quarterly to monthly to characterize the percent removal capabilities of the new treatment system.

4. Order No. R5-2002-0101 established quarterly monitoring for hardness. The monitoring frequency for hardness has been increased from quarterly to monthly to ensure the water quality criteria/objectives for hardness-based metals are correctly adjusted when determining reasonable potential as specified in section 1.3 of the SIP.
5. This Order establishes monthly monitoring for total dissolved solids to characterize the salinity of the effluent.
6. This Order includes operational specifications for turbidity. (See Special Provisions VI.C.4.c. UV System Operating Specifications for turbidity specifications.) This Order moves the point of compliance from the final effluent after disinfection to an internal compliance point prior to disinfection. Therefore, monitoring for turbidity is required at Monitoring Location UVS-001 and effluent monitoring requirements have not been retained in this Order.
7. Order No. R5-2002-0101 established continuous monitoring for chlorine residual. The Discharger does not use chlorine continuously; however, sodium hypochlorite is added during the clean-in-place procedure for maintenance of the membranes. Therefore, this Order requires the Discharger to monitor for chlorine residual continuously during periods when chlorine is being used in the treatment system.
8. Priority pollutant data for the effluent has been provided by the Discharger over the term of Order No. R5-2002-0101, and was used to conduct a meaningful RPA. In accordance with Section 1.3 of the SIP, this Order requires periodic monitoring for priority pollutants for which criteria or objectives apply and for which no effluent limitations have been established. This Order establishes quarterly monitoring during the third year of the permit term for priority pollutants in order to collect data to conduct an RPA for the next permit renewal. See Attachment I for more detailed requirements related to performing priority pollutant monitoring.

### C. Whole Effluent Toxicity Testing Requirements

1. **Acute Toxicity.** Consistent with Order No. R5-2002-0101, semi-annual 96-hour bioassay testing is required to demonstrate compliance with the effluent limitation for acute toxicity.
2. **Chronic Toxicity.** Consistent with Order No. R5-2002-0101, semi-annual chronic whole effluent toxicity testing is required in order to demonstrate compliance with the Basin Plan's narrative toxicity objective.

### D. Receiving Water Monitoring

#### 1. Surface Water

- a. Receiving water monitoring is necessary to assess compliance with receiving water limitations and to assess the impacts of the discharge on the receiving stream. The Discharger discharges to a swale that flows into Sanford Creek. No physical upstream monitoring location exists; therefore, this Order

discontinues monitoring at Monitoring Location RSW-001. This Order retains receiving water monitoring downstream of the discharge at Monitoring Location RSW-002.

- b. Receiving water monitoring frequencies and sample types for pH (weekly), dissolved oxygen (weekly), electrical conductivity (weekly), fecal coliform organisms (quarterly), temperature (weekly), and turbidity (weekly) have been retained from Order No. R5-2002-0101.
- c. This Order establishes monthly monitoring for hardness to ensure the water quality criteria/objectives for hardness-based metals are correctly adjusted when determining reasonable potential as specified in section 1.3 of the SIP.
- d. This Order discontinues annual receiving water monitoring for radionuclides, as it is no longer necessary to characterize the receiving water or determine compliance with receiving water limitations.

## **2. Groundwater**

- a. CWC section 13267 states, in part, “(a) A Central Valley Water Board, in establishing...waste discharge requirements... may investigate the quality of any waters of the state within its region” and “(b) (1) In conducting an investigation..., the Central Valley Water Board may require that any person who... discharges... waste...that could affect the quality of waters within its region shall furnish, under penalty of perjury, technical or monitoring program reports which the Central Valley Water Board requires. The burden, including costs, of these reports shall bear a reasonable relationship to the need for the report and the benefits to be obtained from the reports.” The burden, including costs, of these reports shall bear a reasonable relationship to the need for the report and the benefits to be obtained from the reports. In requiring those reports, the Central Valley Water Board shall provide the person with a written explanation with regard to the need for the reports, and shall identify the evidence that supports requiring that person to provide the reports. The Monitoring and Reporting Program is issued pursuant to CWC section 13267. The groundwater monitoring and reporting program required by this Order and the Monitoring and Reporting Program are necessary to assure compliance with these waste discharge requirements. The Discharger is responsible for the discharges of waste at the facility subject to this Order.
- b. Monitoring of the groundwater must be conducted to determine if the discharge has caused an increase in constituent concentrations, when compared to background. The monitoring must, at a minimum, require a complete assessment of groundwater impacts including the vertical and lateral extent of degradation, an assessment of all wastewater-related constituents which may have migrated to groundwater, an analysis of whether additional or different methods of treatment or control of the discharge are necessary to provide best practicable treatment or control to comply with Resolution No. 68-16. Economic analysis is only one of many factors considered in determining best

practicable treatment or control. If monitoring indicates that the discharge has incrementally increased constituent concentrations in groundwater above background, this permit may be reopened and modified. Until groundwater monitoring is sufficient, this Order contains Groundwater Limitations that allow groundwater quality to be degraded for certain constituents when compared to background groundwater quality, but not to exceed water quality objectives. If groundwater quality has been degraded by the discharge, the incremental change in pollutant concentration (when compared with background) may not be increased. If groundwater quality has been or may be degraded by the discharge, this Order may be reopened and specific numeric limitations established consistent with Resolution No. 68-16 and the Basin Plan.

- c. This Order requires the Discharger to continue groundwater monitoring and includes a regular schedule of groundwater monitoring in the attached Monitoring and Reporting Program. The groundwater monitoring reports are necessary to evaluate impacts to waters of the State to assure protection of beneficial uses and compliance with Central Valley Water Board plans and policies, including Resolution No. 68-16. Evidence in the record includes effluent monitoring data that indicates the presence of constituents that may degrade groundwater and surface water.

## **E. Other Monitoring Requirements**

### **1. Biosolids Monitoring**

Biosolids monitoring is required to ensure compliance with the biosolids disposal requirements contained in the Special Provision contained in section VI.C.6.a. of this Order. Biosolids disposal requirements are imposed pursuant to 40 CFR Part 503 to protect public health and prevent groundwater degradation.

### **2. Water Supply Monitoring**

Water supply monitoring is required to evaluate the source of salinity in the wastewater. This Order increases the monitoring frequency from annually to quarterly for electrical conductivity and total dissolved solids to characterize contributions of salinity to the Facility.

### **3. UV Disinfection System Monitoring**

UV system specifications and monitoring and reporting is required when the UV system becomes operational to ensure that adequate UV dosage is applied to the wastewater to inactivate pathogens in the wastewater. UV Disinfection system monitoring is imposed pursuant to requirements established by the California Department of Public Health (DPH), and the National Water Research Institute (NWRI), and American Water Works Association Research Foundation NWRI/AWWARF's *"Ultraviolet Disinfection Guidelines for Drinking Water and Water Reuse."*

#### **4. Pond Monitoring**

Treatment pond monitoring is required to ensure proper operation of the storage pond. Weekly monitoring for freeboard, pH, electrical conductivity, and dissolved oxygen and daily monitoring for odors has been retained from Order No. R5-2002-0101.

#### **5. Land Discharge Monitoring**

Land discharge monitoring is required to ensure that the discharge to the land disposal area complies with the Storage Pond and Land Disposal Operating Requirements in section VI.C.4 of this Order. Monitoring frequencies and sample types for flow (continuous), pH (twice weekly), total nitrogen (twice monthly), total dissolved solids (quarterly), and total coliform organisms (monthly) have been retained from Order No. R5-2002-0101.

## VII. RATIONALE FOR PROVISIONS

### A. Standard Provisions

Standard Provisions, which apply to all NPDES permits in accordance with 40 CFR 122.41, and additional conditions applicable to specified categories of permits in accordance with 40 CFR 122.42, are provided in Attachment D. The discharger must comply with all standard provisions and with those additional conditions that are applicable under 40 CFR 122.42.

40 CFR 122.41(a)(1) and (b) through (n) establish conditions that apply to all State-issued NPDES permits. These conditions must be incorporated into the permits either expressly or by reference. If incorporated by reference, a specific citation to the regulations must be included in the Order. 40 CFR 123.25(a)(12) allows the state to omit or modify conditions to impose more stringent requirements. In accordance with 40 CFR 123.25, this Order omits federal conditions that address enforcement authority specified in 40 CFR 122.41(j)(5) and (k)(2) because the enforcement authority under the CWC is more stringent. In lieu of these conditions, this Order incorporates by reference CWC section 13387(e).

### B. Special Provisions

#### 1. Reopener Provisions

- a. This Order may be reopened for modification, or revocation and reissuance, as a result of the detection of a reportable priority pollutant generated by special conditions included in this Order. These special conditions may be, but are not limited to, fish tissue sampling, whole effluent toxicity, monitoring requirements on internal waste stream(s), and monitoring for surrogate parameters. Additional requirements may be included in this Order as a result of the special condition monitoring data.
- b. Conditions that necessitate a major modification of a permit are described in 40 CFR section 122.62, including:
  - i. If new or amended applicable water quality standards are promulgated or approved pursuant to Section 303 of the CWA, or amendments thereto, this permit may be reopened and modified in accordance with the new or amended standards.
  - ii. When new information, that was not available at the time of permit issuance, would have justified different permit conditions at the time of issuance.
- c. **Mercury.** This provision allows the Regional Water Board to reopen this Order in the event mercury is found to be causing toxicity based on acute or chronic toxicity test results, or if a TMDL program is adopted. In addition, this Order may be reopened if the Regional Water Board determines that a mercury offset program is feasible for dischargers subject to NPDES permits.

- d. **Whole Effluent Toxicity.** This Order requires the Discharger to investigate the causes of, and identify corrective actions to reduce or eliminate effluent toxicity through a Toxicity Reduction Evaluation (TRE). This Order may be reopened to include a numeric chronic toxicity limitation, a new acute toxicity limitation, and/or a limitation for a specific toxicant identified in the TRE. Additionally, if a numeric chronic toxicity water quality objective is adopted by the State Water Board, this Order may be reopened to include a numeric chronic toxicity limitation based on that objective.

## 2. Special Studies and Additional Monitoring Requirements

- a. **Chronic Whole Effluent Toxicity Requirements.** The Basin Plan contains a narrative toxicity objective that states, “*All waters shall be maintained free of toxic substances in concentrations that produce detrimental physiological responses in human, plant, animal, or aquatic life.*” (Basin Plan at page III-8.00) Adequate WET data is not available to determine if the discharge has reasonable potential to cause or contribute to an in-stream excursion above the Basin Plan’s narrative toxicity objective.

The Monitoring and Reporting Program of this Order requires chronic WET monitoring for demonstration of compliance with the narrative toxicity objective. In addition to WET monitoring, this provision requires the Discharger to submit to the Central Valley Water Board an Initial Investigative TRE Workplan for approval by the Executive Officer, to ensure the Discharger has a plan to immediately move forward with the initial tiers of a TRE, in the event effluent toxicity is encountered in the future. The provision also includes a numeric toxicity monitoring trigger, requirements for accelerated monitoring, and requirements for TRE initiation if toxicity is demonstrated.

**Monitoring Trigger.** A numeric toxicity monitoring trigger of  $> 1$  TUc (where TUc = 100/NOEC) is applied in the provision, because this Order does not allow any dilution for the chronic condition. Therefore, a TRE is triggered when the effluent exhibits toxicity at 100% effluent.

**Accelerated Monitoring.** The provision requires accelerated WET testing when a regular WET test result exceeds the monitoring trigger. The purpose of accelerated monitoring is to determine, in an expedient manner, whether there is toxicity before requiring the implementation of a TRE. Due to possible seasonality of the toxicity, the accelerated monitoring should be performed in a timely manner, preferably taking no more than 2 to 3 months to complete.

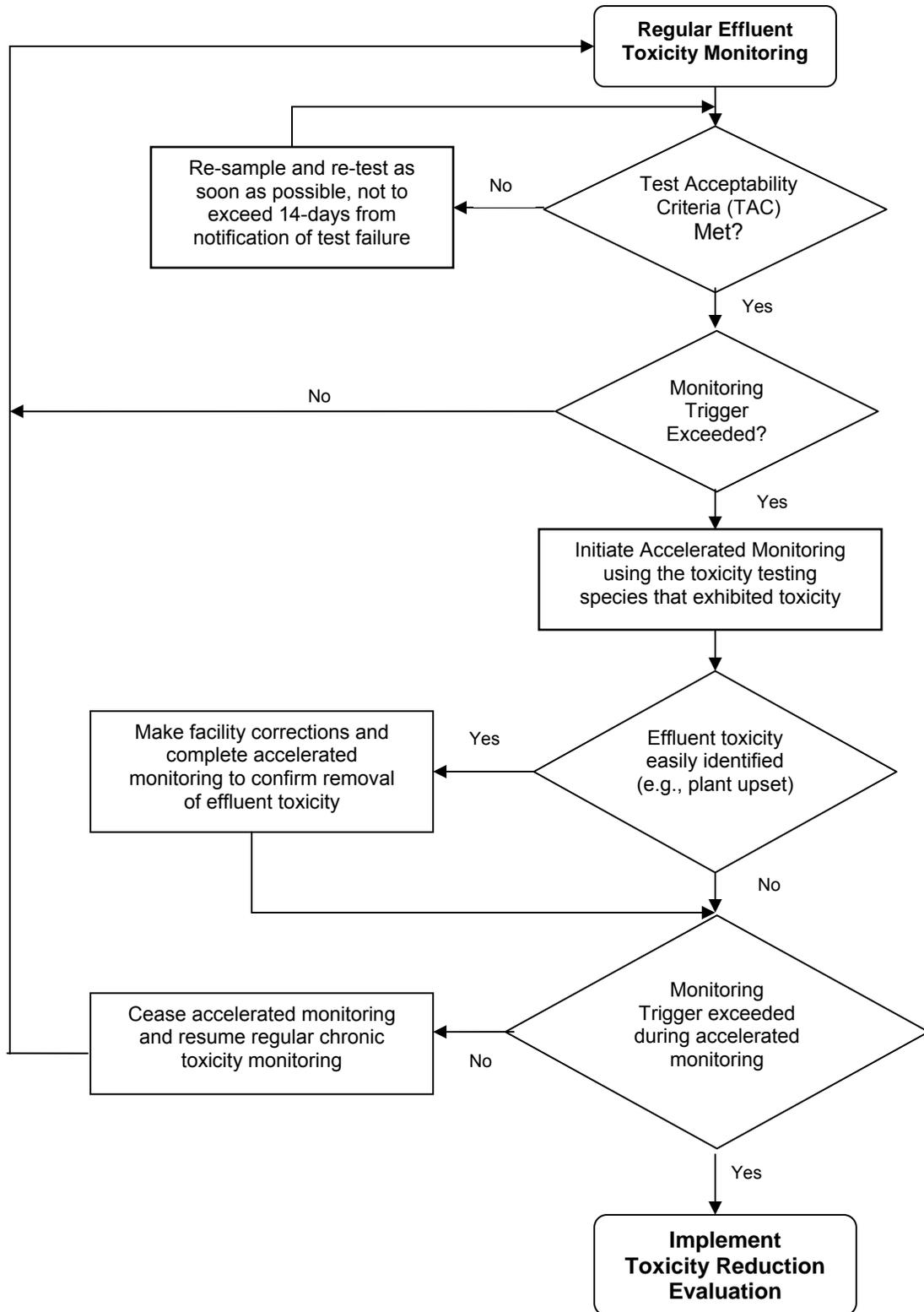
The provision requires accelerated monitoring consisting of four chronic toxicity tests in a six-week period (i.e., one test every two weeks) using the species that exhibited toxicity. Guidance regarding accelerated monitoring and TRE initiation is provided in the *Technical Support Document for Water Quality-based Toxics Control*, EPA/505/2-90-001, March 1991 (TSD). The TSD at page 118 states, “*EPA recommends if toxicity is repeatedly or periodically present at levels above effluent limits more than 20 percent of the time, a TRE*

*should be required.*” Therefore, four accelerated monitoring tests are required in this provision. If no toxicity is demonstrated in the four accelerated tests, then it demonstrates that toxicity is not present at levels above the monitoring trigger more than 20 percent of the time (only 1 of 5 tests are toxic, including the initial test). However, notwithstanding the accelerated monitoring results, if there is adequate evidence of effluent toxicity (i.e. toxicity present exceeding the monitoring trigger more than 20 percent of the time), the Executive Officer may require that the Discharger initiate a TRE.

See the WET Accelerated Monitoring Flow Chart (Figure F-1), below, for further clarification of the accelerated monitoring requirements and for the decision points for determining the need for TRE initiation.

**TRE Guidance.** The Discharger is required to prepare a TRE Workplan in accordance with USEPA guidance. Numerous guidance documents are available, as identified below:

- Toxicity Reduction Evaluation Guidance for Municipal Wastewater Treatment Plants, EPA/833-B-99/002, August 1999.
- Generalized Methodology for Conducting Industrial Toxicity Reduction Evaluations (TREs), EPA/600/2-88/070, April 1989.
- Methods for Aquatic Toxicity Identification Evaluations: Phase I Toxicity Characterization Procedures, Second Edition, EPA 600/6-91/003, February 1991.
- Toxicity Identification Evaluation: Characterization of Chronically Toxic Effluents, Phase I, EPA/600/6-91/005F, May 1992.
- Methods for Aquatic Toxicity Identification Evaluations: Phase II Toxicity Identification Procedures for Samples Exhibiting Acute and Chronic Toxicity, Second Edition, EPA/600/R-92/080, September 1993.
- Methods for Aquatic Toxicity Identification Evaluations: Phase III Toxicity Confirmation Procedures for Samples Exhibiting Acute and Chronic Toxicity, Second Edition, EPA 600/R-92/081, September 1993.
- Methods for Measuring the Acute Toxicity of Effluents and Receiving Waters to Freshwater and Marine Organisms, Fifth Edition, EPA-821-R-02-012, October 2002.
- Short-term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Freshwater Organisms, Fourth Edition, EPA-821-R-02-013, October 2002.
- Technical Support Document for Water Quality-based Toxics Control, EPA/505/2-90-001, March 1991.



- b. Groundwater Monitoring.** To determine compliance with the groundwater limitations contained in section V.B. of this Order, and to determine if the Discharger meets the pre-conditions for an exemption under Title 27 section 20090(a), this provision requires the Discharger to install a groundwater monitoring network and evaluate the adequacy of its groundwater monitoring network. This provision requires the Discharger to evaluate its groundwater monitoring network to ensure there are one or more background monitoring wells and a sufficient number of designated monitoring wells downgradient of every treatment, storage, and disposal unit that does or may release waste constituents to groundwater. Currently, there are no groundwater monitoring wells downgradient of the storage pond or the land disposal area. Within 3 months following adoption of this Order, the Discharger shall submit a Groundwater Monitoring Work Plan.
- c. Groundwater Water Quality Characterization.** This Order requires the Discharger to submit a technical report within 3.5 years characterizing natural background quality for the constituents identified in section VIII.B of the Monitoring and Reporting Program (Attachment E).
- d. Best Practical Treatment or Control (BPTC).** If the groundwater monitoring results show that the discharge of waste is threatening to cause or has caused groundwater to contain waste constituents in concentrations statistically greater than background water quality, this Order requires the Discharger to submit a BPTC Evaluation Work Plan. This work plan shall set forth a scope and schedule for a systematic and comprehensive technical evaluation of each component of the Facility's waste management system to BPTC for each of the waste constituents of concern. The work plan shall include a preliminary evaluation of each component of the waste management system and propose a time schedule for completing the comprehensive technical evaluation. The schedule to complete the evaluation shall be as short as practicable, and shall not exceed one year.

### **3. Best Management Practices and Pollution Prevention**

- a. Salinity Evaluation and Minimization Plan.** An Evaluation and Minimization Plan for salinity is required in this Order to ensure adequate measures are developed and implemented by the Discharger to reduce the discharge of salinity to Sanford Creek.

### **4. Construction, Operation, and Maintenance Specifications**

- a.** Consistent with Order No. R5-2002-0101, this Order requires that wastewater be oxidized, coagulated, filtered, and adequately disinfected pursuant to DPH reclamation criteria, CCR, Title 22, division 4, chapter 3, (Title 22), or equivalent.

- b. Consistent with Order No. R5-2002-0101, this Order requires that the treatment facilities be designed, constructed, operated, and maintained to prevent inundation or washout due to floods with a 100-year return frequency.
- c. **UV Disinfection System Operating Specifications.** UV disinfection system specifications and monitoring and reporting requirements are required to ensure that adequate UV dosage is applied to the wastewater to inactivate pathogens (e.g., viruses) in the wastewater. UV dosage is dependent on several factors such as UV transmittance, UV power setting, wastewater turbidity, and wastewater flow through the UV disinfection system. Monitoring and reporting of these parameters is necessary to determine compliance with minimum dosage requirements established by DPH and the National Water Research Institute (NWRI) and American Water Works Association Research Foundation NWRI/AWWARF's "*Ultraviolet Disinfection Guidelines for Drinking Water and Water Reuse*" first published in December 2000 revised as a Second Edition dated May 2003. In addition, a memorandum dated 1 November 2004 issued by DPH to Regional Water Board executive officers recommended that provisions be included in permits to water recycling treatment plants employing UV disinfection requiring dischargers to establish fixed cleaning frequency of quartz sleeves as well as include provisions that specify minimum delivered UV dose that must be maintained (as recommended by the NWRI/AWWARF UV Disinfection Guidelines).

Turbidity is included as an operational specification as an indicator of the effectiveness of the treatment process and to assure compliance with effluent limitations for total coliform organisms. The tertiary treatment process utilized at this Facility is capable of reliably meeting a turbidity limitation of 0.2 NTU as a daily average. Failure of the treatment system such that virus removal is impaired would normally result in increased particles in the effluent, which result in higher effluent turbidity and could impact UV dosage. Turbidity has a major advantage for monitoring filter performance, allowing immediate detection of filter failure and rapid corrective action. The operational specification requires that turbidity prior to disinfection shall not exceed 0.2 NTU more than 5 percent of the time within a 24-hour period and an instantaneous maximum of 0.5 NTU.

Minimum UV dosage and turbidity specifications are included as operating criteria in section VI.C.4.c of this Order and section IX.C of the Monitoring and Reporting Program (Attachment E) to ensure that adequate disinfection of wastewater is achieved.

- d. **Storage Pond and Land Disposal Operating Requirements.** The operation and maintenance specifications for the storage pond are necessary to protect the beneficial uses of the groundwater. The specifications included in this Order are retained from R5-2002-0101.

## 5. Special Provisions for Municipal Facilities (POTWs Only)

- a. **Pretreatment Requirements.** Consistent with Order No. R5-2002-0101, this Order requires the Discharger to implement the necessary legal authorities, programs, and controls to ensure that incompatible wastes are not introduced into the treatment system and to ensure that indirect discharges do not introduce pollutants into the sewerage system.
- b. The State Water Board issued General Waste Discharge Requirements for Sanitary Sewer Systems, Water Quality Order No. 2006-0003-DWQ (General Order) on 2 May 2006. The General Order requires public agencies that own or operate sanitary sewer systems with greater than one mile of pipes or sewer lines to enroll for coverage under the General Order. The General Order requires agencies to develop sanitary sewer management plans (SSMPs) and report all sanitary sewer overflows (SSOs), among other requirements and prohibitions.

Furthermore, the General Order contains requirements for operation and maintenance of collection systems and for reporting and mitigating sanitary sewer overflows. Inasmuch that the Discharger's collection system is part of the system that is subject to this Order, certain standard provisions are applicable as specified in Provisions, section VI.C.5. For instance, the 24-hour reporting requirements in this Order are not included in the General Order. The Discharger must comply with both the General Order and this Order. The Discharger and public agencies that are discharging wastewater into the facility were required to obtain enrollment for regulation under the General Order by 1 December 2006.

- c. **Sludge/Biosolids Discharge Specifications.** The sludge/biosolids provisions are required to ensure compliance with State disposal requirements (Title 27, CCR, Division 2, Subdivision 1, section 20005, et seq) and USEPA sludge/biosolids use and disposal requirements at 40 CFR Part 503.
- d. **Collection System.** The State Water Board issued General Waste Discharge Requirements for Sanitary Sewer Systems, Water Quality Order No. 2006-0003-DWQ (General Order) on 2 May 2006. The General Order requires public agencies that own or operate sanitary sewer systems with greater than one mile of pipes or sewer lines to enroll for coverage under the General Order. The General Order requires agencies to develop sanitary sewer management plans (SSMPs) and report all sanitary sewer overflows (SSOs), among other requirements and prohibitions.

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Discharger must comply with both the General Order and this Order. The Discharger and public agencies that are discharging wastewater into the facility were required to obtain enrollment for regulation under the General Order by 1 December 2006.

- e. **Continuous Monitoring Systems.** This Order, and the Monitoring and Reporting Program which is a part of this Order, requires that certain parameters be monitored on a continuous basis. The Facility is not staffed on a full time basis. Permit violations or system upsets can go undetected during this period. The Discharger is required to establish an electronic system for operator notification based on continuous recording device alarms. For any future Facility upgrades, the Discharger shall upgrade the continuous monitoring and notification system simultaneously.

## 6. Other Special Provisions – Not Applicable

## 7. Compliance Schedules

- a. As discussed in section III.E.1 of this Fact Sheet, based on existing information, the Central Valley Water Board is not able to determine whether the wastewater discharged to the storage pond and land disposal area, and thus the underlying groundwater, complies with water quality objectives, as required by the exemption at Title 27 section 20090(a). Therefore, this Order includes a compliance schedule requiring the Discharger to demonstrate achievement of the pre-conditions for an exemption at Title 27 section 20090(a) within 4 years following Order adoption.

## VIII. PUBLIC PARTICIPATION

The Central Valley Water Board is considering the issuance of WDRs that will serve as an NPDES permit for the Facility. As a step in the WDR adoption process, the Central Valley Water Board staff has developed tentative WDRs. The Central Valley Water Board encourages public participation in the WDR adoption process.

### A. Notification of Interested Parties

The Central Valley Water Board has notified the Discharger and interested agencies and persons of its intent to prescribe waste discharge requirements for the discharge and has provided them with an opportunity to submit their written comments and recommendations. Notification was provided through publication in the Marysville Appeal Democrat newspaper, at the Facility and on the Central Valley Water Board website

### B. Written Comments

The staff determinations are tentative. Interested persons are invited to submit written comments concerning these tentative WDRs. Comments must be submitted either in person or by mail to the Executive Office at the Central Valley Water Board at the address above on the cover page of this Order.

To be fully responded to by staff and considered by the Central Valley Water Board, written comments must be received at the Central Valley Water Board offices by 5:00 p.m. 14 July 2011.

### C. Public Hearing

The Central Valley Water Board will hold a public hearing on the tentative WDRs during its regular Board meeting on the following date and time and at the following location:

Date: 13/14 October 2011  
Time: 8:30 a.m.  
Location: Regional Water Quality Control Board, Central Valley Region  
11020 Sun Center Dr., Suite #200  
Rancho Cordova, CA 95670

Interested persons are invited to attend. At the public hearing, the Central Valley Water Board will hear testimony, if any, pertinent to the discharge, WDRs, and permit. Oral testimony will be heard; however, for accuracy of the record, important testimony should be in writing.

Please be aware that dates and venues may change. Our Web address is [www.waterboards.ca.gov/centralvalley](http://www.waterboards.ca.gov/centralvalley) where you can access the current agenda for changes in dates and locations.

#### **D. Waste Discharge Requirements Petitions**

Any aggrieved person may petition the State Water Board to review the decision of the Central Valley Water Board regarding the final WDRs. The petition must be submitted within 30 days of the Central Valley Water Board's action to the following address:

State Water Resources Control Board  
Office of Chief Counsel  
P.O. Box 100, 1001 I Street  
Sacramento, CA 95812-0100

#### **E. Information and Copying**

The Report of Waste Discharge, related documents, tentative effluent limitations and special provisions, comments received, and other information are on file and may be inspected at the address above at any time between 8:30 a.m. and 4:45 p.m., Monday through Friday. Copying of documents may be arranged through the Central Valley Water Board by calling (916) 464-3291.

#### **F. Register of Interested Persons**

Any person interested in being placed on the mailing list for information regarding the WDRs and NPDES permit should contact the Central Valley Water Board, reference this Facility, and provide a name, address, and phone number.

#### **G. Additional Information**

Requests for additional information or questions regarding this order should be directed to Elizabeth Thayer at (916) 464-4671.

### ATTACHMENT G – SUMMARY OF REASONABLE POTENTIAL ANALYSIS

Constituent	Units	MEC	B	C	CMC	CCC	Water & Org	Org. Only	Basin Plan	MCL	Reasonable Potential
Aluminum, Total Recoverable	µg/L	26	NA	87	750 <sup>1</sup>	87 <sup>2</sup>	--	--	--	200	No
Ammonia Nitrogen, Total (as N)	mg/L	2.1	NA	2.14	2.14 <sup>1</sup>	3.72 <sup>3</sup>	--	--	--	--	Yes <sup>4</sup>
Antimony, Total Recoverable	µg/L	0.37	NA	6	--	--	14	4,300	--	6	No
Arsenic, Total Recoverable	µg/L	1.9	NA	10	340	150	--	--	--	10	No
Barium, Total Recoverable	µg/L	35	NA	1,000	--	--	--	--	--	1,000	No
Copper, Total Recoverable	µg/L	0.98	NA	22	37	22	1,300	--	--	1,000	No
Chloride	mg/L	36	NA	106 <sup>5</sup>	--	--	--	--	--	250	No
Chromium, Total	µg/L	0.19	NA	50	--	--	--	--	--	50	No
Cyanide, Total (as CN)	µg/L	1.8	NA	5.2	22	5.2	700	220,000	--	150	No
Dinoseb	µg/L	0.18	NA	7	--	--	--	--	--	7	No
Electrical Conductivity @ 25°C	µmhos/cm	820	NA	700 <sup>5</sup>	--	--	--	--	--	900	No <sup>6</sup>
Iron, Total Recoverable	µg/L	20	NA	300	--	--	--	--	--	300	No
Manganese, Total Recoverable	µg/L	8	NA	50	--	--	--	--	--	50	No
Mercury, Total Recoverable	µg/L	0.0004	NA	0.050	--	--	0.050	0.051	--	2	No
Methylene Blue Active Substances	µg/L	46	NA	500	--	--	--	--	--	500	No
Nickel, Total Recoverable	µg/L	0.69	NA	100	1,121	125	610	4,600	--	100	No
Nitrate Nitrogen, Total (as N)	µg/L	1,100	NA	10,000	--	--	--	--	--	10,000	No
Nitrite Nitrogen, Total (as N)	µg/L	56	NA	1,000	--	--	--	--	--	1,000	No
Phosphorus	mg/L	0.62	NA	--	--	--	--	--	--	--	No
Selenium, Total Recoverable	µg/L	0.3	NA	5	20	5	--	--	--	50	No
Sulfate	mg/L	140	NA	250	--	--	--	--	--	250	No
Total Dissolved Solids	mg/L	550	NA	450 <sup>5</sup>	--	--	--	--	--	500	No <sup>6</sup>
Zinc, Total Recoverable	µg/L	21	NA	287	287	287	--	--	--	5,000	No

MEC = Maximum Effluent Concentration  
 B = Maximum Receiving Water Concentration or lowest detection level, if non-detect  
 C = Criterion used for Reasonable Potential Analysis  
 CMC = Criterion Maximum Concentration (CTR or NTR)  
 CCC = Criterion Continuous Concentration (CTR or NTR)  
 Water & Org = Human Health Criterion for Consumption of Water & Organisms (CTR or NTR)  
 Org. Only = Human Health Criterion for Consumption of Organisms Only (CTR or NTR)  
 Basin Plan = Numeric Site-specific Basin Plan Water Quality Objective  
 MCL = Drinking Water Standards Maximum Contaminant Level  
 NA = Not Available

Footnotes:  
 (1) USEPA National Recommended Ambient Water Quality Criteria, Freshwater Aquatic Life Protection, 1-hour Average.  
 (2) USEPA National Recommended Ambient Water Quality Criteria, Freshwater Aquatic Life Protection, 4-day Average.  
 (3) USEPA National Recommended Ambient Water Quality Criteria, Freshwater Aquatic Life Protection, 30-day Average.  
 (4) Because municipal wastewater contains ammonia and inadequate or incomplete nitrification may result in the discharge of ammonia to the receiving stream, ammonia in the discharge has a reasonable potential to cause or contribute to an in-stream excursion above the National Ambient Water Quality Criteria.  
 (5) Water Quality for Agriculture.  
 (6) Due to the limited data available, it is uncertain if the discharge has reasonable potential to cause or contribute to an exceedance of the agricultural water goal. See Section IV.C.3.b.i of the Fact Sheet (Attachment F).

**ATTACHMENT H – CALCULATION OF QBELS**

Parameter	Units	Most Stringent Criteria			HH Calculations <sup>1</sup>			Aquatic Life Calculations <sup>1</sup>									Final Effluent Limitations	
		HH	CMC	CCC	ECA <sub>HH</sub> = AMEL <sub>HH</sub>	AMEL/MDEL Multiplier <sub>HH</sub>	MDEL <sub>HH</sub>	ECA Multiplier <sub>acute</sub>	LTA <sub>acute</sub>	ECA Multiplier <sub>chronic</sub>	LTA <sub>chronic</sub>	Lowest LTA	AMEL Multiplier <sub>95</sub>	AMEL <sub>AL</sub>	MDEL Multiplier <sub>99</sub>	MDEL <sub>AL</sub>	Lowest AMEL	Lowest MDEL
Ammonia Nitrogen, Total (as N)	mg/L	--	2.14	3.72	--	--	--	0.32	0.68	0.78	2.9	0.68	1.55	1.1	3.11	2.1	1.1	2.1

<sup>1</sup> As described in section IV.C.2.e of the Fact Sheet (Attachment F), calculation of effluent limitations for the protection of human health and aquatic life are determined without the allowance of dilution credits.

## ATTACHMENT I – EFFLUENT CHARACTERIZATION STUDY

**I. Background.** Sections 2.4.1 through 2.4.4 of the SIP provide minimum standards for analyses and reporting. (Copies of the SIP may be obtained from the State Water Resources Control Board, or downloaded from <http://www.waterboards.ca.gov/iswp/index.html>). To implement the SIP, effluent and receiving water data are needed for all priority pollutants. Effluent and downstream receiving water pH and hardness are required to evaluate the toxicity of certain priority pollutants (such as heavy metals) where the toxicity of the constituents varies with pH and/or hardness. Section 3 of the SIP prescribes mandatory monitoring of dioxin congeners. In addition to specific requirements of the SIP, the Regional Water Board is requiring the following monitoring:

- A. Drinking water constituents.** Constituents for which drinking water Maximum Contaminant Levels (MCLs) have been prescribed in the California Code of Regulation are included in the *Water Quality Control Plan, Fourth Edition, for the Sacramento and San Joaquin River Basins* (Basin Plan). The Basin Plan defines virtually all surface waters within the Central Valley Region as having existing or potential beneficial uses for municipal and domestic supply. The Basin Plan further requires that, at a minimum, water designated for use as domestic or municipal supply shall not contain concentrations of chemical constituents in excess of the MCLs contained in the California Code of Regulations.
- B. Effluent and downstream receiving water temperature.** This is both a concern for application of certain temperature-sensitive constituents, such as fluoride, and for compliance with the Basin Plan’s thermal discharge requirements.
- C. Effluent and downstream receiving water hardness and pH.** These are necessary because several of the CTR constituents are hardness and pH dependent.

## II. Monitoring Requirements.

- A. Quarterly Monitoring.** Quarterly priority pollutant samples shall be collected from the effluent (Monitoring Location EFF-001) and analyzed for the constituents listed in Table I-1. Quarterly monitoring shall be conducted for 1 year (four consecutive samples, evenly distributed throughout the year) and the results of such monitoring be submitted to the Regional Water Board, during the fourth year of the permit term. Each individual monitoring event shall provide representative sample results for the effluent.
- B. Concurrent Sampling.** Effluent and downstream receiving water sampling shall be performed at approximately the same time, on the same date.
- C. Sample type.** All effluent samples shall be taken as 24-hour flow proportioned composite samples. All receiving water samples shall be taken as grab samples.

**Table I-1. Priority Pollutants**

CTR #	Constituent	CAS Number	Controlling Water Quality Criterion for Surface Waters		Criterion Quantitation Limit µg/L or noted	Suggested Test Methods
			Basis	Criterion Concentration µg/L or noted <sup>1</sup>		
<b>VOLATILE ORGANICS</b>						
28	1,1-Dichloroethane	75343	Primary MCL	5	0.5	EPA 8260B
30	1,1-Dichloroethene	75354	National Toxics Rule	0.057	0.5	EPA 8260B
41	1,1,1-Trichloroethane	71556	Primary MCL	200	0.5	EPA 8260B
42	1,1,2-Trichloroethane	79005	National Toxics Rule	0.6	0.5	EPA 8260B
37	1,1,2,2-Tetrachloroethane	79345	National Toxics Rule	0.17	0.5	EPA 8260B
75	1,2-Dichlorobenzene	95501	Taste & Odor	10	0.5	EPA 8260B
29	1,2-Dichloroethane	107062	National Toxics Rule	0.38	0.5	EPA 8260B
	cis-1,2-Dichloroethene	156592	Primary MCL	6	0.5	EPA 8260B
31	1,2-Dichloropropane	78875	Calif. Toxics Rule	0.52	0.5	EPA 8260B
101	1,2,4-Trichlorobenzene	120821	Public Health Goal	5	0.5	EPA 8260B
76	1,3-Dichlorobenzene	541731	Taste & Odor	10	0.5	EPA 8260B
32	1,3-Dichloropropene	542756	Primary MCL	0.5	0.5	EPA 8260B
77	1,4-Dichlorobenzene	106467	Primary MCL	5	0.5	EPA 8260B
17	Acrolein	107028	Aquatic Toxicity	21	2	EPA 8260B
18	Acrylonitrile	107131	National Toxics Rule	0.059	2	EPA 8260B
19	Benzene	71432	Primary MCL	1	0.5	EPA 8260B
20	Bromoform	75252	Calif. Toxics Rule	4.3	0.5	EPA 8260B
34	Bromomethane	74839	Calif. Toxics Rule	48	1	EPA 8260B
21	Carbon tetrachloride	56235	National Toxics Rule	0.25	0.5	EPA 8260B
22	Chlorobenzene (mono chlorobenzene)	108907	Taste & Odor	50	0.5	EPA 8260B
24	Chloroethane	75003	Taste & Odor	16	0.5	EPA 8260B
25	2-Chloroethyl vinyl ether	110758	Aquatic Toxicity	122 (3)	1	EPA 8260B
26	Chloroform	67663	OEHHA Cancer Risk	1.1	0.5	EPA 8260B
35	Chloromethane	74873	USEPA Health Advisory	3	0.5	EPA 8260B
23	Dibromochloromethane	124481	Calif. Toxics Rule	0.41	0.5	EPA 8260B
27	Dichlorobromomethane	75274	Calif. Toxics Rule	0.56	0.5	EPA 8260B
36	Dichloromethane	75092	Calif. Toxics Rule	4.7	0.5	EPA 8260B
33	Ethylbenzene	100414	Taste & Odor	29	0.5	EPA 8260B
88	Hexachlorobenzene	118741	Calif. Toxics Rule	0.00075	1	EPA 8260B
89	Hexachlorobutadiene	87683	National Toxics Rule	0.44	1	EPA 8260B
91	Hexachloroethane	67721	National Toxics Rule	1.9	1	EPA 8260B
94	Naphthalene	91203	USEPA IRIS	14	10	EPA 8260B
38	Tetrachloroethene	127184	National Toxics Rule	0.8	0.5	EPA 8260B
39	Toluene	108883	Taste & Odor	42	0.5	EPA 8260B

CTR #	Constituent	CAS Number	Controlling Water Quality Criterion for Surface Waters		Criterion Quantitation Limit µg/L or noted	Suggested Test Methods
			Basis	Criterion Concentration µg/L or noted <sup>1</sup>		
40	trans-1,2-Dichloroethylene	156605	Primary MCL	10	0.5	EPA 8260B
43	Trichloroethene	79016	National Toxics Rule	2.7	0.5	EPA 8260B
44	Vinyl chloride	75014	Primary MCL	0.5	0.5	EPA 8260B
	Methyl-tert-butyl ether (MTBE)	1634044	Secondary MCL	5	0.5	EPA 8260B
	Trichlorofluoromethane	75694	Primary MCL	150	5	EPA 8260B
	1,1,2-Trichloro-1,2,2-Trifluoroethane	76131	Primary MCL	1200	10	EPA 8260B
	Styrene	100425	Taste & Odor	11	0.5	EPA 8260B
	Xylenes	1330207	Taste & Odor	17	0.5	EPA 8260B
<b>SEMI-VOLATILE ORGANICS</b>						
60	1,2-Benzanthracene	56553	Calif. Toxics Rule	0.0044	5	EPA 8270C
85	1,2-Diphenylhydrazine	122667	National Toxics Rule	0.04	1	EPA 8270C
45	2-Chlorophenol	95578	Taste and Odor	0.1	2	EPA 8270C
46	2,4-Dichlorophenol	120832	Taste and Odor	0.3	1	EPA 8270C
47	2,4-Dimethylphenol	105679	Calif. Toxics Rule	540	2	EPA 8270C
49	2,4-Dinitrophenol	51285	National Toxics Rule	70	5	EPA 8270C
82	2,4-Dinitrotoluene	121142	National Toxics Rule	0.11	5	EPA 8270C
55	2,4,6-Trichlorophenol	88062	Taste and Odor	2	10	EPA 8270C
83	2,6-Dinitrotoluene	606202	USEPA IRIS	0.05	5	EPA 8270C
50	2-Nitrophenol	25154557	Aquatic Toxicity	150 (5)	10	EPA 8270C
71	2-Chloronaphthalene	91587	Aquatic Toxicity	1600 (6)	10	EPA 8270C
78	3,3'-Dichlorobenzidine	91941	National Toxics Rule	0.04	5	EPA 8270C
62	3,4-Benzofluoranthene	205992	Calif. Toxics Rule	0.0044	10	EPA 8270C
52	4-Chloro-3-methylphenol	59507	Aquatic Toxicity	30	5	EPA 8270C
48	4,6-Dinitro-2-methylphenol	534521	National Toxics Rule	13.4	10	EPA 8270C
51	4-Nitrophenol	100027	USEPA Health Advisory	60	5	EPA 8270C
69	4-Bromophenyl phenyl ether	101553	Aquatic Toxicity	122	10	EPA 8270C
72	4-Chlorophenyl phenyl ether	7005723	Aquatic Toxicity	122 (3)	5	EPA 8270C
56	Acenaphthene	83329	Taste and Odor	20	1	EPA 8270C
57	Acenaphthylene	208968	No Criteria Available		10	EPA 8270C
58	Anthracene	120127	Calif. Toxics Rule	9,600	10	EPA 8270C
59	Benzidine	92875	National Toxics Rule	0.00012	5	EPA 8270C
61	Benzo(a)pyrene (3,4-Benzopyrene)	50328	Calif. Toxics Rule	0.0044	0.1	EPA 8270C
63	Benzo(g,h,i)perylene	191242	No Criteria Available		5	EPA 8270C
64	Benzo(k)fluoranthene	207089	Calif. Toxics Rule	0.0044	2	EPA 8270C
65	Bis(2-chloroethoxy) methane	111911	No Criteria Available		5	EPA 8270C
66	Bis(2-chloroethyl) ether	111444	National Toxics Rule	0.031	1	EPA 8270C

CTR #	Constituent	CAS Number	Controlling Water Quality Criterion for Surface Waters		Criterion Quantitation Limit µg/L or noted	Suggested Test Methods
			Basis	Criterion Concentration µg/L or noted <sup>1</sup>		
67	Bis(2-chloroisopropyl) ether	39638329	Aquatic Toxicity	122 (3)	10	EPA 8270C
68	Bis(2-ethylhexyl) phthalate	117817	National Toxics Rule	1.8	3	EPA 8270C
70	Butyl benzyl phthalate	85687	Aquatic Toxicity	3 (7)	10	EPA 8270C
73	Chrysene	218019	Calif. Toxics Rule	0.0044	5	EPA 8270C
81	Di-n-butylphthalate	84742	Aquatic Toxicity	3 (7)	10	EPA 8270C
84	Di-n-octylphthalate	117840	Aquatic Toxicity	3 (7)	10	EPA 8270C
74	Dibenzo(a,h)-anthracene	53703	Calif. Toxics Rule	0.0044	0.1	EPA 8270C
79	Diethyl phthalate	84662	Aquatic Toxicity	3 (7)	2	EPA 8270C
80	Dimethyl phthalate	131113	Aquatic Toxicity	3 (7)	2	EPA 8270C
86	Fluoranthene	206440	Calif. Toxics Rule	300	10	EPA 8270C
87	Fluorene	86737	Calif. Toxics Rule	1300	10	EPA 8270C
90	Hexachlorocyclopentadiene	77474	Taste and Odor	1	1	EPA 8270C
92	Indeno(1,2,3-c,d)pyrene	193395	Calif. Toxics Rule	0.0044	0.05	EPA 8270C
93	Isophorone	78591	National Toxics Rule	8.4	1	EPA 8270C
98	N-Nitrosodiphenylamine	86306	National Toxics Rule	5	1	EPA 8270C
96	N-Nitrosodimethylamine	62759	National Toxics Rule	0.00069	5	EPA 8270C
97	N-Nitrosodi-n-propylamine	621647	Calif. Toxics Rule	0.005	5	EPA 8270C
95	Nitrobenzene	98953	National Toxics Rule	17	10	EPA 8270C
53	Pentachlorophenol	87865	Calif. Toxics Rule	0.28	0.2	EPA 8270C
99	Phenanthrene	85018	No Criteria Available		5	EPA 8270C
54	Phenol	108952	Taste and Odor	5	1	EPA 8270C
100	Pyrene	129000	Calif. Toxics Rule	960	10	EPA 8270C
<b>INORGANICS</b>						
	Aluminum	7429905	Ambient Water Quality	87	50	EPA 6020/200.8
1	Antimony	7440360	Primary MCL	6	5	EPA 6020/200.8
2	Arsenic	7440382	Ambient Water Quality	0.018	0.01	EPA 1632
15	Asbestos	1332214	National Toxics Rule/ Primary MCL	7 MFL	0.2 MFL >10um	EPA/600/R-93/116(PCM)
	Barium	7440393	Basin Plan Objective	100	100	EPA 6020/200.8
3	Beryllium	7440417	Primary MCL	4	1	EPA 6020/200.8
4	Cadmium	7440439	Public Health Goal	0.07	0.25	EPA 1638/200.8
5a	Chromium (total)	7440473	Primary MCL	50	2	EPA 6020/200.8
5b	Chromium (VI)	18540299	Public Health Goal	0.2	0.5	EPA 7199/1636
6	Copper	7440508	National Toxics Rule	4.1 (2)	0.5	EPA 6020/200.8
14	Cyanide	57125	National Toxics Rule	5.2	5	EPA 9012A
	Fluoride	7782414	Public Health Goal	1000	0.1	EPA 300
	Iron	7439896	Secondary MCL	300	100	EPA 6020/200.8

CTR #	Constituent	CAS Number	Controlling Water Quality Criterion for Surface Waters		Criterion Quantitation Limit µg/L or noted	Suggested Test Methods
			Basis	Criterion Concentration µg/L or noted <sup>1</sup>		
7	Lead	7439921	Calif. Toxics Rule	0.92 (2)	0.5	EPA 1638
8	Mercury	7439976	TMDL Development		0.0002 (11)	EPA 1669/1631
	Manganese	7439965	Secondary MCL/ Basin Plan Objective	50	20	EPA 6020/200.8
9	Nickel	7440020	Calif. Toxics Rule	24 (2)	5	EPA 6020/200.8
10	Selenium	7782492	Calif. Toxics Rule	5 (8)	5	EPA 6020/200.8
11	Silver	7440224	Calif. Toxics Rule	0.71 (2)	1	EPA 6020/200.8
12	Thallium	7440280	National Toxics Rule	1.7	1	EPA 6020/200.8
	Tributyltin	688733	Ambient Water Quality	0.063	0.002	EV-024/025
13	Zinc	7440666	Calif. Toxics Rule/ Basin Plan Objective	54/ 16 (2)	10	EPA 6020/200.8
<b>PESTICIDES - PCBs</b>						
110	4,4'-DDD	72548	Calif. Toxics Rule	0.00083	0.02	EPA 8081A
109	4,4'-DDE	72559	Calif. Toxics Rule	0.00059	0.01	EPA 8081A
108	4,4'-DDT	50293	Calif. Toxics Rule	0.00059	0.01	EPA 8081A
112	alpha-Endosulfan	959988	National Toxics Rule	0.056 (9)	0.02	EPA 8081A
103	alpha-Hexachlorocyclohexane (BHC)	319846	Calif. Toxics Rule	0.0039	0.01	EPA 8081A
	Alachlor	15972608	Primary MCL	2	1	EPA 8081A
102	Aldrin	309002	Calif. Toxics Rule	0.00013	0.005	EPA 8081A
113	beta-Endosulfan	33213659	Calif. Toxics Rule	0.056 (9)	0.01	EPA 8081A
104	beta-Hexachlorocyclohexane	319857	Calif. Toxics Rule	0.014	0.005	EPA 8081A
107	Chlordane	57749	Calif. Toxics Rule	0.00057	0.1	EPA 8081A
106	delta-Hexachlorocyclohexane	319868	No Criteria Available		0.005	EPA 8081A
111	Dieldrin	60571	Calif. Toxics Rule	0.00014	0.01	EPA 8081A
114	Endosulfan sulfate	1031078	Ambient Water Quality	0.056	0.05	EPA 8081A
115	Endrin	72208	Calif. Toxics Rule	0.036	0.01	EPA 8081A
116	Endrin Aldehyde	7421934	Calif. Toxics Rule	0.76	0.01	EPA 8081A
117	Heptachlor	76448	Calif. Toxics Rule	0.00021	0.01	EPA 8081A
118	Heptachlor Epoxide	1024573	Calif. Toxics Rule	0.0001	0.01	EPA 8081A
105	Lindane (gamma-Hexachlorocyclohexane)	58899	Calif. Toxics Rule	0.019	0.019	EPA 8081A
119	PCB-1016	12674112	Calif. Toxics Rule	0.00017 (10)	0.5	EPA 8082
120	PCB-1221	11104282	Calif. Toxics Rule	0.00017 (10)	0.5	EPA 8082
121	PCB-1232	11141165	Calif. Toxics Rule	0.00017 (10)	0.5	EPA 8082
122	PCB-1242	53469219	Calif. Toxics Rule	0.00017 (10)	0.5	EPA 8082
123	PCB-1248	12672296	Calif. Toxics Rule	0.00017 (10)	0.5	EPA 8082
124	PCB-1254	11097691	Calif. Toxics Rule	0.00017 (10)	0.5	EPA 8082
125	PCB-1260	11096825	Calif. Toxics Rule	0.00017 (10)	0.5	EPA 8082

CTR #	Constituent	CAS Number	Controlling Water Quality Criterion for Surface Waters		Criterion Quantitation Limit µg/L or noted	Suggested Test Methods
			Basis	Criterion Concentration µg/L or noted <sup>1</sup>		
126	Toxaphene	8001352	Calif. Toxics Rule	0.0002	0.5	EPA 8081A
	Atrazine	1912249	Public Health Goal	0.15	1	EPA 8141A
	Bentazon	25057890	Primary MCL	18	2	EPA 643/ 515.2
	Carbofuran	1563662	CDFG Hazard Assess.	0.5	5	EPA 8318
	2,4-D	94757	Primary MCL	70	10	EPA 8151A
	Dalapon	75990	Ambient Water Quality	110	10	EPA 8151A
	1,2-Dibromo-3-chloropropane (DBCP)	96128	Public Health Goal	0.0017	0.01	EPA 8260B
	Di(2-ethylhexyl)adipate	103231	USEPA IRIS	30	5	EPA 8270C
	Dinoseb	88857	Primary MCL	7	2	EPA 8151A
	Diquat	85007	Ambient Water Quality	0.5	4	EPA 8340/ 549.1/HPLC
	Endothal	145733	Primary MCL	100	45	EPA 548.1
	Ethylene Dibromide	106934	OEHHA Cancer Risk	0.0097	0.02	EPA 8260B/504
	Glyphosate	1071836	Primary MCL	700	25	HPLC/EPA 547
	Methoxychlor	72435	Public Health Goal	30	10	EPA 8081A
	Molinate (Ordram)	2212671	CDFG Hazard Assess.	13	2	EPA 634
	Oxamyl	23135220	Public Health Goal	50	20	EPA 8318/632
	Picloram	1918021	Primary MCL	500	1	EPA 8151A
	Simazine (Princep)	122349	USEPA IRIS	3.4	1	EPA 8141A
	Thiobencarb	28249776	Basin Plan Objective/ Secondary MCL	1	1	HPLC/EPA 639
16	2,3,7,8-TCDD (Dioxin)	1746016	Calif. Toxics Rule	1.30E-08	5.00E-06	EPA 8290 (HRGC) MS
	2,4,5-TP (Silvex)	93765	Ambient Water Quality	10	1	EPA 8151A
	Diazinon	333415	CDFG Hazard Assess.	0.05	0.25	EPA 8141A/GCMS
	Chlorpyrifos	2921882	CDFG Hazard Assess.	0.014	1	EPA 8141A/GCMS
<b>OTHER CONSTITUENTS</b>						
	Ammonia (as N)	7664417	Ambient Water Quality	1500 (4)		EPA 350.1
	Chloride	16887006	Agricultural Use	106,000		EPA 300.0
	Flow			1 CFS		
	Hardness (as CaCO <sub>3</sub> )			5000		EPA 130.2
	Foaming Agents (MBAS)		Secondary MCL	500		SM5540C
	Nitrate (as N)	14797558	Primary MCL	10,000	2,000	EPA 300.0
	Nitrite (as N)	14797650	Primary MCL	1000	400	EPA 300.0
	pH		Basin Plan Objective	6.5-8.5	0.1	EPA 150.1
	Phosphorus, Total (as P)	7723140	USEPA IRIS	0.14		EPA 365.3
	Specific conductance (EC)		Agricultural Use	700 umhos/cm		EPA 120.1
	Sulfate		Secondary MCL	250,000	500	EPA 300.0

CTR #	Constituent	CAS Number	Controlling Water Quality Criterion for Surface Waters		Criterion Quantitation Limit µg/L or noted	Suggested Test Methods
			Basis	Criterion Concentration µg/L or noted <sup>1</sup>		
	Sulfide (as S)		Taste and Odor	0.029		EPA 376.2
	Sulfite (as SO <sub>3</sub> )		No Criteria Available			SM4500-SO3
	Temperature		Basin Plan Objective	°F		
	Total Dissolved Solids (TDS)		Agricultural Use	450,000		EPA 160.1

FOOTNOTES:

- (1) - The Criterion Concentrations serve only as a point of reference for the selection of the appropriate analytical method. They do not indicate a regulatory decision that the cited concentration is either necessary or sufficient for full protection of beneficial uses. Available technology may require that effluent limits be set lower than these values.
- (2) - Freshwater aquatic life criteria for metals are expressed as a function of total hardness (mg/L) in the water body. Values displayed correspond to a total hardness of 40 mg/L.
- (3) - For haloethers
- (4) - Freshwater aquatic life criteria for ammonia are expressed as a function of pH and temperature of the water body. Values displayed correspond to pH 8.0 and temperature of 22°C.
- (5) - For nitrophenols.
- (6) - For chlorinated naphthalenes.
- (7) - For phthalate esters.
- (8) - Basin Plan objective = 2 ug/L for Salt Slough and specific constructed channels in the Grassland watershed.
- (9) - Criteria for sum of alpha- and beta- forms.
- (10) - Criteria for sum of all PCBs.
- (11) - Mercury monitoring shall utilize "ultra-clean" sampling and analytical methods. These methods include:  
  - Method 1669: Sampling Ambient Water for Trace Metals at USEPA Water Quality Criteria Levels, USEPA; and
  - Method 1631: Mercury in Water by Oxidation, Purge and Trap, and Cold Vapor Atomic Fluorescence, USEPA

### III. Additional Study Requirements

**A. Laboratory Requirements.** The laboratory analyzing the monitoring samples shall be certified by the Department of Health Services in accordance with the provisions of Water Code 13176 and must include quality assurance/quality control data with their reports (ELAP certified).

**B. Criterion Quantitation Limit (CQL).** The criterion quantitation limits will be equal to or lower than the minimum levels (MLs) in Appendix 4 of the SIP or the detection limits for purposes of reporting (DLRs) below the controlling water quality criterion concentrations summarized in Table I-1 of this Order. In cases where the controlling water quality criteria concentrations are below the detection limits of all approved analytical methods, the best available procedure will be utilized that meets the lowest of the MLs and DLR. Table I-1 contains suggested analytical procedures. The Discharger is not required to use these specific procedures as long as the procedure selected achieves the desired minimum detection level.

**C. Method Detection Limit (MDL).** The method detection limit for the laboratory shall be determined by the procedure found in 40 CFR Part 136, Appendix B (revised as of May 14, 1999).

**D. Reporting Limit (RL).** The reporting limit for the laboratory. This is the lowest quantifiable concentration that the laboratory can determine. Ideally, the RL should be equal to or lower than the CQL to meet the purposes of this monitoring.

**E. Reporting Protocols.** The results of analytical determinations for the presence of chemical constituents in a sample shall use the following reporting protocols:

1. Sample results greater than or equal to the reported RL shall be reported as measured by the laboratory (i.e., the measured chemical concentration in the sample).
2. Sample results less than the reported RL, but greater than or equal to the laboratory's MDL, shall be reported as "Detected, but Not Quantified," or DNQ. The estimated chemical concentration of the sample shall also be reported.
3. For the purposes of data collection, the laboratory shall write the estimated chemical concentration next to DNQ as well as the words "Estimated Concentration" (may shortened to "Est. Conc."). The laboratory, if such information is available, may include numerical estimates of the data quantity for the reported result. Numerical estimates of data quality may be percent accuracy (+ or – a percentage of the reported value), numerical ranges (low and high), or any other means considered appropriate by the laboratory.
4. Sample results that are less than the laboratory's MDL shall be reported as "Not Detected" or ND.

**F. Data Format.** The monitoring report shall contain the following information for each pollutant:

1. The name of the constituent.
2. Sampling location.
3. The date the sample was collected.
4. The time the sample was collected.
5. The date the sample was analyzed. For organic analyses, the extraction data will also be indicated to assure that hold times are not exceeded for prepared samples.
6. The analytical method utilized.
7. The measured or estimated concentration.
8. The required Criterion Quantitation Limit (CQL).

9. The laboratory's current Method Detection Limit (MDL), as determined by the procedure found in 40 CFR Part 136, Appendix B (revised as of May 14, 1999).
10. The laboratory's lowest reporting limit (RL).
11. Any additional comments.

## ATTACHMENT J

### REQUIREMENTS FOR MONITORING WELL INSTALLATION WORKPLANS AND MONITORING WELL INSTALLATION REPORTS

Prior to installation of groundwater monitoring wells, the Discharger shall submit a workplan containing, at a minimum, the information listed in Section 1, below. Wells may be installed after staff approve the workplan. Upon installation of the monitoring wells, the Discharger shall submit a well installation report which includes the information contained in Section 2, below. All workplans and reports must be prepared under the direction of, and signed by, a registered geologist or civil engineer licensed by the State of California.

#### SECTION 1 - MONITORING WELL INSTALLATION WORKPLAN AND GROUNDWATER SAMPLING AND ANALYSIS PLAN

The monitoring well installation workplan shall contain the following minimum information:

A. General Information:

- Purpose of the well installation project
- Brief description of local geologic and hydrogeologic conditions
- Proposed monitoring well locations and rationale for well locations
- Topographic map showing facility location, roads, and surface water bodies
- Large scaled site map showing all existing on-site wells, proposed wells, surface drainage courses, surface water bodies, buildings, waste handling facilities, utilities, and major physical and man-made features**

B. Drilling Details:

- On-site supervision of drilling and well installation activities
- Description of drilling equipment and techniques
- Equipment decontamination procedures
- Soil sampling intervals (if appropriate) and logging methods

C. Monitoring Well Design (in narrative and/or graphic form):

- Diagram of proposed well construction details
  - Borehole diameter
  - Casing and screen material, diameter, and centralizer spacing (if needed)
  - Type of well caps (bottom cap either screw on or secured with stainless steel screws)
  - Anticipated depth of well, length of well casing, and length and position of perforated interval
  - Thickness, position and composition of surface seal, sanitary seal, and sand pack
  - Anticipated screen slot size and filter pack

D. Well Development (not to be performed until at least 48 hours after sanitary seal placement):

- Method of development to be used (i.e., surge, bail, pump, etc.)
- Parameters to be monitored during development and record keeping technique
- Method of determining when development is complete

### Disposal of development water

- E. Well Survey (precision of vertical survey data shall be at least 0.01 foot):  
Identify the Licensed Land Surveyor or Civil Engineer that will perform the survey  
Datum for survey measurements  
List well features to be surveyed (i.e. top of casing, horizontal and vertical coordinates, etc.)
- F. Schedule for Completion of Work
- G. Appendix: Groundwater Sampling and Analysis Plan (SAP)  
The Groundwater SAP shall be included as an appendix to the workplan, and shall be utilized as a guidance document that is referred to by individuals responsible for conducting groundwater monitoring and sampling activities.

Provide a detailed written description of standard operating procedures for the following:

- Equipment to be used during sampling
- Equipment decontamination procedures
- Water level measurement procedures
- Well purging (include a discussion of procedures to follow if three casing volumes cannot be purged)
- Monitoring and record keeping during water level measurement and well purging (include copies of record keeping logs to be used)
- Purge water disposal
- Analytical methods and required reporting limits
- Sample containers and preservatives
- Sampling
  - General sampling techniques
  - Record keeping during sampling (include copies of record keeping logs to be used)
  - QA/QC samples
- Chain of Custody
- Sample handling and transport

## SECTION 2 - Monitoring Well Installation Report

The monitoring well installation report must provide the information listed below. In addition, the report must also clearly identify, describe, and justify any deviations from the approved workplan.

### A. General Information:

Purpose of the well installation project

Brief description of local geologic and hydrogeologic conditions encountered during installation of the wells

Number of monitoring wells installed and copies of County Well Construction Permits

Topographic map showing facility location, roads, surface water bodies

**Scaled site map showing all previously existing wells, newly installed wells, surface water bodies, buildings, waste handling facilities, utilities, and other major physical and man-made features.**

B. Drilling Details (in narrative and/or graphic form):

On-site supervision of drilling and well installation activities

Drilling contractor and driller's name

Description of drilling equipment and techniques

Equipment decontamination procedures

Soil sampling intervals and logging methods

Well boring log

- Well boring number and date drilled
- Borehole diameter and total depth
- Total depth of open hole (same as total depth drilled if no caving or back-grouting occurs)
- Depth to first encountered groundwater and stabilized groundwater depth
- Detailed description of soils encountered, using the Unified Soil Classification System

C. Well Construction Details (in narrative and/or graphic form):

Well construction diagram, including:

- Monitoring well number and date constructed
- Casing and screen material, diameter, and centralizer spacing (if needed)
- Length of well casing, and length and position of perforated interval
- Thickness, position and composition of surface seal, sanitary seal, and sand pack
- Type of well caps (bottom cap either screw on or secured with stainless steel screws)

E. Well Development:

Date(s) and method of development

How well development completion was determined

Volume of water purged from well and method of development water disposal

Field notes from well development should be included in report

F. Well Survey (survey the top rim of the well casing with the cap removed):

Identify the coordinate system and datum for survey measurements

Describe the measuring points (i.e. ground surface, top of casing, etc.)

Present the well survey report data in a table

Include the Registered Engineer or Licensed Surveyor's report and field notes in appendix