

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

ORDER R5-2013-XXXX
AMENDING TIME SCHEDULE ORDER R5-2011-0909-01
REQUIRING THE CITY OF JACKSON
WASTEWATER TREATMENT PLANT
AMADOR COUNTY

TO COMPLY WITH WASTE DISCHARGE REQUIREMENTS ORDER R5-2013-XXXX
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM
(NPDES PERMIT NO. CA0079391)

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

1. On 25 October 2007, the Central Valley Water Board adopted Waste Discharge Requirements (WDRs) Order R5-2007-0133, prescribing waste discharge requirements and compliance time schedules for the City of Jackson (Discharger) Wastewater Treatment Plant (Facility), in Amador County.
2. WDR Order R5-2007-0133 included, in part, final effluent limitations, and a compliance schedule and interim effluent limitations for ammonia, copper, cyanide, dichlorobromomethane, nitrate, total coliform organisms, and zinc. The compliance schedule required compliance with the final effluent limitations for ammonia, copper, cyanide, dichlorobromomethane, nitrate, total coliform organisms, and zinc by 17 May 2010.
3. On 3 March 2011, the Central Valley Water Board adopted Time Schedule Order (TSO) R5-2011-0909 that contained interim limits and a time schedule for compliance with final effluent limitations for ammonia, copper, cyanide, dichlorobromomethane, nitrate, total coliform, and zinc by 1 March 2015.
4. On 1 October 2013 the Central Valley Water Board notified the Discharger and interested agencies and persons of its intent to adopt the amended Time Schedule Order for this discharge and provided them with an opportunity to submit their written views and recommendations. No adverse comments were received during the 30-day public comment period. Therefore on 13 November 2013 the Executive Officer issued the Amended TSO, Order R5-2011-0909-01.
5. On <Date>, the Central Valley Water Board adopted WDR Order R5-2013-XXXX rescinding WDR Order R5-2007-0133-01 and prescribing renewed WDRs for the Facility. WDR Order R5-2013-XXXX contains, in part, final effluent limitations for ammonia, copper, cyanide, chlorodibromomethane, dichlorobromomethane, nitrate, total coliform organisms, total trihalomethanes, and zinc. The Central Valley Water Board also adopted TSO R5-2013-XXXX to provide a time schedule and interim limits for chlorodibromomethane and total trihalomethanes.

6. This Order amends TSO R5-2011-0909-01 to include reference to WDR Order R5-2013-XXXX and to remove reference to WDR Order R5-2007-0133. This Order does not amend the time schedule for completion of intermediate tasks or with the final time schedule to achieve compliance with the final effluent limitations for ammonia, copper, cyanide, dichlorobromomethane, nitrate, total coliform organisms, and zinc. See Attachment A, amended TSO R5-2011-0909-02.
7. Issuance of this Order is exempt from the provisions of the California Environmental Quality Act (Public Resources Code, Section 21000, *et seq.*), in accordance with Section 15321(a)(2), Title 14, California Code of Regulations.
8. Issuance of this Order is exempt from the provisions of the California Environmental Quality Act (Pub. Resources Code, § 21000 *et seq.*) (“CEQA”) pursuant to Water Code section 13389, since the adoption or modification of an NPDES permit for an existing source is statutorily exempt and this Order only serves to implement a NPDES permit. (*Pacific Water Conditioning Ass’n, Inc. v. City Council of City of Riverside* (1977) 73 Cal.App.3d 546, 555-556.).
9. On <Date>, in Rancho Cordova, California, after due notice to the Discharger and all other affected persons, the Central Valley Water Board conducted a public hearing at which evidence was received to consider amending TSO R5-2010-0909-01 under California Water Code section 13300 to include reference to and to achieve compliance with WDR Order R5-2013-XXXX adopted on <Date>, and to continue protection from mandatory minimum penalties for ammonia, copper, cyanide, dichlorobromomethane, nitrate, total coliform organisms, and zinc. Final compliance with WDR Order R5-2013-XXXX for ammonia, copper, cyanide, dichlorobromomethane, nitrate, total coliform organisms, and zinc remains 1 March 2015.

IT IS HEREBY ORDERED THAT pursuant to California Water Code Section 13300 and 13267, TSO R5-2011-0909-01 is amended as shown in underline/strikeout format in Attachment A.

Any person aggrieved by this action of the Central Valley Water Board may petition the State Water Board to review the action in accordance with California Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of this Order, except that if the thirtieth day following the date of this Order falls on a Saturday, Sunday, or state holiday (including mandatory furlough days), the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions may be found on the Internet at: http://www.waterboards.ca.gov/public_notices/petitions/water_quality or will be provided upon request.

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WASTEWATER TREATMENT PLANT
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I, PAMELA C. CREEDON, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of Order R5-2013-XXXX, adopted by the California Regional Water Quality Control Board, Central Valley Region, on <Date>.

PAMELA C. CREEDON, Executive Officer