

California Regional Water Quality Control Board
North Coast Region

Order No. R1-2009-0034

Rescission of Waste Discharge Requirements
Order No. R1-2004-0012
and Monitoring and Reporting Program
Order No. R1-2006-0079

Exchange Bank Data Center
330 Sebastopol Road
Santa Rosa, California

Sonoma County

The California Regional Water Quality Control Board, North Coast Region
(Regional Water Board) finds that:

1. On March 24, 2004, the Regional Water Board adopted Waste Discharge Requirements (WDR), Order No. R1-2004-0012 requiring the Exchange Bank (hereinafter "discharger") to comply with discharge prohibitions and effluent limitations for the in-situ treatment of contaminated groundwater at the Exchange Bank Data Center facility located at 330 Sebastopol Road, Santa Rosa, California (hereinafter "Site"). Order No. R1-2004-0012 also requires compliance with Contingency Planning and Notification Requirements Order No. 74-151 and Monitoring and Reporting Program (M&RP) No. R1-2004-0012. M&RP No. R1-2004-0012 was replaced on July 12, 2006 by M&RP No. R1-2006-0079.
2. All Regional Water Board investigative and corrective action requirements have been completed and the Site has been approved for no further action. Because remedial activities conducted under Order No. R1-2004-0012 are no longer required, Order No. R1-2004-0012 and the corresponding M&RP Order No. R1-2006-0079 should be rescinded.
3. This action to rescind WDRs is not subject to the California Environmental Quality Act (CEQA) (Public Resources Code, section 21000 et seq.). Because rescinding WDRs will not result in any physical change in the environment and therefore, will not have any potentially significant adverse effect on the environment, it is exempt from the requirements of CEQA, pursuant to sections sections 15060(c)(2) and 15061(b), of title 14 of the California Code of Regulations.
4. On June 4, 2009, after notice was provided to the discharger, the public and all other affected persons, the Regional Water Board conducted a public hearing and evidence was received regarding rescission of the WDR Order No. R1-2004-0012.

THEREFORE, IT IS HEREBY ORDERED that Waste Discharge Requirements, Order No. R1-2004-0012 and Monitoring and Reporting Program R1-2006-0079 are rescinded. The Regional Water Board retains any right to pursue enforcement actions for previous violations of these orders that may have occurred up to the effective date of this order.

CERTIFICATION

I, Catherine Kuhlman, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, North Coast Region, on June 4, 2009.

Catherine Kuhlman
Executive Officer