

California Regional Water Quality Control Board
North Coast Region

ORDER NO. R1-2012-0040

NOTICE OF INTENT TO TERMINATE
WASTE DISCHARGE REQUIREMENTS

FOR

THE CRESCENT CITY HARBOR DISTRICT
CRESCENT CITY HARBOR SEAFOOD PROCESSING WASTEWATER SYSTEM
ORDER NO. R1-2009-0040
NPDES NO. CA0024473
WDID NO. 1A84005ODN

DEL NORTE COUNTY

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

1. Waste Discharge Requirements (WDRs) Order No. R1-2009-0040 was issued to the Crescent City Harbor District (hereinafter "District") for the Crescent City Harbor Seafood Processing Wastewater Treatment System (also referred to as the "Facility") on June 23, 2009, prescribing requirements for the discharge of seafood processing waste from the operation of the Facility to the Pacific Ocean. These WDRs also served as a National Pollutant Discharge Elimination System (NPDES) permit with a five-year permit term that was set to expire on September 11, 2014.
2. On March 19, 2011, the District completed a project that connected the waste discharges from seafood processing activities existing in Crescent City Harbor to the sanitary sewer system owned and operated by the City of Crescent City, a Publicly Owned Treatment Works (POTW). Connection to the city sewer system effectively eliminated the direct discharge of waste from the operation of the Facility to the Pacific Ocean, rendering the District's NPDES permit unnecessary. The collection, treatment and disposal of waste at the City of Crescent City Wastewater Treatment Facility are regulated under Waste Discharge Requirements Order No. R1-2011-0019 (NPDES Permit No. CA0022756).
3. On February 24, 2012, the Regional Water Board issued a Notice of Intent to terminate Waste Discharge Requirements Order No. R1-2009-0040 in accordance with Part 40, section 122.64(a)(4) of the Code of Federal Regulations, which lists the termination of discharge by connection to a POTW as an appropriate cause for terminating a permit.
4. This action to rescind WDRs is not subject to the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000 et seq.), pursuant to Title 14, California Code of Regulations, Sections 15060(c)(2) and 15061(b)(3).

Based on the foregoing findings and the facts underlying them, it can be seen with certainty that this action to terminate the WDRs has no possibility to have a significant effect on the environment. The termination will not result in either a direct or reasonably foreseeable indirect physical change in the environment.

5. On April 26, 2012, after due notice to the Discharger, and all other affected persons, the Regional Water Board conducted a public hearing at which time the Board received all evidence concerning termination of WDRs Order No. R1-2009-0040.

IT IS HEREBY ORDERED that, pursuant to section 122.64 of the Code of Federal Regulations and Water Code Section 13381, Order No. R1-2009-0040 is terminated upon the effective date of this Order, except for enforcement purposes.

CERTIFICATION

I, Catherine Kuhlman, 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 Regional Water Quality Control Board, North Coast Region, on April 26, 2012.

Catherine Kuhlman
Executive Officer