

California Regional Water Quality Control Board
North Coast Region
5550 Skylane Boulevard, Suite A
Santa Rosa, California 95403
(707) 576-2220

NOTICE OF PUBLIC HEARING

TO

CONSIDER MODIFICATION OF A
CEASE AND DESIST ORDER
IN VIOLATION OF WASTE DISCHARGE REQUIREMENTS
ORDER NO. 84-118

FOR

THE KLAMATH COMMUNITY SERVICES DISTRICT
WASTEWATER TREATMENT FACILITY

Del Norte County

On the basis of preliminary staff review and application of lawful standards and regulations, the California Regional Water Quality Control Board, North Coast Region, proposes to issue a Cease and Desist Order (CDO) requiring the Klamath Community Services District to cease and desist from violating or threatening to violate Waste Discharge Requirements (WDRs) Order No. 84-118. Issues to be considered are compliance with WDR Order No. 84-118, compliance with CDO Nos. 87-27 and 88-153, lack of operation and maintenance, sufficient revenues to provide proper operation and maintenance, capacity of the current wastewater treatment facility (WWTF), and discharges of primary treated wastewater to the Klamath River and its tributaries.

The Regional Water Board will consider the prohibition of new connections to the wastewater treatment facility from new residential, commercial, industrial, and/or governmental connections until such time that it can be demonstrated to the satisfaction of the Regional Water Board that such connections will not result in additional violations of waste discharge requirements.

The connection restrictions included in a CDO modification take effect immediately. Until further notice, no structure requiring a building permit may connect to the WWTF unless the permit is approved prior to the time and date this notice is received by the County of Del Norte. Limited exceptions apply as described in the CDO Order.

A public hearing to consider comments and objections to the proposed CDO modification has been scheduled for January 25, 2005, at 9:00 a.m. or as soon thereafter as practicable. The hearing will be held in the Crescent City Cultural Center, 1001 Front Street, Crescent City, California.

Interested persons must submit to the Regional Water Board office at 5550 Skylane Boulevard, Suite A, Santa Rosa, California, 95403 written copies of all technical reports, testimony, and other evidentiary material concerning this issue by 5:00 p.m. on January 5, 2006. This written material will be submitted to the Regional Water Board members and all interested persons along with the full agenda materials. This matter has been noticed publicly three times during the past seven months, and ample time has been allowed for submittal of comments on the matter. We received comments from Klamath CSD and one interested party by facsimile on October 20 and 25, 2005. Issues related to this matter have not changed significantly during the past several

months or since the October 20 and 25, 2005 comments were received. Time is very limited to receive additional comment and make it available to Regional Water Board members for the January 25, 2006 meeting; therefore, this additional comment period is very short.

Written material received after the above date will not be accepted except at the discretion of the Regional Water Board Chair. Untimely written material will not be accepted or incorporated into the administrative record if doing so would prejudice a party. The Chair may choose to modify this rule upon a showing of severe hardship (California Code of Regulations, Title 23, Sections 648.1 and 648.4.).

All interested persons may speak at the hearing for this item. The time constraints for oral testimony or comments will be set by Regional Water Board Chair and usually allow no more than ten minutes for each party and three minutes for other interested persons. A timer may be used and speakers are expected to honor the time limits. Where speakers can be grouped by affiliation or interest, such groups will be expected to select a spokesperson and not be repetitive.

Persons submitting written testimony and documentary evidence should be present at the hearing and available for cross-examination. Testimony at the hearing should be limited to a summary of the written evidence and testimony, provided, however, that upon a proper showing that evidence is available which was not available at the time the written testimony was submitted, the Regional Water Board may allow further submission of oral or written testimony.

The tentative Order, related documents, and comments received are on file and may be inspected or copied at the Regional Water Board office on Mondays through Fridays from 8:00 a.m. to 5:00 p.m. Appointments are recommended for file review. Appointments may be made by calling (707) 576-2220.

Catherine E. Kuhlman
Executive Officer

December 19, 2005