



California Regional Water Quality Control Board

Central Valley Region



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Environmental
Protection

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9 February 2004

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CONDITIONAL NOTICE OF APPLICABILITY

CONDITIONAL WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR DISCHARGES FROM IRRIGATED LANDS WITHIN THE CENTRAL VALLEY, RESOLUTION NO. R5-2003-0105 – EAST SAN JOAQUIN WATER QUALITY COALITION

We have reviewed the Notice of Intent (NOI), General Report and proposed Monitoring Program for the East San Joaquin Water Quality Coalition (East SJ Coalition) submitted on 31 October 2003. We have also reviewed your letter dated 30 January 2004 amending the NOI. The East SJ Coalition area covers approximately 660,000 acres spanning portions of southwestern Merced, northwestern Fresno, Calaveras, Mariposa and Tuolumne Counties. The East SJ Coalition is generally bordered by the Central California Irrigation District's Outside Canal to the northeast, the San Luis Canal to the southeast, California Avenue to the south, the foothills of the Coast Range to the west and the community of Santa Nella to the north.

The General Report contains the following specific information regarding the East SJ Coalition:

- Watershed description and map
- Commitment to work with the Regional Board
- Coalition representatives
- Funding mechanism

Based upon a review of the amended NOI and General Report, the East SJ Coalition has met the conditions for coverage under Regional Board Resolution No. R5-2003-0105, Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands (Waiver). Our review has recognized the changes to the conditions of the Waiver pursuant to State Water Resources Control Board's Order, adopted on 22 January 2004. One of these changes allows the East SJ Coalition to retain its Membership Document or list of Dischargers that have knowingly elected to seek coverage under the Waiver. The Membership Document shall be compiled and maintained by the East SJ Coalition by **22 July 2004**. If monitoring information shows that water quality standards are exceeded or if there is other evidence of violations of the Waiver, a Communication Report, as outlined in the Waiver and

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Monitoring and Reporting Program, shall be submitted to the Regional Board. Membership Document information shall be provided to the Regional Board upon written request.

To remain eligible for coverage under the Coalition Waiver, the following technical reports shall be submitted to the Regional Board:

<u>Report</u>	<u>Due</u>
Watershed Evaluation Report	1 April 2004
Monitoring and Reporting Program Plan	1 April 2004
Annual Monitoring Reporting	First report due 1 April 2005

In addition, the Waiver requires that monitoring begin on or before **1 July 2004**. The Regional Board will make every effort to expedite the review and approval of complete Watershed Evaluation and Monitoring and Reporting Program Plan reports so that monitoring can begin in a timely manner. The Regional Board has scheduled two meetings to assist Coalitions in developing and submitting complete technical reports. These meetings have been noticed under separate cover and will be held on the 9th and 10th of February 2004 in the Regional Board's office. We encourage the East SJ Coalition to participate in these meetings.

If it is determined that conditions of the Waiver are not being met, the Executive Officer may terminate the applicability of this NOA for the East SJ Coalition. In addition, the Regional Board may revise or terminate Resolution No. R5-2003-0105, associated Waivers and/or the Monitoring and Reporting Program at a public hearing. The Executive Officer may issue a coalition specific Monitoring and Reporting Program based upon the review and approval of the Watershed Evaluation and Monitoring and Reporting Program Plan.

If you have any questions or comments regarding the Irrigated Lands Waiver Program or this NOA, please contact Bill Croyle at (916) 464-4611 or croylew@rb5s.swrcb.ca.gov.

THOMAS R. PINKOS
Executive Officer

APPROVED	
author	_____
senior	_____

- cc: Art Baggett, State Water Resources Control Board, Sacramento
- Celeste Cantu, State Water Resources Control Board, Sacramento
- Walt Shannon, Division of Water Quality, State Water Resources Control Board, Sacramento
- Jim Pedri, Central Valley Regional Water Quality Control Board, Redding
- Loren Harlow, Central Valley Regional Water Quality Control Board, Fresno