

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

SPECIAL ORDER NO. R5-2006-0093

RESCINDING  
CEASE AND DESIST ORDER NO. 97-107  
CUTLER-OROSI JOINT POWERS  
WASTEWATER AUTHORITY WWTF  
TULARE COUNTY

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

1. Cutler-Orosi Joint Powers Wastewater Authority, hereafter Discharger, operates a WWTF serving the communities of Cutler, Orosi, East Orosi, Yetttem, Seville, and Sultana. The WWTF is in Cutler at 40401 Road 120 in Tulare County, in Section 24, T16S, R25E, MDB&M. Discharge is to unlined ponds, 106 acres of fiber, fodder, and seed crops; and to Sand Creek a water of the United States.
2. On 20 June 1997, this Regional Water Board adopted Waste Discharge Requirements (WDRs) Order No. 97-106 (NPDES No.CA0081485), to regulate the discharge of up to 2.0 mgd of treated wastewater from the WWTF. This Regional Water Board also adopted on the same day Cease and Desist Order No. 97-107 to impose a time schedule to refurbish the WWTF clarigesters and trickling filters and bring them on line to increase the WWTF capacity from 1.47 to 2.0 mgd. The CDO requires the Discharger to complete the following tasks to increase the WWTF capacity:

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<u>Task</u>	<u>Compliance Date</u>	<u>Report Date</u>
a. Begin repairing and replacing parts and appurtenances of the old treatment units, as necessary.	<b>1 July 1997</b>	<b>15 July 1997</b>
b. Complete all replacement and repairs and begin final testing of the treatment units.	<b>15 Aug 1997</b>	<b>31 Aug 1997</b>
c. Complete the refurbishment of the treatment units and certify that the units are operable.	<b>1 Sep 1997</b>	<b>15 Sep 1997</b>

3. The Discharger completed the required tasks and the Discharger's engineer submitted certification dated 7 January 1999 that the WWTF would operate satisfactorily to a flow of 2.0 mgd. Rescission of CDO No. 97-107 is appropriate.
4. The Discharger and interested agencies and persons were notified of the intent to consider rescission of the CDO and provided an opportunity for public hearing and an opportunity to submit their written views and recommendations.

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5. The 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 Title 14, California Code of Regulations, section 15321.
6. Any person adversely affected by this action of the Regional Water Board may petition the State Water Resources Control Board (State Board) to review the action. The petition must be received by the State Board Office of the Chief Counsel, P.O. Box 100, Sacramento, CA, 95812-0100, within 30 days of the date on which the action was taken. Copies of the law and regulations applicable to filing petitions will be provided on request.

**IT IS HEREBY ORDERED** that Cease and Desist Order No. 97-107 is rescinded.

I, PAMELA C. CREEDON, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Central Valley Region on 21 September 2006.

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PAMELA C. CREEDON, Executive Officer

WDH: 9/21/06