

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION  
11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

**NOTICE OF PUBLIC HEARING**

**concerning**

**TENTATIVE ORDER  
WASTE DISCHARGE REQUIREMENTS ORDER R5 2022-XXXX  
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM  
(NPDES) PERMIT CA0085197  
FOR THE HYDE CAVIAR LLC DBA STERLING CAVIAR,  
STERLING CAVIAR LLC, ELVERTA, SACRAMENTO COUNTY**

**Discharger and Tentative Order Information**

The Hyde Caviar LLC DBA Sterling Caviar (Discharger) is the owner and operator of the Sterling Caviar LLC, Elverta (Facility), located at 9149 E. Levee Road, Elverta. The Facility raises sturgeon for meat and caviar production and is considered a concentrated aquatic animal production (CAAP) facility. The Facility discharges approximately 3.67 million gallons per day of treated aquaculture wastewater for beneficial reuse to the Betts-Kismat-Silva (BKS) Preserve Wetlands, a water of the United States, and is classified as a minor discharge by the United States Environmental Protection Agency and the Central Valley Regional Water Quality Control Board (Central Valley Water Board).

Discharges from the Facility are currently regulated by Waste Discharge Requirements Order R5-2016-0026-01, issued by the Central Valley Water Board on 21 April 2016, and amended on 8 December 2017. An Order is proposed to renew the NPDES permit. The tentative Order includes new effluent limitations for manganese, chlorpyrifos, and diazinon.

**Public Hearing Date and Location**

A public hearing concerning the tentative Order will be held during the Central Valley Water Board meeting scheduled for:

DATE: 17/18 February 2022  
TIME: 8:30 a.m.  
PLACE: Cal/EPA Building  
1001 I Street Sacramento, CA 95814; and  
Remote Meeting via Video Teleconference

This public meeting is currently scheduled to take place in-person and via video and teleconference, but the format may be changed in the future. Any person wishing to

obtain information about changes to the date, time, location, or format of the meeting should visit the [Board's website](https://www.waterboards.ca.gov/centralvalley/board_info/meetings) ([https://www.waterboards.ca.gov/centralvalley/board\\_info/meetings](https://www.waterboards.ca.gov/centralvalley/board_info/meetings)).

The [final meeting agenda](https://www.waterboards.ca.gov/centralvalley/board_info/meetings/) ([https://www.waterboards.ca.gov/centralvalley/board\\_info/meetings/](https://www.waterboards.ca.gov/centralvalley/board_info/meetings/)) will be available at least **10 days** before the meeting. The agenda will provide the anticipated date the hearing will be held for this item and anticipated order of all agenda items; however, the Board may consider agenda items out of their listed order. The agenda materials may also include staff revisions to the tentative Order.

### **Nature and Purpose of Hearing**

At the hearing, the Central Valley Water Board will hear testimony and oral comments regarding the tentative Order. This proceeding will be a formal adjudicatory proceeding. The [procedures governing Central Valley Water Board adjudicatory hearings](http://www.waterboards.ca.gov/laws_regulations/) ([http://www.waterboards.ca.gov/laws\\_regulations/](http://www.waterboards.ca.gov/laws_regulations/)) may be found at California Code of Regulations, title 23, section 648 et seq. and are available upon request.

### **Prehearing Submission of Written Comments and Evidence**

The **Discharger** is a party to this proceeding. As a party, the Discharger must submit written evidence or comments, if any, for the Board to consider no later than 5:00 p.m. on **20 December 2021** to the Central Valley Water Board email at [RB5S-NPDES-Comments@waterboards.ca.gov](mailto:RB5S-NPDES-Comments@waterboards.ca.gov).

**Interested persons** include any non-party that is interested in the outcome of the hearing. Interested persons wishing to comment, in writing, on the tentative Order shall submit comments no later than 5:00 p.m. on **20 December 2021** to the Central Valley Water Board email at [RB5S-NPDES-Comments@waterboards.ca.gov](mailto:RB5S-NPDES-Comments@waterboards.ca.gov).

Pursuant to California Code of Regulations, title 23, section 648.4, the Board Chair may refuse to admit written evidence or comments that are not submitted in accordance with this Notice and shall refuse to do so when there is a showing of prejudice to the Discharger or the Board. Excluded material will not be considered by the Board.

### **Visual Presentations**

Hearing participants may use PowerPoint or other visual presentations at the hearing, but the presentation content shall not exceed the scope of previously submitted written material. Presentations, if any, must be provided to the below Central Valley Water Board Contact by 12:00 p.m. on **15 February 2022**.

### **Hearing Procedure and Time Limits**

The hearing on the tentative Order will be conducted in the general order listed under

California Code of Regulations, title 23, section 648.5, except that the Board Chair may modify the order for good cause.

The **Discharger** will be advised in advance of the hearing of the total amount of time allocated for its presentation and closing statement. The Discharger is invited to contact staff in advance of the hearing to discuss how much time it believes is necessary.

**Interested persons** may speak at the hearing and are expected to orally summarize their written submittals, if any. Each interested person will have 3 minutes to present oral comments. Additional time may be provided, upon request, at the discretion of the Board Chair.

### **Hearing Accommodations**

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to send an e-mail to [agenda5@waterboards.ca.gov](mailto:agenda5@waterboards.ca.gov) or call 916-464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

### **Availability of Documents**

The tentative Order and related documents may be found on the Central Valley Water Board's [Tentative Orders Page](http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/) ([http://www.waterboards.ca.gov/centralvalley/board\\_decisions/tentative\\_orders/](http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/)). Copies of these documents may also be obtained by contacting or visiting the Central Valley Water Board's office at 11020 Sun Center Drive, #200, Rancho Cordova, California, 95670-6114 weekdays between 8:00 a.m. and 5:00 p.m. Scheduling an appointment to review the file by contacting the below Central Valley Water Board Contact in advance is not required but calling ahead will help ensure timely access to these documents.

### **Central Valley Water Board Contact**

Anyone having questions regarding this hearing item should contact Matt Richter at [matthew.richter@waterboards.ca.gov](mailto:matthew.richter@waterboards.ca.gov).

Please bring the above information to the attention of anyone you know who would be interested in this matter.

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Adam Laputz, Assistant Executive Officer

18 November 2021