

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 88-025

ORDER RESCINDING ORDER NO. 85-84,
ISSUED TO PACIFIC GAS & ELECTRIC COMPANY,
PITTSBURG POWER PLANT,
CONTRA COSTA COUNTY

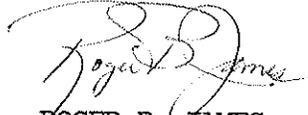
The California Regional Water Quality Control Board, San Francisco Bay Region (hereinafter called the Board), finds that:

1. On June 19, 1985, the Board adopted Cease and Desist Order No. 85-84 for Pacific Gas & Electric Company, Pittsburg Power Plant (hereinafter called the discharger). This Order cited a violation of Provision D.12 of the NPDES Permit Order No. 83-22 .
2. Provision D.12 of NPDES Permit Order No. 83-22 required the discharger to submit by September 15, 1983 a method of estimating the reduction in 150 mm equivalent striped bass lost annually as a result of entrainment and impingement for the approval by the Executive Officer.
3. The discharger did not submit an acceptable methodology pursuant to Provision D.12. by September 15, 1983.
4. Order No. 85-84 required the discharger to cease and desist from violating Provision D.12 of Board Order No. 83-22. Furthermore, the Order required the discharger to submit to the Board by July 15, 1985 estimates of the annual reduction in 150 mm equivalent striped bass lost as a result of entrainment and impingement, based on plant operations for the years 1976, 1978, and 1979, both individually and combined, and both 1978 biology and current year biology (1984).
5. On July 15, 1985 the discharger submitted an acceptable methodology, therefore complying with the cease and desist order.
6. On June 18, 1986 the Board amended the discharger's NPDES permit (Order No. 86-47). The amendment incorporated this methodology as part of the permit.
7. The action to rescind a Cease and Desist Order is categorically exempt from the provisions of the California Environmental Quality Act pursuant to Section 15121 of the Resources Agency Guidelines.
8. On February 17, 1988, the Board, after due notice, held a public hearing in accordance with Sections 13301 and 13306 of the California Water Code to receive and consider evidence concerning the discharge.

IT IS HEREBY ORDERED THAT:

This Regional Board's Cease and Desist Order No. 85-84 is rescinded.

I, Roger B. James, 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, San Francisco Bay Region on February 17, 1988.



ROGER B. JAMES
Executive Officer