

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN FRANCISCO BAY REGION**

**ORDER NO. R2-2003-0106  
NPDES NO. CA0028703**

**RESCISSION OF WASTE DISCHARGE REQUIREMENTS FOR:**

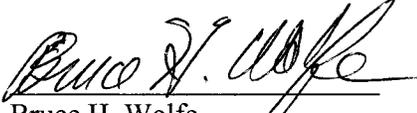
**CARGILL SALT NEWARK FACILITY  
NEWARK  
ALAMEDA COUNTY**

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

1. On November 18, 1988, the Board adopted Waste Discharge Requirements, National Pollutant Discharge Elimination System (NPDES) Permit No. CA0028703 in Order No. 88-162 for Cargill Salt's Newark Facility. The permit regulates discharge of rainfall collected in the salt crystallizer beds into Plummer Creek, which is a tributary of South San Francisco Bay.
2. After the salt harvesting season, Cargill Salt washes its crystallizer beds of residual salt using Bay water, which is then brought back into the concentrating ponds. Rainfall collects in the empty beds over the subsequent rainy season. Cargill Salt discharges any excess stormwater from the beds that exceed the salt-making system's capacity.
3. On October 8, 2001, Cargill Salt submitted a Notice of Intent to cover the discharge of stormwater from its crystallizing beds with its general Stormwater Permit, WQ Order No. 97-03-DWQ. Board staff has verified the revised Storm Water Pollution Prevention Plan, and Monitoring Program, required by the general Stormwater Permit, now incorporate the crystallizer beds. Therefore, the NPDES permit (CA0028703, Order No. 88-162) that previously regulated this discharge is no longer necessary.
4. By a letter of July 2, 2003, Cargill Salt notified the Board that an NPDES permit was no longer needed as per the reasons stated in Finding 3.
5. The rescission of waste discharge requirements is exempt from the provisions of Chapter 3 (commencing with Section 21000 of Division 13) of the Public Resources Code California Environmental Quality Act (CEQA) pursuant to Section 13389 of the California Water Code.
6. The Board has notified Cargill Salt and interested agencies and persons of its intent to rescind waste discharge requirements in Order No. 88-162, and has provided them with an opportunity for a public hearing and an opportunity to submit their written views and recommendations.
7. The Board, in a public meeting, heard and considered all comments pertaining to the rescission of waste discharge requirements for the above discharge.

IT IS HEREBY ORDERED that Order No. 88-162 is rescinded.

I, Bruce H. Wolfe, 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 December 3, 2003.

  
Bruce H. Wolfe  
Executive Officer