

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

ORDER NO. R5-2013-0051

AMENDING CEASE AND DESIST ORDER NO. R5-2010-0093

REQUIRING PLACER COUNTY DEPARTMENT OF FACILITY SERVICES  
PLACER COUNTY SEWER MAINTENANCE DISTRICT NO. 1  
PLACER COUNTY

TO COMPLY WITH WASTE DISCHARGE REQUIREMENTS R5-2010-0092  
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)  
(NPDES PERMIT NO. CA0079316)

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

1. On 23 June 2005, the Central Valley Water Board adopted Waste Discharge Requirements (WDRs) Order R5-2005-0074, and Cease and Desist Order (CDO) R5-2005-0075 prescribing waste discharge requirements and compliance time schedules for the Placer County Department of Facility Services (Discharger) Placer County Sewer Maintenance District 1 Wastewater Treatment Plant (Facility).
2. WDRs Order R5-2005-0074 included, in part, final effluent limitations for aluminum, chloroform, nitrate plus nitrite, and nitrite.
3. CDO R5-2005-0075 included, in part, an initial 5-year schedule for achieving compliance with the final effluent limitations for aluminum, chloroform, nitrate plus nitrite, and nitrite by 1 March 2010.
4. On 22 September 2010, the Central Valley Water Board adopted WDRs Order R5-2010-0092 rescinding WDRs Order R5-2005-0074 and prescribing renewed WDRs for the Facility. WDRs Order R5-2010-0092 contained, in part, final effluent limitations for aluminum, chloroform, nitrate plus nitrite, and nitrite.
5. Also on 22 September 2010, the Central Valley Water Board adopted CDO R5-2010-0093, which included, in part, an extended compliance schedule for aluminum, chloroform, nitrate plus nitrite, and nitrite. Since the compliance schedule was extended beyond 5 years from the effective date of the effluent limitations, in accordance with California Water Code section 13385(j), CDO R5-2010-0093 was not legally able to provide protection from mandatory minimum penalties for aluminum, chloroform, nitrate plus nitrite, and nitrite.
6. Under California Senate Bill 1284, effective 1 January 2011, California Water Code 13385(j)(3)(C)(ii)(I) allows up to five additional years to be added to a compliance

schedule and provides protection from mandatory minimum penalties, if the Discharger shows due diligence to come into compliance with final effluent limitations.

7. To comply with final effluent limitations, the Discharger proposed to regionalize, in which all wastewater will go to the City of Lincoln Wastewater Treatment and Reclamation Facility, the Discharger's Facility will be decommissioned, and there will no longer be a discharge to surface water from the Discharger's Facility. This proposal requires expansion of the City of Lincoln Wastewater Treatment and Reclamation Facility and construction of a pipeline and infrastructure to convey the wastewater to Lincoln. The Discharger has progressed in the regionalization process and remains on track for compliance with final effluent limitations by 1 September 2015.
8. This Order amends CDO R5-2010-0093 to include protection from mandatory minimum penalties for exceedances of final effluent limitations for aluminum, chloroform, nitrate plus nitrite, and nitrite. This Order also includes a new schedule for completion of intermediate tasks for regionalizing, with the final compliance date of 1 September 2015 remaining in place. See Attachment I, amended CDO R5-2010-0093-01.
9. 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 Section 15321(a)(2), Title 14, California Code of Regulations.
10. On 31 May 2013, in Rancho Cordova, California, after due notice to the Discharger and all other affected persons, the Central Valley Water Board conducted a public hearing at which evidence was received to consider amending CDO R5-2010-0093 under CWC section 13301 to amend the intermediate time schedule to achieve compliance with waste discharge requirements and to provide protection from mandatory minimum penalties for aluminum, chloroform, nitrate plus nitrite, nitrite, chlorodibromomethane and dichlorobromomethane. Final compliance with WDRs Order R5-2010-0092 remains 1 September 2015.

**IT IS HEREBY ORDERED THAT** pursuant to CWC Section 13301 and 13267, Cease and Desist Order R5-2010-0093 is amended as shown in underline/strikeout format in Attachment I.

Any person aggrieved by this action of the Central Valley Water Board may petition the State Water Board to review the action in accordance with CWC section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of this Order, except that if the thirtieth day following the date of this Order falls on a Saturday, Sunday, or state holiday (including mandatory furlough days), the petition must be

received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions may be found on the Internet at: [http://www.waterboards.ca.gov/public\\_notices/petitions/water\\_quality](http://www.waterboards.ca.gov/public_notices/petitions/water_quality) or will be provided upon request.

I, PAMELA C. CREEDON, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of Order No. R5-2013-0051, adopted by the California Regional Water Quality Control Board, Central Valley Region, on 31 May 2013.

*ORIGINAL SIGNED BY KENNETH D. LANDAU FOR*

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PAMELA C. CREEDON, Executive Officer