

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

**NOTICE OF PUBLIC HEARING**  
concerning

**TENTATIVE ORDER  
AMENDING WASTE DISCHARGE REQUIREMENTS  
ORDER R5-2012-0115-01 (NPDES PERMIT NO. CA0079154)  
FOR  
CITY OF TRACY  
WASTEWATER TREATMENT PLANT  
SAN JOAQUIN COUNTY**

The City of Tracy owns and operates the Tracy Wastewater Treatment Plant (Facility) that provides sewerage service for the City of Tracy, serving a population of approximately 85,000. The Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted Order R5-2012-0115-01 (NPDES Permit) authorizing the Facility to discharge up to 16 million gallons per day (MGD) of tertiary-treated municipal wastewater to Old River, within the Sacramento-San Joaquin Delta. The United States Environmental Protection Agency and the Central Valley Regional Water Quality Control Board (Central Valley Water Board) have classified this discharge a major discharge.

The NPDES Industrial Storm Water Program regulates storm water discharges from wastewater treatment facilities. The State Water Resources Control Board's Water Quality Order 2014-0057-DWQ, General Permit for Storm Water Discharges Associated with Industrial Activities (NPDES General Permit No. CAS000001), does not require facilities to obtain coverage under the General Storm Water Permit if discharges of storm water are regulated under another individual or general NPDES permit adopted by the State Water Board or Regional Water Board. All storm water at the Facility is captured and directed to the Facility headworks for treatment and disposal under the Facility's individual NPDES Permit. Therefore, coverage under the General Storm Water Permit is not required. An Order is proposed amending the NPDES Permit to provide this clarification in the Fact Sheet.

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

DATE: 10/11 December 2015  
TIME: 8:30 a.m.  
PLACE: Regional Water Quality Control Board  
Central Valley Region  
11020 Sun Center Dr., Suite #200  
Rancho Cordova, CA 95670

The designated parties for this hearing are as follows:

- City of Tracy Representatives

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested persons and not designated parties. Such interested persons may request status as a designated party for purposes of

this hearing by submitting such request in writing to the Central Valley Water Board no later than **5:00 p.m. on 5 November 2015**. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.

Persons wishing to comment on this noticed hearing item shall submit testimony, evidence, if any, and/or comments to the Central Valley Water Board via email to **RB5S-NPDES-Comments@waterboards.ca.gov** no later than **5:00 p.m. on 5 November 2015**. Written evidence or comments submitted after 5:00 p.m. on **5 November 2015** will not be accepted and will not be incorporated into the administrative record absent a ruling by the Board Chair. Any party requesting to submit late materials must demonstrate good cause for the late submission, and the Chair must find that accepting the late submission will not prejudice the Central Valley Water Board or any Designated Party.

All designated parties and interested persons may speak at the Central Valley Water Board meeting, and are expected to orally summarize their written submittals. Oral testimony and cross examination will be limited in time by the Chair.

Anyone having questions regarding the hearing item should contact Jim Marshall at (916) 464-4772 or James.Marshall@waterboards.ca.gov. Interested parties may download the proposed Order and related documents from the Central Valley Water Board's Internet website at [http://www.waterboards.ca.gov/centralvalley/board\\_decisions/tentative\\_orders/](http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/). Copies of these documents can 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. **The final meeting agenda will be available at [http://www.waterboards.ca.gov/centralvalley/board\\_info/meetings/](http://www.waterboards.ca.gov/centralvalley/board_info/meetings/) at least 10 days before the meeting. The agenda will provide the specific date the Board Meeting will be held for this item, indicate the anticipated order of all agenda items, and may include staff revisions to the proposed order(s).**

The procedures governing Central Valley Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq. and are available upon request. Hearings before the Central Valley Water Board are not conducted pursuant to Government Code section 11500 et seq. The procedures may be obtained by accessing [http://www.waterboards.ca.gov/laws\\_regulations/](http://www.waterboards.ca.gov/laws_regulations/). Information on meeting and hearing procedures is also available on the Central Valley Water Board's website at [http://www.waterboards.ca.gov/centralvalley/board\\_info/meetings/mtgprocd.shtml](http://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.shtml) or by contacting any one of the Central Valley Water Board's offices. Questions regarding such procedures should be directed to Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Kiran Lanfranchi-Rizzardi at (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.

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

*Original Signed By*  
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ADAM W. LAPUTZ, Assistant Executive Officer

6 October 2015

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

ORDER R5-2015-XXXX

AMENDING WASTE DISCHARGE REQUIREMENTS  
ORDER R5-2012-0115-01 (NPDES PERMIT NO. CA0079154)

CITY OF TRACY  
TRACY WASTEWATER TREATMENT PLANT  
SAN JOAQUIN COUNTY

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

1. Waste Discharge Requirements Order R5-2012-0115-01(NPDES Permit) was adopted by the Central Valley Water Board on 7 December 2012, and amended by Order R5-2014-0122 on 9 October 2014. The NPDES permit prescribes waste discharge requirements for the City of Tracy Wastewater Treatment Plant, San Joaquin County. For the purposes of this Order, the City of Tracy is hereafter referred to as “Discharger” and the Tracy Wastewater Treatment Plant is hereafter referred to as “Facility.”
2. The Facility’s treatment system consists of screening, primary sedimentation basins, biofiltration, secondary aeration basins providing full nitrification/denitrification using the Modified Ludzack-Ettinger (MLE) process, tertiary filtration, chlorination, and dechlorination. In addition, a local cheese manufacturer (Leprino Foods Company) leases two aerated lagoons and one unlined oxidation pond from the Discharger for pretreatment of its industrial food processing water, which is then directed to the Facility’s primary sedimentation basins. Biosolids are thickened by dissolved air flotation, anaerobically digested, dewatered in drying beds, and hauled off-site for land application or disposal. Wastewater is discharged to Old River, a water of the United States and part of the Sacramento-San Joaquin Delta.
3. The United States Environmental Protection Agency promulgated federal regulations for storm water on 16 November 1990 in the Code of Federal Regulations, 40 CFR Parts 122, 123, and 124. The NPDES Industrial Storm Water Program regulates storm water discharges from wastewater treatment facilities. Wastewater treatment plants are applicable industries under the storm water program and are obligated to comply with the federal regulations.
4. The State Water Resources Control Board’s Water Quality Order 2014-0057-DWQ, General Permit for Storm Water Discharges Associated with Industrial Activities (NPDES General Permit No. CAS000001), does not require facilities to obtain coverage under the General Storm Water Permit if discharges of storm water are regulated under another individual or general NPDES permit adopted by the State Water Board or Regional Water Board. All storm water at the Facility is captured and directed to the Facility headworks for treatment and disposal under the Discharger’s individual NPDES Permit. Therefore, coverage under the General Storm Water Permit is not required. This Order amends the NPDES Permit to make this clarification in the Fact Sheet (Attachment F).

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5. 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 CWC section 13389.
6. The Central Valley Water Board has notified the Discharger and interested agencies and persons of its intent to amend the Waste Discharge Requirements for this discharge and has provided an opportunity to submit public comments for Central Valley Water Board consideration.

**IT IS HEREBY ORDERED THAT:**

Effective immediately, Waste Discharge Requirements Order No. R5-2012-0115-01 (NPDES No. CA0079154) is amended as shown in items 1 – 2, below.

1. The Order number is changed from R5-2012-0115-01 to R5-2012-0115-02.
2. Attachment F, Fact Sheet – Modify section III.C.8 Storm Water Requirements, as shown in underline/strikeout format below:

**8. Storm Water Requirements**

USEPA promulgated federal regulations for storm water on 16 November 1990 in 40 CFR Parts 122, 123, and 124. The NPDES Industrial Storm Water Program regulates storm water discharges from wastewater treatment facilities. Wastewater treatment plants are applicable industries under the storm water program and are obligated to comply with the federal regulations. The State Water Resources Control Board Water Quality Order 2014-0057-DWQ, General Permit for Storm Water Discharges Associated with Industrial Activities (NPDES General Permit No. CAS000001), does not require facilities to obtain coverage if discharges of storm water are regulated under another individual or general NPDES permit adopted by the State Water Board or Regional Water Board (Finding I.B.20). All storm water at the Facility is captured and directed to the Facility headworks for treatment and disposal under this Order. Therefore, coverage under the General Storm Water Permit is not required.

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 Water Code 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, 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.

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ORDER R5-2015-XXXX  
AMENDING OF WASTE DISCHARGE REQUIREMENTS ORDER R5-2012-0115-01  
CITY OF TRACY WASTEWATER TREATMENT PLANT  
SAN JOAQUIN COUNTY

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 10/11 December 2015.

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PAMELA C. CREEDON, Executive Officer

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