CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

ORDER R5-2016-XXXX

RESCISSION OF TIME SCHEDULE ORDER R5-2016-0900
CITY OF CORNING WASTEWATER TREATMENT PLANT
TEHAMA COUNTY

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

1. The City of Corning (Discharger) owns the Corning Wastewater Treatment Plant (Facility). The Discharger was previously regulated under Waste Discharge Requirements (WDRs) Order R5-2010-0080 (NPDES No. CA0004995) and Order R5-2004-0153 (NPDES No. CA0004995), and effective as of 1 August 2016, is regulated under WDRs Order R5-2016-0047 (NPDES No. CA0004995).

2. On 29 July 2010, the Central Valley Water Board adopted WDRs Order R5-2010-0080 (NPDES No. CA0004995). Section IV.A.1.a. of this Order included, in part, the following final effluent limits at Discharge Point No. 001:

Table 1. Order R5-2010-0080: Effluent Limitations – Discharge Point No. 001

Parameter	Units	Effluent Limitations		
		Average Monthly	Average Weekly	Maximum Daily
Dichlorobromomethane	µg/L	3.86	--	7.73

3. Effluent limitations specified in Order R5-2010-0080 for dichlorobromomethane were new limits based on implementation of the California Toxics Rule, which were not prescribed in the previous WDRs, Order R5-2004-0153, adopted by the Central Valley Water Board on 15 October 2005.

4. On 30 October 2015 the Discharger submitted a letter requesting a compliance schedule to develop and implement pollution prevention practices and/or treatment options necessary to comply with dichlorobromomethane final effluent limitations in WDRs Order R5-2010-0080. The letter provided justification for the requested time to comply by describing historical effluent monitoring locations, explaining current operations, and outlining future actions the Discharger will take to comply with effluent limitations.

5. On 27 January 2016 the Central Valley Water Board's Executive Officer issued Time Schedule Order (TSO) R5-2016-0900 prescribing a time schedule for coming into compliance with final effluent limitations for dichlorobromomethane as well as interim effluent limitations for dichlorobromomethane.

6. On 25 June 2016 the Central Valley Water Board adopted WDRs Order R5-2016-0047 (NPDES No. CA0004995), prescribing final effluent limitations for dichlorobromomethane based on new information that was not available at the time Order R5-2010-0080 was adopted.

7. WDRs Order R5-2016-0047 Section IV.A.1.a includes, in part, the following final effluent limits at Discharge Point D-001:

Table 2. Order R5-2016-0047: Effluent Limitations – Discharge Point No. 001

Parameter	Units	Effluent Limitations		
		Average Monthly	Average Weekly	Maximum Daily
Dichlorobromomethane	µg/L	11	--	22

8. The Discharger can immediately comply with the final effluent limitations contained in WDRs Order R5-2016-0047 for dichlorobromomethane at Discharge Point D-001. Therefore, rescission of TSO R5-2016-0090 is appropriate.

9. The Executive Officer has notified the Discharger and interested agencies and persons of its intent to rescind TSO R5-2016-0900 and provided them with a 30-day period to submit written comments.

10. XXX comments were received. Pursuant to the authority delegated to the Executive Officer in Resolution R5-2009-0114, the Executive Officer may issue or modify time schedule orders rather than hold a hearing before the Central Valley Water Board.

11. Issuance of this Order is an enforcement action of a regulatory agency and is exempt from the provisions of the California Environmental Quality Act (Pub. Resources Code, section 21000 et seq.), in accordance with California Code of Regulations, title 14, section 15321(a)(2).

IT IS HEREBY ORDERED that TSO R5-2016-0900 is rescinded.

Any person aggrieved by this action of the Executive Officer 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

or will be provided upon request.

This Order is effective upon the date of signature.

PAMELA C. CREEDON, Executive Officer

Date