

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN FRANCISCO BAY REGION

RESOLUTION NO. 70-32

ORDERING SAN PABLO SANITARY DISTRICT TO CEASE AND DESIST  
VIOLATIONS OF THE WASTE DISCHARGE REQUIREMENTS OF RESOLUTION  
NO. 70-27, CONTRA COSTA COUNTY

WHEREAS THIS REGIONAL BOARD HAS CONSIDERED

ADMINISTRATIVE INFORMATION

1. On August 28, 1969 this Regional Board adopted Resolution No. 69-38 prescribing requirements for the discharge of waste from the treatment facilities of San Pablo Sanitary District.
2. On March 26, 1970 this Regional Board adopted Resolution No. 70-27 to amend Resolution No. 69-38 to make the code references consistent with the Porter-Cologne Water Quality Control Act which became operative on January 1, 1970 without making any substantive changes in the specific requirements contained therein.
3. The waste discharge requirements provide, in part, as follows:

"WASTE DISCHARGE REQUIREMENTS - RECEIVING WATERS

... ..

2. The discharge shall not:

- a. Unreasonably affect any of the protected beneficial water uses resulting from:

Floating, suspended, or ... macroscopic particulate matter or foam, in waters of the State at any place;

... ..

Alteration of ... turbidity, or apparent color beyond present natural background levels in waters of the State at any place offshore from Outfall "B".

... ..

- c. Cause waters of the State to exceed the following limits of quality at any point offshore from Outfall "B":

Dissolved oxygen                      5.0 mg/l minimum

... ..

WASTE DISCHARGE REQUIREMENTS - WASTE STREAM

The waste discharged from Outfall "B", except as otherwise indicated below, shall meet these quality limits at all times:

... ..

2. In any representative sample:

Toxicity: survival of test fishes in 96-hour bioassays  
of the waste as discharged

Any sample 75% minimum

Average of any three  
or more consecutive  
samples collected  
during any 21 or  
more days 90% minimum

... ..

3. 5-day 20°C BOD removal from the waste as indicated by analysis of 24-hour composite samples of effluent discharged from Outfall "A" and influent shall be sufficient to maintain the dissolved oxygen concentration prescribed above. When the dissolved oxygen is less than the concentration prescribed above the BOD removal during the preceding 21 days shall be at least

Average 90%

Not more than two consecutive daily determinations shall indicate BOD removals less than 80%

4. Bacterial quality of the waste at some point in the treatment process, at or upstream from Outfall "A", shall be within the limits prescribed in Section 7958, Title 17, California Administrative Code, at all times.

... ..

- 4. Monitoring program reports submitted by the District and inspection by the Board's staff indicated that the District is violating the requirements listed in "3" above.
- 5. San Pablo Sanitary District was notified by certified mail that this Board would consider issuing an Order to Cease and Desist under the provisions of Section 13301 of the California Water Code at a meeting duly held on March 26, 1970.



Any sample 75% minimum

Average of any three or more consecutive samples collected during any 21 or more days 90% minimum

- ...
3. 5-day 20° C BOD removal from the waste as indicated by analysis of 24-hour composite samples of effluent discharged from Outfall "A" and influent shall be sufficient to maintain the dissolved oxygen concentration prescribed above. When the dissolved oxygen is less than the concentration prescribed above the BOD removal during the preceding 21 days shall be at least

Average 90%

Not more than two consecutive daily determinations shall indicate BOD removals less than 30%

4. Bacterial quality of the waste at some point in the treatment process, at or upstream from Outfall "A", shall be within the limits prescribed in Section 7958, Title 17, California Administrative Code, at all times.

- ...
3. New connections to this sewerage system will further unreasonably impair the water quality of San Pablo Bay.

IT IS HEREBY ORDERED BY THE REGIONAL BOARD

1. The San Pablo Sanitary District is hereby ordered to cease and desist discharging waste in violation of requirements prescribed in Resolution No. 70-27 pursuant to the following time schedule:

Demonstrate compliance with disinfection requirements on or before	May 1, 1970
Complete plans and specification of all needed facilities on or before	June 30, 1970
Award contracts for all needed facilities on or before	October 1, 1970
Begin construction of all needed facilities on or before	October 30, 1970
Complete construction of all needed facilities on or before	March 1, 1972
Demonstrate compliance with all requirements on or before	May 1, 1972

2. Pursuant to Section 13301 of the California Water Code and subsequent to March 26, 1970, San Pablo Sanitary District is hereby ordered to prohibit additional connections to its sewerage system. This prohibition shall not apply to facilities under construction or those for which building permits had been issued prior to said date, nor to consolidation of the sewerage system of Contra Costa County Sanitation District No. 3, nor to those connections which in the opinion of the County Health Officer and the Executive Officer are necessary to eliminate health hazards from disposal of wastes from septic tanks.
3. Upon failure by the San Pablo Sanitary District to comply with any part of this order, this Board's Executive Officer is authorized and directed to request the Attorney General to petition the Superior Court for the proper legal relief restraining the District from continuing the discharge of wastes in violation of this order and to seek civil monetary remedies pursuant to Section 13350 California Water Code.

WILLIAM C. WEBER  
Chairman

March 26, 1970

I, Fred H. Dierker, hereby certify that the foregoing is a true and correct copy of Resolution No. 70-32 adopted by the California Regional Water Quality Control Board - San Francisco Bay Region, at its regular meeting on March 26, 1970.

FRED H. DIERKER  
Executive Officer  
CALIFORNIA REGIONAL WATER QUALITY CONTROL  
BOARD - SAN FRANCISCO BAY REGION