

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

ORDER NO. R5-2012-0128

RESCISSION OF

CEASE AND DESIST ORDER R5-2002-0051  
AND  
CEASE AND DESIST ORDER R5-2002-0051-A01  
FOR  
CITY OF NEVADA CITY  
WASTEWATER TREATMENT PLANT  
NEVADA COUNTY

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

1. The City of Nevada City ("Discharger") owns and operates a wastewater treatment plant (WWTP). The Discharger was previously regulated under Waste Discharge Requirements (WDRs) Order R5-2002-0050 (NPDES No. CA0079901), as amended on 26 April 2003, and under WDRs Order R5-2008-0177. Effective 27 July 2012, the Discharger is regulated by WDRs Order R5-2012-0033.
2. On 26 April 2002, the Central Valley Water Board adopted Cease and Desist Order (CDO) R5-2002-0051 for the City of Nevada City WWTP. On 25 April 2003, the Central Valley Water Board amended CDO R5-2002-0051 through the adoption of CDO R5-2002-0051-A01. The CDO required full compliance with the total ammonia, total nitrate plus nitrite, total nitrite, and pH effluent limitations by 30 April 2007.
3. The Discharger has achieved compliance by expending \$5.59 million for the design and construction of an expansion and upgrade project to the WWTP which was completed in June 2008. Therefore, Orders R5-2002-0051 and R5-2002-0051-A01 are no longer necessary.
4. The Central Valley Water Board has notified the Discharger and interested agencies and persons of its intent to rescind Order R5-2002-0051 and Order R5-2002-0051-A01, and has provided them with an opportunity for a public hearing and an opportunity for them to submit their written views and recommendations.
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 California Code of Regulations, title 14, section 15321(a) (2).
6. The Central Valley Water Board, in a public meeting, heard and considered all comments and evidence pertaining to this matter.

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**IT IS HEREBY ORDERED** that Cease and Desist Orders R5-2002-0051 and R5-2002-0051-A01 are rescinded.

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 7 December 2012.

*Original signed by*

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PAMELA C. CREEDON, Executive Officer