

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

RESOLUTION NO. R5-2004-0125

AMENDING WASTE DISCHARGE REQUIREMENTS
ORDER NO. 5-00-031
NPDES NO. CA0079243
FOR
CITY OF LODI
WHITE SLOUGH WATER POLLUTION CONTROL PLANT
SAN JOAQUIN COUNTY

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

1. The Regional Board adopted Waste Discharge Requirements Order No. 5-00-031, NPDES No. CA0079243 on 21 January 2000, prescribing waste discharge requirements for the City of Lodi (hereafter Discharger) in San Joaquin County.
2. On average the Discharger collects and treats, and disposes of approximately 5.6 million gallons per day of domestic and industrial wastewater. The wastewater is normally disposed of on land from June through August. September through May the Discharger discharges treated effluent to Dredger Cut, a part of the Sacramento-San Joaquin Delta.
3. Waste Discharge Requirements Order No. 5-00-031 contains Provision H.2., which includes a time schedule to meet Prohibition A.3, Effluent Limitations B.3. and B.6., and Receiving Water Limitations F.1. and F.10. by 1 May 2004. These limitations require the discharge to meet tertiary level treatment at the point of discharge and the Basin Plan water quality objectives for receiving water dissolved oxygen of 5.0 mg/l and temperature rise not greater than 4° Fahrenheit in Dredger Cut.
4. The Discharger submitted letters dated 3 March 2004 and 19 April 2004, requesting amendment to Order No. 5-00-031 to extend the final compliance date from 1 May 2004 to 21 January 2005 (approximately nine months). This time extension allows the Discharger additional time to complete necessary projects and studies within the existing term of Order No. 5-00-031.
5. The Discharger has shown a commitment toward achieving permit compliance with the purchase of UV disinfection equipment and has already broken ground on the Phase I facility improvements necessary to construct the modifications to achieve tertiary level treatment. An Engineering Planning Schedule has been submitted showing the Discharger's estimated schedule to complete the tertiary portion of the project in late December 2004. The Discharger has completed installation of a \$100,000 flow meter in Bishop Cut to collect data describing an accurate representation of flow. The Discharger cites several issues delaying the completion time schedule such as switching to the City's backup finance plan, materials delivery delays due to a nationwide short supply of steel, concerns over contractor selection, and the length of time necessary to develop a report modeling discharge effects for a proposed new outfall location in Bishop Cut.

6. The action to adopt or amend an NPDES permit for an existing facility is exempt from the provisions of Chapter 3 of the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.), requiring preparation of an environmental impact report or negative declaration in accordance with Section 13389 of the California Water Code.
7. The Regional Board has notified the Discharger and interested agencies and persons of its intent to amend waste discharge requirements for this discharge and has provided them with an opportunity for a public hearing and an opportunity to submit their written views and recommendations.
8. The Regional Board, in a public meeting, heard and considered all comments pertaining to the waste discharge requirements amendment.
9. This Resolution shall amend Waste Discharge Requirements Order No. 5-00-031, NPDES No. CA0079243, pursuant to Section 402 of the CWA, and any amendments thereto, and shall take effect upon the date of hearing, provided EPA has no objections.

IT IS HEREBY ORDERED that Order No. 5-00-031, NPDES No. CA0079243, is amended solely to change Provision H.2., Full Compliance Date from 1 May 2004 to **21 January 2005** and Full Compliance Report Due Date from 1 June 2004 to **21 January 2005**. The City of Lodi, its agents, successors and assigns, in order to meet the provisions contained in Division 7 of the California Water Code and regulations adopted thereunder, and the provisions of the Clean Water Act and regulations and guidelines adopted thereunder, shall comply with the amended Order No. 5-00-031.

I, THOMAS R. PINKOS, 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 September 2004.

Original signed by _____
THOMAS R. PINKOS, Executive Officer