

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION
11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

NOTICE OF PUBLIC HEARING

concerning

**TENTATIVE TIME SCHEDULE ORDER R5-2025-XXXX
TO COMPLY WITH WASTE DISCHARGE REQUIREMENTS
PRESCRIBED IN ORDER R5-2022-0006-03
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM
PERMIT CAG995002
FOR**

**BALLANTYNE HOLDINGS, LLC
FORMER MARLEY COOLING TOWER COMPANY
SAN JOAQUIN COUNTY**

Tentative Time Schedule Order Information

Ballantyne Holdings, LLC (Discharger) is the owner and operator of Former Marley Cooling Tower Company (Facility), a groundwater extraction and treatment system located at 200 North Wagner Avenue, Stockton, California. The Facility's treatment system addresses a hexavalent chromium plume in groundwater due to historic operations causing site contamination of soils and groundwater. At the Facility site location, the Discharger previously operated a cooling tower fabrication plant that included a wood preservation process which was discontinued in 1991. Groundwater is extracted from seven operative extraction wells on and off-site. The current groundwater extraction and treatment facility is designed to treat a maximum flow of 0.94 million gallons per day (MGD), but the average daily discharge flow is 0.17 MGD. The Facility's treatment system discharges wastewater into the Stockton Diverting Canal, a water of the United States. The Stockton Diverting Canal is an engineered drainage canal which re-connects Upper Mormon Slough to the Calaveras River on the East side of Stockton.

Discharges from the Facility are currently regulated by Waste Discharge Requirements Order R5-2019-0018 (NPDES No. CA0081787) and are proposed to be regulated by General Order R5-2022-0006-03 for Limited Threat Discharges to Surface Waters under Notice of Applicability (NOA) R5-2022-0006-035 which is scheduled to be issued by the Central Valley Regional Water Quality Control Board (Central Valley Water Board) Executive Officer on 16 January 2025 and become effective 1 April 2025. The Discharger submitted an infeasibility analysis requesting additional time to come into compliance with the final effluent limitations for iron prescribed in NOA R5-2022-0006-035. Therefore, a Time Schedule Order is proposed containing a time schedule for compliance with these final effluent limitations until 31 March 2030.

Comment Period

Persons wishing to comment in writing on the proposed Time Schedule Order must submit such comments no later than 5:00 p.m. on **17 February 2025** to the Central Valley Water Board email at RB5S-NPDES-Comments@waterboards.ca.gov. The Board may refuse to admit untimely written materials and shall refuse to do so when there is a showing of prejudice to the Discharger or the Board. Excluded material will not be considered.

Public Hearing

Any person may request an oral hearing before the Executive Officer. If no oral hearing is requested during the comment period, the public comment period and the Executive Officer's review of the administrative record, including any written comments, shall constitute the public hearing. Based on comments received, the Executive Officer may decide to hold an oral hearing or the matter will be considered at the Central Valley Water Board meeting scheduled for:

DATE: 24/25 April 2025
TIME: 8:30 a.m.
PLACE: Online Meeting
AND
Regional Water Quality Control Board
Fresno
1685 E. Street
Fresno, CA 93706

The [final meeting agenda](#) (https://www.waterboards.ca.gov/centralvalley/board_info/meetings/) will be available at least **10 days** before the meeting. The agenda will provide the anticipated date the hearing will be held for this item and anticipated order of all agenda items; however, the Board may consider agenda items out of their listed order. The agenda materials may also include staff revisions to the proposed Time Schedule Order.

Hearing Regulations & Accommodations

The procedures governing Central Valley Water Board adjudicatory hearings (http://www.waterboards.ca.gov/laws_regulations/) may be found at California Code of Regulations, title 23, section 648 et seq. and are available upon request.

Hearing facilities are accessible to persons with disabilities. Individuals requiring special accommodations for an oral hearing are requested to send an e-mail to agenda5@waterboards.ca.gov or call 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.

Availability of Documents

The proposed Time Schedule Order and related documents may be found on the Central Valley Water Board's [Tentative Orders Page](http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/) (http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/). Copies of these documents may 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. Scheduling an appointment to review the file by contacting the below Central Valley Water Board Contact in advance is not required but calling ahead will help ensure timely access to these documents.

Central Valley Water Board Contact

Anyone having questions regarding this hearing item should contact Walter Mobley at (916) 464-4805 or Walter.Mobley@waterboards.ca.gov.

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

ADAM LAPUTZ, Assistant Executive Officer

16 January 2025