



Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

NOTICE OF PUBLIC HEARING
concerning
TENTATIVE RESCISSION OF
WASTE DISCHARGE REQUIREMENTS (WDRs) ORDER R5-2019-0018
(NPDES PERMIT CA0081787)
FOR
BALLANTYNE HOLDINGS, LLC
FORMER MARLEY COOLING TOWER TECHNOLOGIES
SAN JOAQUIN COUNTY

NOTICE IS HEREBY GIVEN that the Central Valley Regional Water Quality Control Board (Central Valley Water Board) will consider adoption of the subject Order at a public meeting scheduled for:

DATE: 24/25 April 2025
TIME: 8:30 a.m.
PLACE: Central Valley Water Board
1685 E. Street, Fresno, CA 93706

The date, time, and location of the public meeting may change after this Notice is issued. A Final Agenda for the meeting will be made available at least 10 days before the meeting. The Final Agenda will provide the location and format of the meeting, the anticipated date that the proposed order will be considered, and the 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 order.

The Final Agenda, and any information concerning changes to the date, time, location, or format of the public meeting, will be posted on the [Central Valley Water Board's website](#) at

(https://www.waterboards.ca.gov/centralvalley/board_info/meetings/)

and will be emailed to all persons that sign up for the [GovDelivery subscription list](#) at
(https://www.waterboards.ca.gov/resources/email_subscriptions/reg5_subscribe.html).

NICHOLAS AVDIS, CHAIR | PATRICK PULUPA, EXECUTIVE OFFICER

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The meeting will be webcast live on YouTube. A weblink for viewing will be provided in the Final Agenda. Any person who would like to participate in the meeting, but who is unable to attend in-person, may participate remotely via video or teleconference. Instructions for doing so will be provided in the Final Agenda for the meeting.

The hearing facilities will be accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Ms. Mindy Bunn at (916) 464-4839 or Mindy.Bunn@waterboards.ca.gov at least five 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. To request oral interpretation or sign language services, please submit your request at least 10 business days before the meeting by calling (916) 341-5254 or e-mailing opp-languageservices@waterboards.ca.gov.

Opportunities to Comment

The Central Valley Water Board will consider oral and written comments on the proposed Order before it votes on whether to adopt the Order.

Written comments or evidence concerning the Order must be submitted by 5:00 pm on 18 April 2025. Please email any comments to RB5S-NPDES-Comments@waterboards.ca.gov, with the subject line, "Comments on Rescinding Order R5-2019-0018." While email is preferred, written comments may also be mailed to the following address:

Attention: Walter Mobley
Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, California 95670-6114

The Board Chair may refuse to admit any comments or evidence received after the comment period unless the submitting party provides a reasonable explanation for why the submission is late and the Board Chair determines that admission of the late submission would not prejudice any other party.

Oral comments concerning the Order must be presented at the scheduled public meeting. Interested persons are generally allowed up to three minutes each to provide their comments. Certain **designated persons** may provide longer comments and have the right to call and examine witnesses, introduce exhibits, cross-examine opposing witnesses, impeach any witness, and to rebut the evidence against him or her. The person(s) subject to the proposed Order is/are designated person. Any other person may request recognition as a designated person by submitting a written statement of how they are directly affected by the discharge(s) to be regulated and why they would like to be considered a designated person. Such requests must be submitted to Central

Rescission of WDRs Order R5-2019-0018
NPDES Permit CA0081787
Ballantyne Holdings, LLC
Former Marley Cooling Tower Technologies
San Joaquin County

3

Valley Water Board no later than 5:00 p.m. on 18 April 2025. Instructions on how to provide oral comments will be included in the Final Agenda for the meeting.

Proposed Order

Waste Discharge Requirements Order R5-2019-0018 (NPDES Permit CA0081787) adopted on 8 February 2019 prescribed requirements for the Former Marley Cooling Tower Technologies (Facility) in San Joaquin County. Order R5-2019-0018 authorized discharge of treated groundwater and storm water from the Facility to the Stockton Diverting Canal. On 31 March 2023, Ballantyne Holdings, LLC submitted a Report of Waste Discharge in accordance with its existing individual National Pollutant Discharge Elimination System (NPDES) permit.

Due to changes in the character of the Facility's effluent and based on updated information, the Facility is eligible for coverage under the NPDES Permit CAG995002, General Order R5-2022-0006-03 for Limited Threat Discharges to Surface Water (Limited Threat General Order). A Notice of Applicability (R5-2022-0006-035) for the Limited Threat General Order was issued to the Discharger by the Central Valley Water Board's Executive Officer with an effective date of 1 April 2025. An Order is proposed to rescind the Discharger's NPDES Permit CA0081787.

To conserve paper and reduce mailing costs, a paper copy of the proposed Order was sent only to the Discharger(s). All others may access a digital copy of the Order on the Central Valley Water Board's [Tentative Orders website](#), under the heading, "Discharger-Specific Order for Future Board Meetings," at

(https://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/).

Copies of the proposed Order and associated documents may also be obtained by visiting the office of the Central Valley Water Board at 11020 Sun Center Drive, #200, Rancho Cordova, California, 95670-6114 or by contacting the Board by phone at (916) 464-3291, weekdays between 8:00 a.m. and 5:00 p.m. Questions concerning the proposed Order or anything in this Notice should be directed to Walter Mobley at (916) 464-4805 or Walter.Mobley@waterboards.ca.gov.

Other Information

The [Procedures Governing Central Valley Water Board Meetings](#)

(https://www.waterboards.ca.gov/laws_regulations/)

may be found in California Code of Regulations, title 23, division 3, chapter 1.5 (starting with section 647) and are available upon request.

Rescission of WDRs Order R5-2019-0018
NPDES Permit CA0081787
Ballantyne Holdings, LLC
Former Marley Cooling Tower Technologies
San Joaquin County

4

Additional information on meeting procedures can be found on the Central Valley Water Board's [Meeting Procedures webpage](#) at

(http://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.shtml).

Hearings before the Central Valley Water Board are not conducted pursuant to Government Code section 11500 et seq.

All meeting procedure information is also available on request to any one of the Central Valley Water Board's offices. Questions regarding such procedures should be directed to Mindy Bunn at (916) 464-4839 or Mindy.Bunn@waterboards.ca.gov.

Adam Laputz
Assistant Executive Officer