

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

NOTICE OF PUBLIC HEARING
concerning

RESCISSION OF WASTE DISCHARGE REQUIREMENTS
FOR
CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION
DEUEL VOCATIONAL INSTITUTION CLASS II SURFACE IMPOUNDMENTS
SAN JOAQUIN COUNTY

In accordance with California Code of Regulations title 27 (Title 27), the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted Waste Discharge Requirements (WDRs) Order R5-2017-0071 (9 June 2017) for the operation of four Class II surface impoundments used to contain the discharge of hypersaline wastewater (i.e., brine) generated in the production of potable drinking water at Deuel Vocational Institution (Facility) located at 23500 Kasson Road, Tracy.

The Facility is owned and operated by the California Department of Corrections and Rehabilitation (Discharger). On 25 September 2020, the Discharger announced closure of the Facility, which involved clean closure of its Class II surface impoundments in accordance with Title 27 section 21400.

Following clean closure activities, the Discharger submitted a Clean Closure Report dated 16 April 2021. Central Valley Water Board staff reviewed the Clean Closure Report and concurred, in a letter dated 21 June 2021, that any remaining areas of elevated concentration of waste with respect to calculated background threshold values are likely related to groundwater conditions at the site and not due to waste disposal activities associated with the operation of the Class II surface impoundments.

Therefore, since clean closure of the surface impoundments has been completed and they are no longer subject to the State Water Resources Control Board (SWRCB)-promulgated requirements of Title 27, it is appropriate to rescind WDRs Order R5-2017-0071, permanently record clean closure activities in the SWRCB Geotracker database, and terminate any financial assurances requirements associated with the Class II surface impoundments.

A public hearing concerning this matter will be held during the Central Valley Water Board meeting scheduled for:

DATE: 22/23 August 2024
TIME: 8:30 a.m.
PLACE: Physical meeting Location with Remote Meeting Option
Regional Water Quality Control Board
11020 Sun Center Drive, Suite 200
Rancho Cordova, California 95670

This public meeting may take place either in-person or via video and teleconference,

and/or any combination of the two, but the format may be changed in the future. Any person wishing to obtain information about changes to the date, time, location, or format of the meeting should visit the [Regional Board Meeting Calendar webpage](https://www.waterboards.ca.gov/centralvalley/board_info/meetings/) (https://www.waterboards.ca.gov/centralvalley/board_info/meetings/).

Also, please visit our website for information on [How To Participate In Online Meetings](https://www.waterboards.ca.gov/centralvalley/board_info/remote_meeting/#join_remotely) (https://www.waterboards.ca.gov/centralvalley/board_info/remote_meeting/#join_remotely).

The designated parties for this hearing are as follows:

- California Department of Corrections and Rehabilitation (CDCR)

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested persons and not designated parties. Such interested persons may request status as a designated party for purposes of this hearing by submitting such request in writing to the Central Valley Water Board no later than **5:00 p.m. on 22 July 2024**. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.

The Tentative WDRs were issued for a 30-day public comment period on **21 June 2024** and comments are due by **5:00 p.m. on 22 July 2024**. Written evidence or comments submitted after **5:00 p.m. on 22 July 2024** will not be accepted and will not be incorporated into the administrative record absent a ruling by the Board Chair. Any person requesting to submit late materials must demonstrate good cause for the late submission, and the Chair must find that accepting the late submission will not prejudice the Central Valley Water Board or any Designated Party.

All designated parties and interested persons may speak at the Central Valley Water Board meeting and are expected to orally summarize their written submittals. Oral testimony and cross examination will be limited in time by the Board Chair.

Anyone having questions regarding the tentative WDRs should contact Brad Shelton at (916) 464-1588 or brad.shelton@waterboards.ca.gov. Interested persons may contact Brad Shelton to obtain a copy of the tentative Order and related documents. Copies of these documents can 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.

The [final meeting agenda](https://www.waterboards.ca.gov/centralvalley/board_info/meetings/) (https://www.waterboards.ca.gov/centralvalley/board_info/meetings/) will be available at least 10 days before the meeting. The agenda will provide the specific date the Board

Meeting will be held for this item, indicate the anticipated order of all agenda items, and may include staff revisions to the proposed order.

The [Procedures Governing Central Valley Water Board Meetings](https://www.waterboards.ca.gov/laws_regulations/) (https://www.waterboards.ca.gov/laws_regulations/) may be found at Title 23, California Code of Regulations, Section 647 et seq. and are available upon request. Hearings before the Central Valley Water Board are not conducted pursuant to Government Code section 11500 et seq. [Information on Meeting and Hearing Procedures](https://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.html) (https://www.waterboards.ca.gov/centralvalley/board_info/meetings/mtgprocd.html) is available on the Central Valley Water Board's website or by contacting any one of the Central Valley Water Board's offices. Questions regarding such procedures should be directed to Ms. Janelle Brown at (916) 464-4745.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Mindy Maxwell at (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.

To request oral interpretation or sign language services, please submit your request at least 10 business days before the meeting by contacting Marina Perez at (916) 322-4265 or Marina.Perez@Waterboards.ca.gov.

John T. Murphy, PG #9524, CHG #1092
Supervising Engineering Geologist
Permitting – Title 27 Manager