

California Regional Water Quality Control Board
San Francisco Bay Region
1515 Clay Street, Suite 1400, Oakland, CA 94612
(510) 622-2300

**NOTICE OF AVAILABILITY OF AND INTENT TO ADOPT
A RESOLUTION AND MITIGATED NEGATIVE DECLARATION**

The San Francisco Bay Regional Water Quality Control Board's (Regional Water Board's) staff has prepared a tentative resolution and mitigated negative declaration to grant a categorical exception to the *Policy for Implementation of Toxics Standards for Inland Surface Waters, Enclosed Bays, and Estuaries in California (SIP)* for discharges from drinking water systems in the San Francisco Bay Region.

The tentative resolution would grant a categorical exception to the SIP for drinking water discharges that are short-term or seasonal in nature and that are conducted to fulfill statutory requirements under the federal Safe Drinking Water Act or the California Health and Safety Code. The tentative resolution would also grant the categorical exception for short-term or seasonal drinking water discharges resulting from draining canals, pipelines, and water treatment facilities for cleaning or maintenance. The categorical exception would apply throughout the San Francisco Bay Region and would set aside discharge limitations for copper and trihalomethanes (disinfection byproducts). The mitigated negative declaration evaluates the potential environmental impacts resulting from granting the categorical exception.

The Regional Water Board intends to consider adopting the resolution and mitigated negative declaration for the proposed categorical exception during a hearing to commence at the time and location as follows:

Time and Date: **9:00 a.m., December 10, 2008**
Location: Auditorium, Elihu Harris State Building
 1515 Clay Street, Oakland

The tentative resolution and mitigated negative declaration was noticed for public review on September 10, 2008, and the deadline for written comments was 5:00 p.m. on October 10, 2008. Comments were received by the San Jose Water Company, Zone 7 Water Agency, East Bay Municipal Utilities District, and the San Francisco Public Utilities Commission. No additional written comments will be accepted or responded to in writing.

Pursuant to section 2050(c) of Title 23 of the California Code of Regulations, any party that challenges the Water Board's action on this matter through a petition to the State Water Resources Control Board under Water Code section 13320 will be limited to raising only those substantive issues or objections that were raised before the Regional Water Board at the public hearing or in timely submitted written correspondence delivered to the Regional Water Board.

The tentative resolution, comments received, and related documents may be inspected and copied at the Regional Water Board office. The tentative resolution, mitigated negative declaration, and any additional information and developments on this matter are also available at www.waterboards.ca.gov/sanfranciscobay. A response to comments will be posted on that website one week prior to the hearing. Contact Xavier Fernandez at (510) 622-5685, or by e-mail at xafernandez@waterboards.ca.gov, if you have any questions on this matter.