

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

**NOTICE OF APPLICATION AND PUBLIC HEARING
FOR DISCHARGE PERMIT AND
ISSUANCE OF CEASE AND DESIST ORDER
East Bay Municipal Utility District, Special District No. 1
Alameda and Contra Costa Counties**

The San Francisco Bay Regional Water Quality Control Board's (Regional Water Board's) staff has prepared a tentative permit for this discharger, in accordance with the Federal Clean Water Act and the California Porter-Cologne Water Quality Control Act, requiring that the Discharger cease discharge from its three wet weather facilities. Because the Discharger will not be able to immediately comply with this condition, a tentative Cease and Desist Order has also been prepared by Regional Water Board staff and will be adopted concurrently with the permit to ensure the Discharger ceases discharge from its three wet weather facilities at the earliest possible date.

The Discharger owns and operates three wet weather facilities. The purpose of these facilities is to store and treat peak wet weather flows from the Discharger's service area. Treatment at each of the wet weather facilities consists of settling basins, disinfection and dechlorination prior to discharge. Because discharges from these facilities are intermittent and do not meet secondary treatment standards, the tentative permit prohibits discharge.

The Regional Water Board intends to consider adopting the tentative permit and accompanying Cease and Desist Order during a meeting to commence at the time and location as follows:

Time and Date:	9:00 a.m., January 14, 2009
Location:	Auditorium, Elihu Harris State Building 1515 Clay Street, Oakland, California

Persons wishing to file written comments on or objections to the tentative permit, accompanying Cease and Desist Order, or other aspects of this matter must do so no later than 5:00 p.m. on December 15, 2008, so that such comments may be considered. No written comments will be accepted or responded to in writing after that date.

Interested persons are invited to attend and express their views at the public hearing on this matter. The Water Board will hear oral testimony, but will not accept written comments after the deadline noted above.

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 Water Board at the public hearing or in timely submitted written correspondence delivered to the Water Board.

The application, tentative permit, fact sheet, comments received, and related documents may be inspected and copied at the Regional Water Board office. The tentative permit, fact sheet, 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 Robert Schlipf at (510) 622-2478, or by e-mail at rschlipf@waterboards.ca.gov, if you have any questions on this matter.