

STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

STAFF SUMMARY REPORT (Margarete Beth)
MEETING DATE: May 13, 2009

ITEM: 5A

SUBJECT: **Santa Clara Valley Water District, U.S. Army Corps of Engineers, and City of San Jose – Guadalupe River Flood Control Project and Guadalupe Creek Restoration Project, Santa Clara County** – Amendment of Waste Discharge Requirements Order No. 01-036 – Self-Monitoring Program.

CHRONOLOGY: March 2001 – Waste Discharge Requirements (WDRs) adopted

DISCUSSION: The Tentative Order (Appendix A) amends the WDRs for the Guadalupe River Flood Control Project and Guadalupe Creek Restoration Project by substituting a Revised Self-Monitoring Program (Appendix B) in place of the Self-Monitoring Program adopted in 2001. The Projects' mercury-related impacts have been adequately mitigated as required by the WDRs, and no further mercury-related mitigation is warranted.

Since 2001, the Board has adopted the San Francisco Bay mercury TMDL and the Guadalupe River watershed mercury TMDL, and the revised monitoring program is consistent with implementation of these TMDLs. The revised monitoring program will provide information on mercury flux through the Projects' area from upstream sources and monitor mercury loads from the Guadalupe River watershed to the Bay to assess progress in attaining the legacy and urban stormwater runoff mass load allocations assigned by the TMDLs.

We did not receive any comments on the Tentative Order and expect this item to remain uncontested.

RECOMMEN- Adopt the Tentative Order.
DATION:

APPENDICES: A. Tentative Order
B. Revised Self-Monitoring Program