

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION**

RESPONSE TO WRITTEN COMMENTS

on Tentative Order for
East Bay Municipal Utility District Wet Weather Facilities
Alameda County

The Regional Water Board received written comments from East Bay Municipal Utility District on a tentative order distributed for public comment. The comments are summarized below in *italics* (paraphrased for brevity) and are followed by a staff response. For the full content and context of the comments, please refer to the comment letters. To request copies of the letters, see the contact information provided in Fact Sheet section VIII.G of the revised tentative order.

Revisions are shown with strikethrough ~~text~~ for deletions and underline text for additions.

East Bay Municipal Utility District (EBMUD)

EBMUD Comment 1: *EBMUD requests that we include a clean copy of the collection system map for use in Attachment B.*

Response: We agree and replaced the Regional Wet Weather Facilities Map (Figure B-4) with the updated version EBMUD provided.

EBMUD Comment 2: *EBMUD indicates that the pH violation at the San Antonio Creek Wet Weather Facility, noted in Fact Sheet section II.D.1, was not part of the demand letter issued by U.S. EPA and the Regional Water Board on April 18, 2018.*

Response: We agree and revised Fact Sheet section II.D.1 as follows:

Treatment plant. The Consent Decree specifies effluent limits for chlorine residual, total coliform organisms, and pH. During the previous order term, the Discharger violated effluent limits for chlorine residual three times at the Oakport facility, pH once at the San Antonio Creek facility, and total coliform once at the Point Isabel facility. U.S. EPA and the Regional Water Board issued a demand letter, dated April 18, 2018, for \$33,000 in Stipulated Penalties for these exceedances, except the pH exceedance at the San Antonio Creek Facility. By letter dated October 12, 2017, the Regional Water Board required the Discharger to submit an annual report on September 30 of each year outlining preventative measures it will implement to ensure the WWFs comply with the effluent limits prescribed under the Consent Decree.

EBMUD Comment 3: *EBMUD proposes that we edit the final paragraph of Fact Sheet section II.D.3 to provide more specificity regarding private sewer laterals.*

Response: We agree and revised Fact Sheet section II.D.3 (final paragraph) as follows:

From the Consent Decree's entry in September 2014 to June 30, 2019, the Discharger has met these requirements. The Discharger has adopted and enforced its Regional Sewer Lateral Ordinance, which outlines inspection triggers, lateral repair or rehabilitation requirements, defined certificate term limits, and enforcement protocols. ~~To date~~ As of June 30, 2019, the Discharger has evaluated and certified 26 ~~29~~ percent of all private sewer laterals within the program's service area.