

California Regional Water Quality Control Board San Francisco Bay Region

STAFF-INITIATED CHANGES

In the Revised Tentative Order for
East Bay Municipal Utility District Main Wastewater Treatment Plant and
Interceptor Conveyance System, Oakland, Alameda County

The Revised Tentative Order reflects the following staff-initiated changes. Revisions are shown with underlined text for additions and ~~striketrough~~ text for deletions.

Change 1

We added an additional reopener provision related to *the State Policy for Water Quality Control: Toxicity Provisions* under Provision 5.3.1 as follows:

5.3.1. Reopener Provisions. The Regional Water Board may modify or reopen this Order prior to its expiration date in any of the following circumstances as allowed by law or as otherwise authorized by law. The Discharger may request a permit modification based on any of these circumstances. With any such request, the Discharger shall include antidegradation and anti-backsliding analyses as necessary.

5.3.1.1. If present or future investigations demonstrate that the discharges governed by this Order have or will have a reasonable potential to cause or contribute to adverse impacts on water quality or beneficial uses of the receiving waters;

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5.3.1.7. To revise the aquatic toxicity provisions, if the California Supreme Court determines that the Test of Significant Toxicity cannot be used in NPDES permits and the State Water Board suspends or revises the aquatic toxicity water quality standards.

Change 2

We replaced placeholder text in Provision 5.3.5.7 as follows:

5.3.5.7. **Outfall Inspection and Maintenance.** By [~~ORDER EXPIRATION DATE~~—~~1 YEAR~~] March 31, 2029, the Discharger shall prepare a plan, which includes an implementation schedule, to inspect the condition of its outfall. The inspection must evaluate the physical condition of the discharge pipe and diffusers and evaluate the extent of sediment accumulations in diffuser ports and in the vicinity of the outfall. The Discharger shall submit an Outfall Inspection Report with its Report of Waste Discharge that includes the

results of its inspection and any maintenance that must be implemented, along with a time schedule, to ensure that the diffuser is operating as designed and complies with Discharge Prohibition 3.2.

Change 3

We corrected non-substantive typographical errors throughout the Revised Tentative Order.