

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114

PUBLIC HEARING

concerning

Consideration of Adoption of Waste Discharge Requirements and
Time Schedule Order

(National Pollutant Discharge Elimination System Permit)

for the

**LINCOLN CENTER ENVIRONMENTAL REMEDIATION TRUST
GROUNDWATER TREATMENT SYSTEM
SAN JOAQUIN COUNTY**

As part of a settlement of legal proceedings in the United States District Court, Eastern District of California, the Lincoln Center Environmental Remediation Trust (Discharger) was created to manage environmental remediation activities at the Lincoln Center Site in the city of Stockton, San Joaquin County, California. The Discharger owns and operates a ground water extraction and treatment system to remove volatile organic compounds (VOCs), petroleum products, and lead from ground water. The treatment system is designed for a flow of 0.43 million gallons per day (mgd) of extracted groundwater, and operates at an average flow of 0.25 mgd. Effluent from the treatment unit is discharged to the storm sewer system that is owned and operated by San Joaquin County. The storm sewer system discharges to the Fourteen Mile Slough. Fourteen Mile Slough is part of the Sacramento-San Joaquin Delta (Delta), and both are waters of the United States. This proposed Order includes new effluent limitations. Immediate compliance with the new effluent limitations for arsenic, specific conductance, barium, iron, and manganese is not possible or practicable. This proposed Order includes a companion Time Schedule Order which provides a time schedule for the Discharger to develop, submit, and implement methods to optimize this remediation system to cleanup the groundwater faster and more efficiently, and/or reduce the volume of treated groundwater and find alternative means of disposal or reclamation within the life of the permit term, or construct necessary treatment facilities to meet these new effluent limitations.

A **formal** public hearing concerning this matter was previously scheduled for 10 and 11 March 2005, at the Regional Water Quality Control Board Main Office in Rancho Cordova, California. The **date** of the hearing has been changed as follows. The hearing considering this matter will now be held during the Regional Board meeting which is scheduled for:

DATE: 28 and 29 April 2005
TIME: 8:30 a.m.
PLACE: Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, California 95670-6114
or:
CalEPA Building
1001 I Street, Sacramento, CA 95814

The designated parties for this hearing are as follows:

- Staff of Central Valley Regional Board
- Representatives of the Lincoln Center Environmental Remediation Trust

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested persons and not designated parties. Such interested persons may request status as a designated party for purposes of this hearing by submitting such request in writing to the Board no later than

15 April 2005. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.

The tentative Waste Discharger Requirements Order and tentative Time Schedule Order were issued for public comment on **7 January 2005**. Comments on the tentative Waste Discharge Requirements Order were due by **15 February 2005**. Therefore, the written comment period for this item is closed. As a result of comments received from the Discharger, the Time Schedule Order was revised to include performance based interim effluent limitations. A revised tentative Time Schedule Order was reissued for public comment on **17 March 2005**. Persons wishing to comment on the revised tentative Time Schedule Order must submit testimony, evidence, if any, and/or comments in writing to the Regional Board no later than **15 April 2005**. Written evidence or comments regarding the tentative Time Schedule Order submitted after **15 April 2005** will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party. A Notice of Public Hearing was previously mailed to known interested parties on **7 January 2005**. The only change from the previous Notice of Public Hearing is the date of the Board Meeting hearing.

All designated parties and interested persons may speak at the Regional Board meeting, and are expected to orally summarize their written submittals. Oral testimony and cross examination will be limited in time by the Board Chair.

Anyone having questions on this proposed renewed Waste Discharge Requirements Order and Time Schedule Order should contact Jon Ericson at (916) 464-4660. Interested parties may download the proposed Orders and related documents from the Regional Board's Internet website at <http://www.swrcb.ca.gov/rwqcb5/tentative/>. If you do not have Internet access, these documents may be inspected and copied at the Regional Board's office at 11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114 weekdays between 8:00 a.m. and 5:00 p.m. by appointment.

The procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq. and are available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code section 11500 et seq.

NOTICE OF PUBLIC HEARING
LINCOLN CENTER ENVIRONMENTAL REMEDIATION TRUST
GROUNDWATER TREATMENT SYSTEM
SAN JOAQUIN COUNTY

-3-

The procedures may be obtained by accessing http://www.swrcb.ca.gov/water_laws/index.html. Information on meeting and hearing procedures is also available on the Regional Board's website at http://www.swrcb.ca.gov/rwqcb5/board_meetings/mtgprocd.html or by contacting any one of the Board's offices. Questions regarding such procedures should be directed to Ms. Janice Tanaka at (916) 464-4839.

The hearing facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Janice Tanaka at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Please bring the above information to the attention of anyone you know who would be interested in this matter.

KENNETH D. LANDAU, Assistant Executive Officer

JME/17 March 2005