ATTACHMENT 2:
STANDARD PROVISIONS APPLICABLE TO
WASTE DISCHARGE REQUIREMENTS

STANDARD PROVISIONS
APPLICABLE TO WASTE DISCHARGE REQUIREMENTS

1. DUTY TO COMPLY

The discharger must comply with all conditions of these waste discharge requirements. A responsible party has been designated in the Order for this project, and is legally bound to maintain the monitoring program and permit. Violations may result in enforcement actions, including Regional Board orders or court orders requiring corrective action or imposing civil monetary liability, or in modification or revocation of these waste discharge requirements by the Regional Board. [CWC Section 13261, 13263, 13265, 13268, 13300, 13301, 13304, 13340, 13350]

2. GENERAL PROHIBITION

Neither the treatment nor the discharge of waste shall create a pollution, contamination or nuisance, as defined by Section 13050 of the California Water Code (CWC). [H&SC Section 5411, CWC Section 13263]

3. AVAILABILITY

A copy of these waste discharge requirements shall be maintained at the discharge facility and be available at all times to operating personnel. [CWC Section 13263]

4. CHANGE IN OWNERSHIP

The discharger must notify the Executive Officer, in writing at least 30 days in advance of any proposed transfer of this Order's responsibility and coverage to a new discharger containing a specific date for the transfer of this Order's responsibility and coverage between the current discharger and the new discharger. This agreement shall include an acknowledgement that the existing discharger is liable for violations up to the transfer date and that the new discharger is liable from the transfer date on. [CWC Sections 13267 and 13263]

5. CHANGE IN DISCHARGE

In the event of a material change in the character, location, or volume of a discharge, the discharger shall file with this Regional Board a new Report of Waste Discharge. [CWC Section 13260(c)]. A material change includes, but is not limited to, the following:

(a) Addition of a major industrial waste discharge to a discharge of essentially domestic sewage, or the addition of a new process or product by an industrial facility resulting in a change in the character of the Waste.

(b) Significant change in disposal method, e.g., change from a land disposal to a direct discharge to water, or change in the method of treatment which would significantly alter the characteristics of the waste.

(c) Significant change in the disposal area, e.g., moving the discharge to another drainage area, to a different water body, or to a disposal area significantly removed from the original area potentially causing different water quality or nuisance problems.

(d) Increase in flow beyond that specified in the waste discharge requirements.

(e) Increase in the area or depth to be used for solid waste disposal beyond that specified in the waste discharge requirements. [CCR Title 23 Section 2210]

6. REVISION

These waste discharge requirements are subject to review and revision by the Regional Board. [CCR Section 13263]

7. TERMINATION

Where the discharger becomes aware that it failed to submit any relevant facts in a Report of Waste Discharge or submitted incorrect information in a Report of Waste Discharge or in any report to the Regional Board, it shall promptly submit such facts or information. [CWC Sections 13260 and 13267]

8. VESTED RIGHTS

This Order does not convey any property rights of any sort or any exclusive privileges. The requirements prescribed herein do not authorize the commission of any act causing injury to persons or property, do not protect the discharger from his liability under Federal, State or local laws, nor do they create a vested right for the discharger to continue the waste discharge. [CWC Section 13263(g)]

9. SEVERABILITY

Provisions of these waste discharge requirements are severable. If any provision of these requirements are found invalid, the remainder of the requirements shall not be affected. [CWC Section 921]

10. OPERATION AND MAINTENANCE

The discharger shall, at all times, properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the discharger to achieve compliance with conditions of this Order. Proper operation and maintenance includes effective performance, adequate funding, adequate operator staffing and training, and adequate laboratory and process controls including appropriate quality assurance procedures. This provision requires the operation of backup or auxiliary facilities or similar systems only when necessary to achieve compliance with the conditions of this Order. [CWC Section 13263(f)]

11. HAZARDOUS RELEASES

Except for a discharge which is in compliance with these waste discharge requirements, any person who, without regard to intent or negligence, causes or permits any hazardous substance or sewage to be discharged in or on any waters of the State, or discharged or deposited where it is, or probably will be, discharged in or on any waters of the State, shall, as soon as (a) that person has knowledge of the discharge, (b) notification is possible, and (c) notification can be provided without substantially impeding cleanup or other emergency measures, immediately notify the Office of Emergency Services of the discharge in accordance with the spill reporting provision of the State toxic disaster contingency plan adopted pursuant to Article 3.7 (commencing with Section 8574.7) of Chapter 7 of Division 1 of Title 2 of the Government Code, and immediately notify the State Board or the appropriate Regional Board of the discharge. This provision does not require reporting of any discharge of less than a reportable quantity as provided for under subdivisions (f) and (g) of Section 13271 of the Water Code unless the discharger is in violation of a prohibition in the applicable Water Quality Control plan. [CWC Section 1327(a)]

12. PETROLEUM RELEASES

Except for a discharge which is in compliance with these waste discharge requirements, any person who without regard to intent or negligence, causes or permits any oil or petroleum product to be discharged in or on any waters of the State, or discharged or deposited where it is, or probably will be, discharged in or on any waters of the State, shall, as soon as (a) such person has knowledge of the discharge, (b) notification is possible, and (c) notification can be provided without substantially impeding cleanup or other emergency measures, immediately notify the Office of Emergency Services of the discharge in accordance with the spill reporting provision of the State oil spill contingency plan adopted pursuant to Article 3.5 (commencing with Section 8574.1) of Chapter 7 of Division 1 of Title 2 of the Government Code. This provision does not require reporting of any discharge of less than 42 gallons unless the discharge is also required to be reported pursuant to Section 311 of the Clean Water Act or the discharge is in violation of a prohibition in the applicable Water Quality Control Plan. [CWC Section 13272]

13. ENTRY AND INSPECTION

The discharger shall allow the Regional Board, or an authorized representative upon the presentation of credentials and other documents as may be required by law, to:

(a) Enter upon the discharger's premises where a regulated facility or activity is located or conducted, or where records must be kept under the conditions of this Order;

(b) Have access to and copy, at reasonable times, any records that must be kept under the conditions of this Order;

(c) Inspect at reasonable times any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this Order; and

(d) Sample or monitor at reasonable times, for the purposes of assuring compliance with this Order, or as otherwise authorized by the California Water Code, any substances or parameters at any location. [CWC Section 13267]

14. MONITORING PROGRAM AND DEVICES

The discharger shall furnish, under penalty of perjury, technical monitoring program reports; such reports shall be submitted in accordance with specifications prepared by the Executive Officer, which specifications are subject to periodic revisions as may be warranted. [CWC Section 13267]

All monitoring instruments and devices used by the discharger to fulfill the prescribed monitoring program shall be properly maintained and calibrated as necessary to ensure their continued accuracy. All flow measurement devices shall be calibrated at least once per year, or more frequently, to ensure continued accuracy of the devices. Annually, the discharger shall submit to the Executive Office a written statement, signed by a registered professional engineer, certifying that all flow measurement devices have been calibrated and will reliably achieve the accuracy required.

Unless otherwise permitted by the Regional Board Executive officer, all analyses shall be conducted at a laboratory certified for such analyses by the State Department of Health Services. The Regional Board Executive Officer may allow use of an uncertified laboratory under exceptional circumstances, such as when the closest laboratory to the monitoring location is outside the State boundaries and therefore not subject to certification. All analyses shall be required to be conducted in accordance with the latest edition of "Guidelines Establishing Test Procedures for Analysis of Pollutants" [40CFR Part 136] promulgated by the U.S. Environmental Protection Agency. [CCR Title 23, Section 2230]

15. TREATMENT FAILURE

In an enforcement action, it shall not be a defense for the discharger that it would have been necessary to halt or to reduce the permitted activity in order to maintain compliance with this Order. Upon reduction, loss, or failure of the treatment facility, the discharger shall, to the extent necessary to maintain compliance with this Order, control production or all discharges, or both, until the facility is restored or an alternative method of treatment is provided. This provision applies, for example, when the primary source of power of the treatment facility fails, is reduced, or is lost. [CWC Section 13263(f)]

16. DISCHARGE TO NAVIGABLE WATERS

Any person discharging or proposing to discharge to navigable waters from a point source (except for discharge of dredged or fill material subject to Section 404 fo the Clean Water Act and discharge subject to a general NPDES permit) must file an NPDES permit application with the Regional Board. [CCR Title 2 Section 22357]

17. ENDANGERMENT TO HEALTH AND ENVIRONMENT

The discharger shall report any noncompliance which may endanger health or the environment. Any such information shall be provided verbally to the Executive Officer within 24 hours from the time the discharger becomes aware of the circumstances. A written submission shall also be provided within five days of the time the discharger becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected; the anticipated time it is expected to continue and steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance. The Executive officer, or an authorized representative, may waive the written report on a case-by-case basis if the oral report has been received within 24 hours. The following occurrence(s) must be reported to the Executive Office within 24 hours:

(a) Any bypass from any portion of the treatment facility.

(b) Any discharge of treated or untreated wastewater resulting from sewer line breaks, obstruction, surcharge or any other circumstances.

(c) Any treatment plan upset which causes the effluent limitation of this Order to be exceeded. [CWC Sections 13263 and 13267]

18. MAINTENANCE OF RECORDS

The discharger shall retain records of all monitoring information including all calibration and maintenance records, all original strip chart recordings for continuous monitoring instrumentation, copies off all reports required by this Order, and record of all data used

to complete the application for this Order. Records shall be maintained for a minimum of three years from the date of the sample, measurement, report, or application. This period may be extended during the course of any unresolved litigation regarding this discharge or when requested by the Regional Board Executive Officer.

Records of monitoring information shall include:

(a) The date, exact place, and time of sampling or measurement;

(b) The individual(s) who performed the sampling or measurement;

(c) The date(s) analyses were performed;

(d) The individual(s) who performed the analyses;

(e) The analytical techniques or method used; and

(f) The results of such analyses.

19. (a) All application reports or information to be submitted to the Executive Office shall be signed and certified as follows:

(1) For a corporation – by a principal executive officer or at least the level of vice president.

(2) For a partnership or sole proprietorship – by a general partner or the proprietor, respectively.

(3) For a municipality, state, federal, or other public agency – by either a principal executive officer or ranking elected official.

(b) A duly authorized representative of a person designated in paragraph (a) of this provision may sign documents if:

(1) The authorization is made in writing by a person described in paragraph (a) of this provision.

(2) The authorization specifies either an individual or position having responsibility for the overall operation of the regulated facility or activity; and

(3) The written authorization is submitted to the Executive Officer.

Any person signing a document under this Section shall make the following certification:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. [CWC Sections 13263, 13267, and 13268]"

20. OPERATOR CERTIFICATION

Supervisors and operators of municipal wastewater treatment plants and privately owned facilities regulated by the PUC, used in the treatment or reclamation of sewage and industrial waste shall possess a certificate of appropriate grade in accordance with Title 23, California Code of Regulations Section 3680. State Boards may accept experience in lieu of qualification training. In lieu of a properly certified wastewater treatment plant operator, the State Board may approve use of a water treatment plan operator of appropriate grade certified by the State Department of Health Services where reclamation is involved.

Each plan shall be operated and maintained in accordance with the operation and maintenance manual prepared by the municipality through the Clean Water Grant Program [CWC Title 23, Section 2233(d)]

ADDITIONAL PROVISIONS APPLICABLE TO PUBLICLY OWNED TREATEMENT WORKS' ADEQUATE CAPACITY

21. Whenever a publicly owned wastewater treatment plant will reach capacity within four years the discharger shall notify the Regional Board. A copy of such notification shall be sent to appropriate local elected officials, local permitting agencies and the press. The discharger must demonstrate that adequate steps are being taken to address the capacity problem. The discharger shall submit a technical report to the Regional Board showing flow volumes will be prevented from exceeding capacity, or how capacity will be increased, within 120 days after providing notification to the Regional Board, or within 120 days after receipt of notification from the Regional Board, of a finding that the treatment plant will reach capacity within four years. The time for filing the required technical report may be extended by the Regional Board. An extension of 30 days may be granted by the Executive Officer, and longer extensions may be granted by the Regional Board itself. [CCR Title 23, Section 2232]

STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
LOS ANGELES REGION

MONITORING AND REPORTING PROGRAM NO. CI-9581

FOR
POST-CLOSURE MAINTENANCE OF THE
BLANCHARD LANDFILL
FILE NO. 89-018

A. MONITORING PROVISIONS

1. All analyses shall be performed in a laboratory certified to perform such analyses by the California Department of Public Health or a laboratory approved by the Executive Officer. Specific methods of analysis must be identified. If methods other than U. S. EPA approved methods or standard methods are used, the exact methodology must be submitted for review and must be approved by the Executive Officer prior to use. The director of the laboratory whose name appears on the certification shall supervise all analytical work in his/her laboratory and shall sign all reports of such work submitted to the Regional Board.

2. If the discharger monitors any pollutants more frequently than required by Order No. R4-2002-022, using the most recent version of Standard U. S. EPA Methods, or as specified in Order No. R4-2002-022, the results of this monitoring shall be included in the calculation and reporting of the data submitted in the discharger's monitoring report. The increased frequency of monitoring shall also be reported.

3. The discharger shall report all instances of noncompliance not reported under Reporting Requirement F.5 of Order No. R4-2002-022 at the time monitoring reports are submitted. The reports shall contain the information listed in Reporting Requirement F.5.

4. Sample collection, storage, and analysis shall be performed according to the most recent version of Standard U. S. EPA Methods, and in accordance with an approved sampling and analysis plan.

5. All monitoring instruments and equipment which are used by the discharger to fulfill the prescribed monitoring program shall be properly calibrated and maintained as necessary to ensure their continued accuracy.

6. The discharger shall retain records of all monitoring information, including all calibration and maintenance records and copies of all reports required Order No. R4-2002-022. Records shall be maintained for a minimum of five years from the date of the sample, measurement, report or application. This period may be

extended during the course of any unresolved litigation regarding this discharge or when requested by the Executive Officer.

7. Records of monitoring information shall include:

   a. The date, identity of sample, monitoring point from which it was taken, and time of sampling or measurement;

   b. The individual(s) who performed the sampling or measurements;

   c. Date and time that analyses were started and completed, and the name of the personnel performing each analysis;

   d. The analytical techniques or method used, including method of preserving the sample and the identity and volumes of reagents used;

   e. Calculation of results;

   f. Results of analyses, and the maximum detection limit (MDL) for each parameter, and

   g. Laboratory quality assurance results (e.g. percent recovery, response factor).

8. The monitoring reports shall be signed by an authorized person as required by Reporting Requirement F.8 of Order No. R4-2002-022.

B. SITE POST-CLOSURE MAINTENANCE

1. The discharger shall perform quarterly inspections of the landfill site and report the results semi-annually. The report shall contain information on the site's condition and a discussion of any significant findings with regard to:

   a. General site condition;

   b. Surface cover and slope;

   c. Drainage facilities;

   d. Groundwater and vadose zone monitoring networks;

   e. Methane gas control system;

f. Observation of seepage from the site; and

g. Maintenance activities at the site.

2. If a statistically significant evidence of a release from the waste management unit is determined, the discharger shall comply with all applicable requirements of 27 California Code of Regulations (Title 27), Division 2, Chapter 3, Subchapter 5, Article 2 (Closure and Post-Closure Maintenance Standards for Disposal Sites and Landfills).

C. GROUNDWATER MONITORING PROGRAM

1. The groundwater monitoring program contained in this section may be waived by the Executive Officer for:

   a. inactive landfills that do not contain significant quantities of decomposable waste; or

   b. landfills which have demonstrated through either completion of a SWAT questionnaire or a SWAT report that there has been no discharge of contamination to groundwater.

2. For all inactive landfills with decomposable waste that the discharger has not demonstrated through either completion of a SWAT questionnaire or a SWAT report that there has been no discharge of contamination to groundwater, the discharger shall submit a SWAT proposal as defined in section 13273 of the California Water Code within 90 days of when the landfill is enrolled under these general WDRs.

3. The discharger shall establish and maintain groundwater wells at the landfill site to be used as part of the groundwater quality monitoring program.

4. If a measurably significant evidence of a release from the waste management unit is determined, the discharger shall conduct required monitoring and response programs in accordance with Title 27 section 20385. (A detection monitoring program per Title 27 section 20420, an evaluation monitoring program per Title 27 section 20425, and a corrective action program per Title 27 section 20430).

5. Prior to pumping monitoring wells for sampling, the static water level shall be measured in each well.

6. Prior to sampling monitoring wells, the presence of a floating immiscible layer in all wells shall be determined at the beginning of each sampling event. This shall be done prior to any other activity which may disturb the surface of the water in a monitoring well (e.g. water level measurements). If an immiscible layer is found, this Regional Board shall be notified within 24 hours.

7. The discharger shall submit a compliance evaluation summary of the groundwater data obtained. The summary shall contain a table that includes the following information:

   a. Monitoring parameters;

   b. Detection limit of monitoring equipment;

   c. Measured concentrations found in the current sampling event.

8. For each monitored groundwater body, the discharger shall measure the water level in each well and determine groundwater flow rate and direction at least semi-annually, including the times of expected highest and lowest elevations of the water level for the respective groundwater body. Groundwater elevations for all background and downgradient wells for a given groundwater body shall be measured within a period of time short enough to avoid temporal variations in groundwater flow which could preclude accurate determination of groundwater flow rate and direction.

D. REPORTS TO BE FILED WITH THE BOARD

1. All required groundwater monitoring reports shall be submitted no later than one month following the end of their respective reporting period. The reports shall be comprised of at least the following in addition to the specific contents listed for each respective report type:

   a. Transmittal Letter

      A letter summarizing the essential points shall be submitted with each report. The transmittal letter shall include:

      i. A discussion of any requirement violations found since the last such report was submitted and shall describe actions taken or planned for correcting the violations. If the discharger has previously submitted a detailed time schedule for correcting said requirement violations, a reference to the correspondence

transmitting such schedule will be satisfactory. If no violations have occurred since the last submittal, this shall be stated in the transmittal letter; and

ii. A statement certifying that, under penalty of perjury, that to the best of the signer's knowledge the report is true, complete, and correct. This statement shall be signed by an individual that meets the requirements contained in Reporting Requirement E.9.

b. Semi-Annual Report

The semi-annual report shall contain, but not be limited to the following:

i. Site maintenance outlined in section B of this monitoring and reporting program.

ii. Groundwater analysis and flow rate outlined in section C of this monitoring and reporting program.

iii. A map (or copy of an aerial photograph) showing the locations of observation stations, monitoring points, and background monitoring points.

c. Annual Summary Report

The discharger shall submit an annual report to the Regional Board covering the previous monitoring year. The annual reporting period ends March 31.

i. For each monitoring point, submit in graphical format the laboratory analytical data for all samples taken within at least the previous five calendar years. Each graph shall plot the concentration of the constituent over time for a given monitoring point, at a scale appropriate to show trends or variations in water quality.

ii. A comprehensive discussion of the compliance record, results of any corrective actions taken or planned which may be needed to bring the discharger into full compliance with the waste discharge requirements.

iii. A written summary of the monitoring results and monitoring system(s), indicating any changes made or observed since the previous annual report.

iv. A topographic map at appropriate scale, showing the direction of groundwater flow at the landfill site.

E. REPORTING SCHEDULE

Required monitoring reports shall be submitted to the Regional Board in accordance with the following schedule:

Report Frequency	Report Period	Report Due
Semiannually	April – September	October 30
	October – March	April 30
Annually	April – March	April 30

Monitoring reports shall be submitted to:

California Regional Water Quality Control Board
Los Angeles Region
320 W. 4th Street, Suite 200
Los Angeles, California 90013
ATTN: Information Technology Unit

Ordered by _____
Tracy J. Egoscue
Executive Officer
February 25, 2010