

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 74-71

RETURNING RESOLUTION 74-5 TO THE LAHONTAN
REGIONAL WATER QUALITY CONTROL BOARD FOR
REVISION

WHEREAS:

1. At its August 22, 1974, meeting, the Lahontan Regional Water Quality Control Board adopted an amendment to the Water Quality Control Plan (Interim), South Lahontan Basin (Resolution No. 74-5), which will prohibit discharge in the Desert Knolls area of Apple Valley, San Bernardino County.
2. The discharge prohibition is reasonable and necessary in light of the evidence regarding the geologic conditions in the Desert Knolls area and the reported failures of subsurface disposal systems.
3. Enforcement of the nonspecific compliance schedule in paragraph No. 9 of the resolution would probably be difficult due to its ambiguity.

THEREFORE BE IT RESOLVED:

That Resolution 74-5 of the Lahontan Regional Board be remanded to the Regional Board for reconsideration in accord with the recommendations hereinafter contained.

1. Paragraph No. 9 be revised to read as follows:

The discharge of waste within the following described area after January 1, 1978, is prohibited:

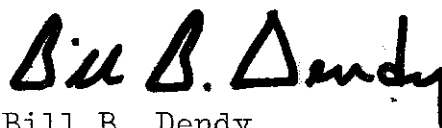
The area included within the NE/4, Sec. 12; NW/4, NW/4, Sec. 12; NE/4, NW/4, Sec. 12; N/2, SE/4, NW/4, Sec. 12; N/2, SW/4, NW/4, Sec. 12; N/2, S/2, SE/4, NW/4, Sec. 12; N/2, N/2, Sec. 11; N/2, SW/4, NW/4, Sec. 11; N/2, N/2, SE/4, NE/4, Sec. 11; N/2, NE/4, Sec. 10; SW/4, NE/4, Sec. 10; N/2, NE/4, NW/4, SE/4, Sec. 10; NW/4, NW/4, SE/4, Sec. 10; N/2, SE/4, NE/4, Sec. 10; SW/4, SE/4, NE/4, Sec. 10; E/2, Sec. 3, Sec. 2; and Sec. 1 of T5N, R4W, SBB&M and the NW/4, Sec. 7; NW/4, Sec. 6; NE/4, Sec. 6; SW/4, Sec. 6; W/2, SE/4, Sec. 6; and the W/2, E/2, SE/4, Sec. 6 of T5N, R3W, SBB&M and the S/2, Sec. 36; S/2, S/2, NW/4, Sec. 36; S/2, S/2, NE/4, Sec. 35; SE/4, Sec. 35; S/2, SW/4, Sec. 35; and the NE/4, SW/4, Sec. 35 of T6N, R4W, SBB&M and the S/2, Sec. 31 of T6N, R3W, SBB&M. This is generally the area north of State Highway 18 within the area commonly known as Apple Valley Desert Knolls.

An exemption to this prohibition may be granted after presentation by the proposed discharger of geologic and hydrologic evidence that leaching system disposal will not, individually or collectively, result in a pollution or nuisance.

2. The resolution should require the Mojave Water Agency to report on a regular basis to the Regional Board relative to the progress on the development of a regional sewerage system in the prohibition area.

CERTIFICATION

The undersigned, Executive Officer of the State Water Resources Control Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on October 17, 1974.



Bill B. Dendy
Executive Officer