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## Central Valley Regional Water Quality Control Board

22 May 2015

Glenn Drumright  
Reeve-Knight Construction, Inc  
128 Ascot Drive  
Roseville, CA 95661

CERTIFIED MAIL  
7010 3090 0000 5045 0879

### **NOTICE OF APPLICABILITY (NOA); LOW THREAT GENERAL WASTE DISCHARGE REQUIREMENTS ORDER R5-2013-0074; GEKKEIKAN SAKE PHASE III CONSTRUCTION DEWATERING PROJECT; SACRAMENTO COUNTY**

Our office received a Notice of Intent (NOI) on 22 April 2015 from RFE Engineering, Inc on behalf of Reeve-Knight Construction (hereinafter Discharger) for its Gekkeikan Sake Phase III Construction Dewatering Project (Project). Based on the information in the NOI, Central Valley Regional Water Quality Control Board (Central Valley Water Board) staff has determined that the project meets the required conditions for approval under the General Order for *Dewatering and Other Low Threat Discharges to Surface Waters* (Low Threat General Order). This project is hereby assigned Low Threat General Order R5-2013-0074-150 and National Pollutant Discharge Elimination System (NPDES) Permit No. CAG995001. Please reference unique Order **R5-2013-0074-150** in all future correspondence and documents.

The enclosed Low Threat General Order may also be viewed at the following web address: [http://www.waterboards.ca.gov/centralvalley/board\\_decisions/adopted\\_orders/general\\_orders/r5-2013-0074.pdf](http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/general_orders/r5-2013-0074.pdf). You are urged to familiarize yourself with the contents of the entire document. The Low Threat General Order prescribes mandatory discharge monitoring and reporting requirements. The project activities shall be operated in accordance with the requirements contained in this NOA, the Low Threat General Order, and with the information submitted by the Discharger.

### **CALIFORNIA TOXICS RULE / STATE IMPLEMENTATION POLICY MONITORING**

The Low Threat General Order incorporates the requirements of the California Toxics Rule (CTR) and the State Water Resources Control Board's (State Water Board), *Policy for Implementation of Toxics Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California, 2005*, also known as the State Implementation Policy (SIP). Screening levels for CTR constituents are found in Attachment B of the Low Threat General Order. Review of your water quality data in comparison to the CTR screening values showed no reasonable potential to cause or contribute to an instream exceedance of the CTR criteria in Willow Creek.

### **PROJECT DESCRIPTION**

The Project is located at 1136 Sibley Street in Folsom, CA 95630, and involves the construction of a 48,000 square foot industrial building at the southwest end of the project site. The construction dewatering operations for the Project will consist of four (4) pumps placed within a dewatering trench. The water collected within the trench will be pumped from the trench to one of four dewatering / filtration tanks. The anticipated flow rate is 0.2 million gallons per day

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KARL E. LONGLEY ScD, P.E., CHAIR | PAMELA C. CREEDON P.E., BCEE, EXECUTIVE OFFICER

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(MGD). Each tank has an 18,000 gallon capacity and is capable of filtering approximately 0.75 MGD (maximum). The dewatering activities are expected to occur between 15 May 2015 and 15 August 2015. After filtration, the groundwater will be piped to an existing 15-inch storm water drainage inlet near the southwest corner of the property, where the discharge will tie into the City of Folsom storm drain system that discharges to Willow Creek. The discharge rate to the storm drain system is estimated to be 0.2 MGD.

Willow Creek is a tributary to Lake Natoma, which is listed on the Clean Water Act 303(d) List of impaired water bodies for mercury. Sampling results for mercury submitted with the Discharger's NOI showed that mercury was not detected in the discharge.

**MONITORING AND REPORTING**

The Discharger must notify Central Valley Water Board staff 24 hours 1) before the start of each new discharge, 2) as soon as noncompliance is anticipated, and 3) when the discharge ceases.

The Discharger must submit quarterly reports, as described in Attachment E, Section X of the Low Threat General Order, even if there is no discharge or receiving water flow during the reporting quarter, until the Discharger formally requests that coverage under the Order be terminated.

**Monitoring Locations** – The Discharger shall monitor the effluent and Willow Creek at the specified locations as follows:

**Table E-1. Monitoring Station Locations**

Discharge Point Name	Monitoring Location Name	Monitoring Location Description
001	EFF-001	A location where a representative sample of the effluent can be collected prior to discharging to the storm drain system.
--	RSW-001	Willow Creek, approximately 50 feet upstream from the point of discharge of storm drain system.
--	RSW-002	Willow Creek, approximately 50 feet downstream from the point of discharge of storm drain system.

**Effluent Monitoring** – When discharging to the storm drain system, the Discharger shall monitor the effluent at EFF-001 as follows:

**Table E-3. Effluent Monitoring – Discharges Less than 4 Months in Duration**

Parameter	Units	Sample Type	Minimum Sampling Frequency <sup>1,2</sup>	Required Analytical Test Method
Biochemical Oxygen Demand (5-Day @ 20 °C)	mg/L	Grab	2/Month	3
Chlorine, Total Residual	mg/L	Grab	1/Discharge Event	3,4,5
Electrical Conductivity @ 25 °C	µmhos/cm	Grab	2/Month	3
pH	standard units	Grab	2/Month	3
Settleable Solids	mL/L	Grab	2/Month	3
Total Suspended Solids	mg/L	Grab	2/Month	3

<sup>1</sup> If the discharge is intermittent rather than continuous, then on the first day of each such intermittent discharge, the Discharger shall monitor and record data for all of the constituents listed above, after which the frequencies of analysis given in the schedule shall apply for the duration of each such intermittent discharge. In no event shall the Discharger be required to monitor and record data more often than twice the frequencies listed in the table.

<sup>2</sup> The first sample shall be collected at the start of discharge.

<sup>3</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Part 136.

- 4 A handheld field meter may be used, provided the meter utilizes a USEPA-approved algorithm/method and is calibrated and maintained in accordance with the manufacturer's instructions. A calibration and maintenance log for each meter used for monitoring required by this Monitoring and Reporting Program shall be maintained at the Facility.
- 5 Total chlorine residual must be monitored with a method sensitive to and accurate at a reporting level of 0.08 mg/L, or any more stringent reporting level included in a final statewide policy or standard for total residual chlorine.

**Receiving Water Monitoring** – When discharging to the storm drain system, the Discharger shall monitor, or provide monitoring data, for the receiving water at RSW-001 and RSW-002 as follows:

**Table E-5. Receiving Water Monitoring – Discharges Less than 4 Months in Duration**

Parameter	Units	Sample Type	Monitoring Frequency	Required Analytical Test Method
Dissolved Oxygen	mg/L	Grab	2/Week	1
Electrical Conductivity @ 25 °C	µmhos/cm	Grab	2/Week	1
pH	standard units	Grab	2/Week	1
Temperature	°F	Grab	2/Week	1
Turbidity	NTU	Grab	2/Week	1

<sup>1</sup> Pollutants shall be analyzed using the analytical methods described in 40 CFR Part 136.

In conducting the receiving water sampling, a log shall be kept of the receiving water conditions throughout the reach bounded by RSW-001 and RSW-002. Attention shall be given to the presence or absence of:

- a. Floating or suspended matter
- b. Discoloration
- c. Bottom deposits
- d. Aquatic life
- e. Visible films, sheens, or coatings
- f. Fungi, slimes, or objectionable growths
- g. Potential nuisance conditions

Notes on receiving water conditions shall be summarized in the monitoring report.

**Monitoring Report Submittals** - Monitoring in accordance with the Low Threat General Order shall begin upon initiation of discharge. Monitoring reports shall be submitted to the Central Valley Water Board on a quarterly basis, beginning with the Second Quarter 2015. This report shall be submitted on **1 August 2015**. If monitoring samples were not obtained within 24 hours of initiation of the discharge, the Discharger must document the reasons in the corresponding monitoring report. If the discharge has not begun there is no need to monitor. However, a monitoring report must be submitted stating that there has been no discharge. Table E-6, below, summarizes the monitoring report due dates required under the Low Threat General Order. Quarterly monitoring reports must be submitted until your coverage is formally terminated in accordance with the Low Threat General Order, even if there is no discharge during the reporting quarter.

**Table E-6. Monitoring Periods and Reporting Schedule**

Sampling Frequency	Monitoring Period Begins On...	Quarterly Report Due Date
1/Discharge Event, Continuous, 2/Week, 1/Month, 2/Month, 1/Quarter	22 May 2015	1 May (1 Jan – 31 Mar) 1 Aug (1 Apr – 30 Jun) 1 Nov (1 Jul – 30 Sep) 1 Feb, of following year (1 Oct – 31 Dec)

**GENERAL INFORMATION AND REQUIREMENTS**

The Central Valley Water Board shall be notified immediately if any effluent limit violation is observed during implementation of the project.

Discharge of material other than what is described in the application is prohibited. The required annual fee (as specified in the annual billing you will receive from the State Water Resources Control Board) shall be submitted until the discharge is terminated. To terminate coverage under the Low Threat General Order, the Discharger must submit written notification to the Central Valley Water Board that the discharge regulated by this Low Threat General Order has ceased and is no longer necessary. If a timely written request is not received, then the Discharger will be required to pay additional annual fees as determined by the State Water Resources Control Board.

**ENFORCEMENT**

Failure to comply with the Low Threat General Order may result in enforcement actions, which could include civil liability. Effluent limitation violations are subject to Mandatory Minimum Penalties (MMPs) of \$3,000 per violation. Violations of the Low Threat General Order or the Monitoring and Reporting Program may subject the Discharger to discretionary penalties of up to \$10,000 per violation. In addition, late monitoring reports are subject to both discretionary and mandatory penalties. When discharges do not occur during a quarterly report monitoring period, the Discharger must still submit a quarterly monitoring report indicating that no discharge occurred to avoid being subject to enforcement actions.

**COMMUNICATION**

All documents, including monitoring reports, response to inspections, written notifications, and documents submitted to comply with this NOA and the Low Threat General Order, should be submitted to the NPDES Compliance unit, attention Lucio Orellana. Mr. Orellana can be reached at (916) 464-4660 or [Lucio.Orellana@waterboards.ca.gov](mailto:Lucio.Orellana@waterboards.ca.gov).

We have transitioned to a paperless office, therefore, please convert all documents to a searchable Portable Document Format (pdf) and email them to [centralvalleysacramento@waterboards.ca.gov](mailto:centralvalleysacramento@waterboards.ca.gov). Please include the following information in the email: Attention: NPDES Compliance section; Discharger: Reeve-Knight Construction; Facility: Gekkeikan Sake Phase III Construction Dewatering Project; County: Sacramento; and the CIWQS place ID: **814699** in the body of the email. Documents that are 50 megabytes or larger must be transferred to a DVD, or flash drive and mailed to our office, attention "ECM Mailroom-NPDES". Please include the attached Monitoring Report Transmittal Form as the first page of each monitoring report.

Questions regarding the permitting aspects of this Low Threat General Order, and written notification for termination of coverage under the Low Threat General Order, shall be directed to Tyson Pelkofer of the Central Valley Water Board's NPDES Permitting Unit. Mr. Pelkofer can be reached at 916-464-4853 or [Tyson.Pelkofer@waterboards.ca](mailto:Tyson.Pelkofer@waterboards.ca).

Any person aggrieved by this action of the Central Valley Water Board may petition the State Water Board to review the action in accordance with California Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of this NOA, except that if the thirtieth day following the date of this Order falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions may be found on the internet at: [http://www.waterboards.ca.gov/public\\_notices/petitions/water\\_quality](http://www.waterboards.ca.gov/public_notices/petitions/water_quality) or will be provided upon request.

*Original signed by Adam Laputz for*

Pamela C. Creedon  
Executive Officer

Enclosures: General Order R5-2013-0074 (Discharger only)  
Monitoring Report Transmittal Form (Discharger only)

cc: David Smith, U.S. EPA, Region IX, San Francisco (email only)  
Phil Isorena, Division of Water Quality, State Water Board, Sacramento (email only)