

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—
MONTAN REGION

092 LAKE TAHOE BOULEVARD
P.O. BOX 9428
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428
(916) 544-3481



March 11, 1991

Bruce Williams
Town of Apple Valley
P.O. Box 429
Apple Valley, CA 92307

Dear Mr. Williams:

AMENDED SEPTIC SYSTEM MEMORANDUM OF UNDERSTANDING

It has come to our attention that an error was made in the original wording of the above-referenced Memorandum of Understanding (MOU) between the Regional Board and the Town of Apple Valley. Item II. G. of the MOU should have had the word "before" rather than "after" so that the MOU would accurately reflect the intentions of the Regional Board. Pursuant to item XI of the MOU, we propose that this change be made with the mutual agreement of both parties. If you concur, please substitute the enclosed page containing this correction with the corresponding page in your copy of the agreement.

Also, please have one of the enclosed forms signed and returned to this office within 60 days of receipt. We thank you for your prompt attention to this matter. If you have any questions or comments, please contact David Himebaugh or Dr. Ranjit Gill.

Sincerely,

HAROLD J. SINGER
EXECUTIVE OFFICER

Enclosure

cc: septic system mailing list

sh

- II. The Town shall not issue construction permits without Regional Board approval for the following projects:
- A. Projects that involve domestic wastewater discharge from commercial or industrial development in excess of 500 gallon/acre/day as determined by the Board; or
 - B. Projects that will have industrial wastewater discharges; or
 - C. Projects that exceed the two EDU/acre density requirement for septic tank use (except in exempted areas); or
 - D. Projects that do not comply with the Town's standards for use of septic tank wastewater disposal systems; or
 - E. Projects located within existing waste discharge prohibition areas (unless in areas exempted in I.B. above); or
 - F. Projects utilizing package wastewater treatment plants with on-site disposal; or
 - G. Projects that consist of a single-family home on individual lots that were created out of a subdivision before June 16, 1988 when the lot has a net area of less than 15,000 square feet.
- III. The Town, at its discretion, may defer consideration of projects, based on water quality impacts, to the Board for any projects even if it appears that compliance with Section I. of this Memorandum of Understanding has been achieved.
- IV. The Town, at its discretion, may require the formation of a public entity (as defined in the State of California Government Code

The amendment of Item G., changing the word "after" to "before" in the Septic System Memorandum of Understanding with the Lahontan Regional Water Quality Control Board is executed on the date of the last signature below, by the following authorized representatives of the parties.

Harold J. Singer
Harold J. Singer
Executive Officer

Date _____

Mar 11, 1991
Date

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—
LAHONTAN REGION2092 LAKE TAHOE BOULEVARD
P.O. BOX 9428
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428
(916) 544-3481

February 6, 1990

Bruce Williams, Deputy Town Manager
Town of Apple Valley
22521 Shawnee Road
P.O. Box 429
Apple Valley, CA 92307

Dear Mr. Williams:

MEMORANDUM OF UNDERSTANDING BETWEEN THE CALIFORNIA REGIONAL WATER
QUALITY CONTROL BOARD-LAHONTAN REGION AND TOWN OF APPLE VALLEY

On January 22, 1990, we received your letter and Memorandum of Understanding (MOU) between the Town of Apple Valley and the California Regional Water Quality Control Board-Lahontan Region regarding the septic system permitting process. We appreciate the cooperation extended from the Town of Apple Valley by entering into this MOU.

A copy of the signed MOU is enclosed. If you have any questions or require more information regarding this matter, please contact Cindy Rofer or David Himebaugh at this office.

Sincerely,

Handwritten signature of Harold J. Singer in cursive.

HAROLD J. SINGER
EXECUTIVE OFFICER

Enclosure - MOU

sh



Town of Apple Valley

22521 Shawnee Road
P.O. Box 429
Apple Valley, CA 92307

January 12, 1990

Harold Singer, Executive Officer
California Regional Water Quality
Control Board, Lahontan Region
P.O. Box 9428
South Lake Tahoe, CA 95731-2428

SUBJECT: MEMORANDUM OF UNDERSTANDING

On January 9, 1990, the Town Council of the Town of Apple Valley approved and executed the Memorandum of Understanding (MOU) between the California Water Quality Control Board, Lahontan Region and the Town of Apple Valley. Enclosed is the original signed MOU for your signature which, when signed, is to be returned to the Town for filing by the Town Clerk.

If you require any further information, please contact the undersigned at 619-240-7500.

Sincerely,

BRUCE WILLIAMS
Deputy Town Manager,
Community Services

BW:cs

cc: Eunice Puckett, Town Clerk
Brad Kilger, Deputy Town Manager,
Community Development

Enclosure

yellow. septic system
Memo of Understanding
GEORGE DEUKMEJIAN, Governor

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—
MONTAN REGION

992 LAKE TAHOE BOULEVARD
P.O. BOX 9428
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428
(916) 544-3481



December 7, 1989

Mr. Bruce Williams
Town of Apple Valley
P.O. Box 429
Apple Valley, CA 92307

Dear Mr. Williams:

MEMORANDUM OF UNDERSTANDING REGARDING THE SEPTIC SYSTEM
PERMITTING PROCESS

Enclosed is a signed copy of the above referenced memorandum of understanding (MOU). Please be informed that the purpose of this MOU is to expedite the overall review process and clarify the Town and Regional Board operating policy for septic system permitting. The Regional Board criteria which govern the review process were approved on June 16, 1988 by the State Water Resources Control Board and have been in effect since that date.

Therefore, Town adoption of this MOU will not change the minimum criteria which it must legally use in septic system permitting. Rather, adoption of this MOU would save Apple Valley property owners from Regional Board project review periods and filing fees. Failure by the Town to adopt an MOU with the Regional Board will necessitate Regional Board review of septic system applications.

Of the 16 municipalities requiring an MOU signature, the Town of Apple Valley is one of only four which have not yet signed this MOU. It is, therefore, our hope that examination of the MOU and its benefits will result in its adoption by your Town Council.

If you have any questions or comments on this matter, please contact David Himebaugh or Dr. Ranjit Gill at this office.

Sincerely,

Robert S. Daddis

HAROLD J. SINGER
EXECUTIVE OFFICER

Enclosures

cc: Mr. Hisam Bagai/Victorville Office

DGH/jr

SEPTIC TANK GUIDELINES

Memorandum of Understanding
Between the
California Water Quality Control Board
Lahontan Region
and
The Town of Apple Valley

This Memorandum of Understanding is entered into by and between the California Regional Water Quality Control Board, Lahontan Region (hereinafter Board), and the Town of Apple Valley (hereinafter Town). Its purpose is to expedite the overall review process for proposed developments and to provide a clear operating policy between the Board and the Town on the implementation of the Board's guidelines for wastewater disposal from land developments.

Section 13260 of the California Water Code requires any person discharging waste or proposing to discharge waste that may affect waters of the State, except to a community sewer system, to file a report of waste discharge with the regional board of that region. Implementation of this code section has included regulation of individual waste systems wherever warranted.

In 1973 and again in 1974, the Board adopted guidelines to (1) establish the conditions under which waivers of the filing requirement would be in the public interest (pursuant to California Water Code Section 13269); (2) establish minimum criteria for the use of individual systems; and (3) prevent pollution or nuisance caused by the discharges from leaching or percolation systems.

On January 14, 1988, the Regional Board adopted revisions to the "Guidelines for Waste Disposal From Land Developments." In conjunction with these revisions, the Regional Board also adopted the "Regional Board Guidelines for Implementation of Criteria for Individual Waste Disposal Systems." These implementation guidelines list general and specific provisions in considering exemptions to the maximum density criteria (2 EDUs per acre) for individual waste disposal systems in both new and existing land developments.

This requirement also applies to domestic wastewater discharges from new commercial and industrial development with wastewater discharge volumes exceeding two EDU per acre density (500 gal/day/acre based on 250 gal/day/EDU). On June 16, 1988, the State Water Resources Control Board approved the revisions. For purposes of this Memorandum of Understanding gross acreage is that area which encompasses the entire net lot area plus any underlying fee title within the adjacent right-of-ways, if any.

Inasmuch as the Town has incorporated into its review criteria the "Minimum Criteria for Subsurface Discharge of Sewage" contained in the Board's guidelines, and has consistently applied these criteria in its review of proposed developments, it is not against the public interest for the Board to reduce its oversight work by eliminating redundant review of proposed projects.

It is agreed that:

I. The Town is authorized to issue construction permits for

projects that utilize individual subsurface disposal systems without Regional Board approval under the following conditions:

A. All of the Following:

1. The on-site soil characteristics comply with the established "Minimum Criteria for Individual Waste Disposal Systems as adopted by Resolution 6-88-15; and
2. The discharge is composed of domestic wastewater only; and

B. One of the Following:

1. The development consists of single-family residences or multiple-family residences, the density does not exceed two equivalent dwelling units (EDU) per acre (500 gallons/acre/day wastewater flow), or
2. The development consists only of a single-family home on an individual lot which has a minimum net area of 15,000 square feet; or
3. The development is non-residential or of mixed occupancy and the wastewater discharge does not exceed 500 gallons/acre/day as determined using Table I-2 and I-3 in the Uniform Plumbing Code and occupant loads as determined by Table 33A in the Uniform Building Code; or
4. The project is in a class that has been designated exempt from Regional Board review in writing under signature of the Regional Board Executive Officer; or
5. The project/development has been granted an exemption by the Board and complies with the Town's standards for use of septic tank wastewater disposal systems.

- II. The Town shall not issue construction permits without Regional Board approval for the following projects:
- A. Projects that involve domestic wastewater discharge from commercial or industrial development in excess of 500 gallon/acre/day as determined by the Board; or
 - B. Projects that will have industrial wastewater discharges; or
 - C. Projects that exceed the two EDU/acre density requirement for septic tank use (except in exempted areas); or
 - D. Projects that do not comply with the Town's standards for use of septic tank wastewater disposal systems; or
 - E. Projects located within existing waste discharge prohibition areas (unless in areas exempted in I.B. above); or
 - F. Projects utilizing package wastewater treatment plants with on-site disposal; or
 - G. Projects that consist of a single-family home on individual lots that were created out of a subdivision after June 16, 1988 when the lot has a net area of less than 15,000 square feet.
- III. The Town, at its discretion, may defer consideration of projects, based on water quality impacts, to the Board for any projects even if it appears that compliance with Section I. of this Memorandum of Understanding has been achieved.
- IV. The Town, at its discretion, may require the formation of a public entity (as defined in the State of California Government Code

Section 53090 et seq.) to maintain septic systems in residential developments of one hundred (100) lots or more.

- V. The Board may review permits issued by the Town at its discretion. Copies of permits will be made available upon request for review in Town offices.
- VI. The Board, upon reviewing permits issued by the Town, may require proposals be submitted and/or waste discharge requirements (permits) be obtained for all other types of waste discharges such as stormwater runoff and solid waste leachate.
- VII. The Town, on its own initiative or at the request of an applicant and upon providing the information specified in the implementation guidelines, may apply for individual, large scale, or area-wide exemptions.
- VIII. The applicant, for projects found in compliance with the Board's guidelines, will be notified of acceptance by issuance of a Town building permit or by issuance of a Board clearance letter.
- IX. The Town shall maintain a record of all documents submitted and reviewed under this Memorandum of Understanding. This record shall be kept as a note on the construction permit for each project.
- X. This Memorandum of Understanding shall be effective immediately after

execution of this agreement and shall remain in full force until terminated by a prior thirty (30) day written notice by either party.

XI. This Memorandum of Understanding may be amended as mutually agreed to by the Town and the Regional Board.

XII. All notices and communications under this Memorandum of Understanding shall be addressed to the following:


Bruce Williams
Town of Apple Valley
P.O. Box 429
Apple Valley, CA 92307

Harold J. Singer
California Regional Water Quality
Control Board, Lahontan Region
P.O. Box 9428
South Lake Tahoe, CA 95731-2428

This Memorandum of Understanding is executed on the date of the most recent signature below, by the following authorized representatives of the parties.



Steve Laska, Mayor
Town Representative
Title



Harold J. Singer
Executive Officer

Date 1/9/80

Date February 6, 1990

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—
AHONTAN REGION

092 LAKE TAHOE BOULEVARD
P.O. BOX 9428
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428
(916) 544-3481



March 11, 1991

Bruce Williams
Town of Apple Valley
P.O. Box 429
Apple Valley, CA 92307

Dear Mr. Williams:

AMENDED SEPTIC SYSTEM MEMORANDUM OF UNDERSTANDING

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Also, please have one of the enclosed forms signed and returned to this office within 60 days of receipt. We thank you for your prompt attention to this matter. If you have any questions or comments, please contact David Himebaugh or Dr. Ranjit Gill.

Sincerely,

HAROLD J. SINGER
EXECUTIVE OFFICER

Enclosure

cc: septic system mailing list

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The amendment of Item G., changing the word "after" to "before" in the Septic System Memorandum of Understanding with the Lahontan Regional Water Quality Control Board is executed on the date of the last signature below, by the following authorized representatives of the parties.

Harold J. Singer

Harold J. Singer
Executive Officer

Date

Mar 11, 1991

Date

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—
LAHONTAN REGION

2092 LAKE TAHOE BOULEVARD
P.O. BOX 9428
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428
(916) 544-3481



February 6, 1990

Bruce Williams, Deputy Town Manager
Town of Apple Valley
22521 Shawnee Road
P.O. Box 429
Apple Valley, CA 92307

Dear Mr. Williams:

MEMORANDUM OF UNDERSTANDING BETWEEN THE CALIFORNIA REGIONAL WATER
QUALITY CONTROL BOARD-LAHONTAN REGION AND TOWN OF APPLE VALLEY

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A copy of the signed MOU is enclosed. If you have any questions or require more information regarding this matter, please contact Cindy Rofer or David Himebaugh at this office.

Sincerely,

A handwritten signature in cursive script that reads "Harold J. Singer".

HAROLD J. SINGER
EXECUTIVE OFFICER

Enclosure - MOU

sh



Town of Apple Valley

22521 Shawnee Road
P.O. Box 429
Apple Valley, CA 92307

January 12, 1990

Harold Singer, Executive Officer
California Regional Water Quality
Control Board, Lahontan Region
P.O. Box 9428
South Lake Tahoe, CA 95731-2428

SUBJECT: MEMORANDUM OF UNDERSTANDING

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If you require any further information, please contact the undersigned at 619-240-7500.

Sincerely,

BRUCE WILLIAMS
Deputy Town Manager,
Community Services

BW:cs

cc: Eunice Puckett, Town Clerk
Brad Kilger, Deputy Town Manager,
Community Development

Enclosure

yellow. extra copies
Memo of Understanding
GEORGE DEUKMEJIAN, Governor

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—
LAHONTAN REGION

1992 LAKE TAHOE BOULEVARD
P.O. BOX 9428
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428
(916) 544-3481



December 7, 1989

Mr. Bruce Williams
Town of Apple Valley
P.O. Box 429
Apple Valley, CA 92307

Dear Mr. Williams:

MEMORANDUM OF UNDERSTANDING REGARDING THE SEPTIC SYSTEM
PERMITTING PROCESS

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If you have any questions or comments on this matter, please contact David Himebaugh or Dr. Ranjit Gill at this office.

Sincerely,

HAROLD J. SINGER
EXECUTIVE OFFICER

Enclosures

cc: Mr. Hisam Baqai/Victorville Office

DGH/jr