
North Coast Regional Water Quality Control Board

**Response to Written Comments
Cease and Desist Order No. R1-2022-0018
For the
City of Healdsburg Wastewater Treatment, Recycling and Disposal Facility
Regional Water Quality Control Board, North Coast Region
October 7, 2022**

Comments Received:

The deadline for submittal of public comments regarding draft Cease and Desist Order No. R1-2022-0018 (Draft CDO) for the City of Healdsburg (City or Permittee) Wastewater Treatment, Recycling and Disposal Facility (Facility) was July 16, 2022. Regional Water Board staff (Staff) only received a single written comment from the Permittee.

Regional Water Board staff virtually met with the Permittee on September 08, 2022 to discuss the Permittee's comments. Responses to comments contained in this document are consistent with the discussion that occurred during the September 08, 2022 meeting.

This Response to Comments document includes a summary of Permittee's comments, Staff responses, and staff-initiated changes. Text added to the Proposed CDO is identified by underline and text to be deleted from the Proposed CDO is identified by strike-through in this document. The term "Draft CDO" refers to the version of the CDO that was sent out for public comment. The term "Proposed CDO" refers to the version of the CDO that has been modified in response to comments received and is being presented to the North Coast Regional Water Quality Control Board (Regional Water Board) for consideration.

City of Healdsburg Comment:

Comment: *The City identifies that the final compliance date in the CDO may not allow the City to encounter a full range of water-year conditions. The City requests that Item 3 be revised to read:*

"If the Permittee is unable to perform any activity or submit any documentation in compliance with the deadlines set forth in the Requirements above, or has not encountered a normal to wet water-year during the time to achieve compliance, the

Permittee may request, in writing, that the Regional Water Board grant an extension of the time. The extension request shall include justification for the delay.”

Response: Staff acknowledge the City’s concerns that a normal to wet-weather year may not occur prior to the specified final compliance date and have modified finding no. 3 of the proposed CDO to reflect the City’s request as follows:

3. If the Permittee is unable to perform any activity or submit any documentation in compliance with the deadlines set forth in the Requirements above or is not confident in their ability to meet the identified final compliance date for circumstances beyond the Permittee’s control, the Permittee may request, in writing, that the Regional Water Board grant an extension of the time. The extension request shall include justification for the delay.

Staff Initiated Changes:

The following sections describe changes made to the draft CDO, initiated by Regional Water Board staff to update and provide clarification to the Proposed CDO. Regional Water Board staff virtually met with the Permittee on September 8, 2022 to discuss the changes made to the Draft Permit and the Permittee did not have any objections to the proposed changes.

The draft CDO was updated as follows:

5. Any person affected by this action of the Regional Water Board may petition the State Water Resources Control Board (State Water Board) to review the action in accordance with Water Code section 13320 and Title 23, California Code of Regulations, section 2050. The State Water Board must receive the petition no later than 5 p.m., 30 days following the date of this Order, must be received by the State Water Board within 30 days of the date of this Order 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 on the next business day. Copies of the law and regulations applicable to filing petitions may be found on the Internet at: http://waterboards.ca.gov/public_notices/petitions/water_quality or will be provided upon request. In addition to filing a petition with the State Water Board, any person affected by this Order may request the Regional Water Board to reconsider this Order.

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