

**Michelle Mata - R9-2010-0003 Comment from EMWD**

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**From:** "Javier, Alfred" <javiera@emwd.org>  
**To:** <mmata@waterboards.ca.gov>  
**Date:** 7/30/2010 4:51 PM  
**Subject:** R9-2010-0003 Comment from EMWD

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**From:** "Javier, Alfred" <javiera@emwd.org>  
**To:** <mmata@waterboards.ca.gov>  
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[This is the third attempt for a transmittal. The link on the pdf is incorrect.](#)

Thank you for allowing comments to be submitted concerning ORDER NO. R9-2010-0003; NPDES PERMIT NO. CAG679001; GENERAL WASTE DISCHARGE REQUIREMENTS FOR DISCHARGES OF HYDROSTATIC TEST WATER AND POTABLE WATER TO SURFACE WATERS AND STORM DRAINS OR OTHER CONVEYANCE SYSTEMS WITHIN THE SAN DIEGO REGION.

Eastern Municipal Water District (EMWD) has one comment concerning potable discharge that exceed a basin water quality objective. For example, EMWD receives potable water from MWD Skinner Water Filtration Plant where the TDS level can exceed the Auld basin Water Quality Objective of 500 mg/L (see Attachment G, Page G-1). For 2007, the TDS range from MWD Skinner Water Filtration Plant has been 438 to 551 mg/L with an average 495 mg/L. In 2008 the TDS range was 450 to 630 mg/L with an average 539 mg/L, and in 2009 the TDS range was 420 to 670 mg/L with an average 576 mg/L. If EMWD should discharge potable water from Skinner as a source, it may violate the Order under "Discharge Prohibition" section IV, A., B., F & H for high TDS.

#### **IV. Discharge Prohibitions**

*A. The discharge of hydrostatic test and/or potable water to waters of the state in a manner causing, or threatening to cause a condition of pollution, contamination or nuisance as defined in Water Code section 13050, is prohibited.*

*B. The discharge of hydrostatic test and/or potable water shall not cause, have a reasonable potential to cause, or contribute to exceedances of any applicable criterion promulgated by USEPA pursuant to section 303 of the CWA, or water quality objective adopted by the State or regional boards.*

*F. Compliance with Discharge Prohibitions contained in the Basin Plan is required as a condition of this Order.*

*H. The discharge of hydrostatic test and/or potable water that cause or contribute to the violation of water quality standards (designated beneficial uses and water quality objectives developed to protect beneficial uses) is prohibited.*

It appears no relief of this condition is address in the Order except possibly in the "Standard Provision" section VII, A., 2., r., requiring an agency to obtain an individual NPDES permit. However, it may still not relief the requirement to meet the basin's water quality objective.

## **VII. Provisions**

### **A. Standard Provisions**

*2. San Diego Water Board Standard Provisions. The Discharger shall comply with the following provisions:*

*r. The San Diego Water Board or the Director of the USEPA may require any person requesting enrollment under this Order or subject to waste discharge requirements under this Order to apply for and obtain an individual NPDES permit. Cases where an individual NPDES permit may be required include but are not limited to those described in 40 CFR 122.28 (b)(3).*

Therefore, EMWD would like this condition addressed as an exemption within the Order where potable water may exceeding basin water quality objectives.

If you have any questions or comments, please don't hesitate to call or e-mail me.

Thank you.

**Al Javier**

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