

STATE OF CALIFORNIA
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

In the Matter of Wastewater Petition WW0101

City of Lompoc

**ORDER APPROVING CHANGE IN PURPOSE OF USE AND
PLACE OF USE**

SOURCE: San Miguelito Creek

COUNTY: Santa Barbara

WHEREAS:

1. The City of Lompoc, Lompoc Regional Wastewater Reclamation Plant (Plant), filed Wastewater Change Petition WW0101 with the State Water Resources Control Board (State Water Board) on November 13, 2017, pursuant to Water Code section 1211. The petition seeks to change the purpose of use and place of use of up to 62,000 gallons per day (gpd) of treated wastewater previously discharged into San Miguelito Creek in Santa Barbara County.
2. Water Code section 1211 requires the owner of any wastewater treatment plant to obtain approval from the State Water Board prior to making any change in the point of discharge, place of use, or purpose of use of treated wastewater, when changes in the discharge or use of treated wastewater result in decreasing the flow in any portion of a watercourse. For the purposes of this order, the State Water Board considers the following information as the Plant's existing point of discharge, place of use, and purpose of use of treated wastewater:
 - a. The point of discharge is located on San Miguelito Creek at 34° 39' 47" N and 120° 28' 55" W as shown on The City of Lompoc's Waste Discharge Requirements Order (WDR) No. R3_2011-0211, (NPDES Permit No. CA 0048127), issued by the Central Coast Regional Water Quality Control Board.
 - b. The current place of use is San Miguelito Creek. The Plant discharges an average of 2.8 to 3.1 million gallons per day (mgd) of treated wastewater from its existing outfall to San Miguelito Creek as regulated pursuant to WDR Order No. R3-2011-0211.
3. With this petition, up to 62,000 gpd of treated wastewater would be redirected from discharge to San Miguelito Creek to water trucks for industrial uses (construction related activities) within 7,488 acres of the city limits of Lompoc and within 30 miles radius of the Plant.
4. The Plant's historical treated wastewater discharge rate, the proposed reduced discharge rate, and change in discharge rate are shown below.

Average Rate of Discharge (mgal/day)												
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Present:	3.070	3.070	3.020	3.010	3.000	2.960	2.920	2.930	2.850	2.820	2.860	2.980
Proposed:	3.065	3.065	3.015	2.960	2.950	2.898	2.858	2.868	2.788	2.770	2.810	2.975
Change:	0.005	0.005	0.005	0.050	0.050	0.062	0.062	0.062	0.062	0.050	0.050	0.005

5. According to information included with the petition, reduction in discharge from the Plant represents a 4% decrease in minimum historical streamflows and a 0.1% decrease in average annual streamflows in San Miguelito Creek. Therefore, the amount of water withdrawn from the system for industrial purposes is insignificant compared to the normal flows and has minimal effect to downstream water users.
6. Public notice of WW0101 was issued on December 18, 2017. No protests were received.
7. The State Water Board has determined that the petition for change will not cause injury to any lawful user of water.
8. On January 25, 2018 the Central Coast Regional Water Quality Control Board issued a Notice of Applicability for the Lompoc Regional Wastewater Reclamation Plant under the Water Reclamation Requirements for Recycled Water Use, State Water Resources Control Board Order WQ-2016-0068-DDW.
9. Under the California Environmental Quality Act (CEQA), the City of Lompoc is the lead agency for preparation of the environmental documentation for the project. On January 29, 2018 the City of Lompoc determined the project proposed with wastewater petition WW101 to be categorically exempt from CEQA citing Public Resources Code section 21084. The State Water Board will file a Notice of Exemption within five days of the date of this Order.
10. In addition to any obligation the State Water Board may have under CEQA, the Board has an independent obligation to consider the effect of the proposed project on public trust resources and to protect those resources where feasible. (*National Audubon Society v. Superior Court* (1983) 33 Cal.3d 419 [189 Cal.Rptr. 346].) No adverse impacts to public trust resources are expected.
11. Pursuant to Resolution 2012-0029, the State Water Board has delegated the authority to administer the State Water Board's water rights program to the Deputy Director for Water Rights, and the Deputy Director for Water Rights has redelegated the authority.

ORDER

NOW, THEREFORE, IT IS ORDERED THAT:

1. The City of Lompoc is authorized to change the purpose and place of use of up to 62,000 gallons per day of treated wastewater discharged to San Miguelito Creek.
2. The authorized place of use for up to 62,000 gallons per day of treated wastewater for industrial uses is 7,488 acres within the City of Lompoc city limits and within 30 miles radius of Lompoc Regional Wastewater Reclamation Plant, as shown on map titled City of Lompoc Recycled Water Program Proposed Place of Use, received on November 13, 2017.

3. The authorized purpose of use for the treated wastewater is industrial use.
4. The City of Lompoc is responsible to obtain and be in compliance with any wastewater discharge permits required by the Central Coast Regional Water Quality Control Board and the State Water Resources Control Board.
5. The State Water Board reserves continuing jurisdiction in the public interest to implement and amend this order for conformity with instream flow requirements that may be established for the Santa Ynez River watershed in the future, and in the event of unforeseen adverse impacts to fish and wildlife resources and other instream beneficial uses. Modifications to this order shall only be made after notice and opportunity for a hearing.
6. The City of Lompoc shall file an annual report with the Deputy Director for the Division of Water Rights by April 30 of each year that includes at minimum the following information for the previous calendar year: monthly amount of inflow to the Plant, monthly discharges to the San Miguelito Creek, maximum daily recycled water delivery rate in mgd, and monthly total recycled water deliveries.

STATE WATER RESOURCES CONTROL BOARD

ORIGINAL SIGNED BY
SEAN MAGUIRE, FOR

*Erik Ekdahl, Deputy Director
Division of Water Rights*

Date: MAY 30 2018