



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

**REGION IX**

**75 Hawthorne Street  
San Francisco, CA 94105-3901**

Sep 30, 2003

CERTIFIED MAIL 7000 0520 0021 6107 9510  
RETURN RECEIPT REQUESTED

In Reply Refer To: CWA-307-9-03-025

Ane Deister  
General Manager  
El Dorado Irrigation District  
2890 Mosquito Road  
Placerville, California 95667

Dear Ms. Deister:

The enclosed Administrative Order sets a time schedule for obtaining an approved pretreatment program. The details of the work that this Order requires were first discussed with your staff during our pretreatment performance evaluation last year, and formally transmitted in writing in the EPA inspection report issued on June 10 of this year. It is our understanding that much of the work is already underway. The key dates are as follows:

KEY DATES	ADMINISTRATIVE ORDER CWA-307-9-03-025
01/01/04	1-4. Begin two-years of added monthly self-monitoring of the influents, effluents, and receiving waters at both wastewater treatment plants
09/28/04	5. Submit a written description of the pretreatment program for approval
* * *	6. Adopt local limits and ordinance within 60-days of obtaining approval
* * *	7. Issue all pending permits within 180-days of obtaining approval
* * *	8. Self-monitoring reports are due on the 28th day of each month for the samples collected during the previous calendar month.
12/28/03 03/28/04 06/28/04	9. Submit quarterly progress reports

The enclosed Finding of Violation and Administrative Order is issued pursuant to Sections 308(a) and 309(a)(3), (a)(4) and (a)(5)(A) of the Clean Water Act (the Act) as amended [33 U.S.C. Sections 1318(a) and 1319(a)(3), (a)(4) and (a)(5)(A)]. Any violation of the terms of this Administrative Order or the pretreatment requirements in the NPDES permits for the Deer Creek and El Dorado Hills wastewater treatment plant could subject the El Dorado Irrigation District to a civil action for appropriate relief pursuant to Section 309(b) of the Act [33 U.S.C. Section 1319(b)] and/or penalties under Section 309(d) of the Act [33 U.S.C. Section 1319(d)] of up to \$31,500 per day of violation. In addition, under Section 309(g) of the Act [33

U.S.C. Section 1319(g)], any violation of the pretreatment requirements in the NPDES permits could also subject the El Dorado Irrigation District to an administrative penalty action of up to \$12,000 per day of violation not to exceed \$157,500. Sections 309(c)(1), (c)(2) and (c)(4) of the Act [33 U.S.C. Section 1319(c)(1), (c)(2) and (c)(4)] also provide penalties for negligent violations, knowing violations and knowingly making false statements.

The Finding of Violation is based on our August 2002 pretreatment performance evaluation. The evaluation involved inspections and sampling of the wastewater treatment plants and the significant industrial users, as well as our review of the El Dorado Irrigation District's self-monitoring and pretreatment records. The inspection report was previously issued and is by reference made a part of this Finding of Violation and Administrative Order.

The request for information included in this Administrative Order is not subject to review by the Office of Management and Budget (OMB) under the Paperwork Reduction Act because it is not an information collection request within the meaning of 44 U.S.C. Sections 3502(4), 3502(11), 3507, 3512, and 3518. Furthermore, it is exempt from OMB review under the Paperwork Reduction Act because it is directed to fewer than ten persons [44 U.S.C. Section 3502(4), 3502(11) and 5 CFR Section 1320.5(a)].

EPA has promulgated regulations to protect the confidentiality of the business information it receives. These regulations are set forth in 40 CFR Part 2, Subpart B and in the Federal Register at 41 F.R. 36902 (September 1, 1976) and 43 F.R. 40000 (September 8, 1978). A claim of business confidentiality may be asserted in the manner specified by 40 CFR Section 2.203(b) for part or all of the information requested. EPA will disclose business information covered by such a claim only as authorized under 40 CFR Part 2, Subpart B. If no claim accompanies the business information at the time EPA receives it, EPA may make it available to the public without further notice. The El Dorado Irrigation District may not withhold from EPA any information on the grounds that it is confidential.

If you have any questions regarding this matter, please contact Greg V. Arthur of my staff at (415) 972-3504 or at [arthur.greg@epa.gov](mailto:arthur.greg@epa.gov).

Sincerely,

*Original signed by:  
Alexis Strauss*

Alexis Strauss  
Director, Water Division

Enclosure

cc: Eric Munz, El Dorado Irrigation District  
Melissa Hall, RWQCB-Sacramento

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 9

In the Matter of	)	
	)	
The El Dorado Irrigation District	)	
Pretreatment Program for the	)	FINDING OF VIOLATION
Deer Creek and El Dorado Hills WWTPs	)	
	)	AND ORDER
Proceedings under Section 308(a) and 309(a)(3),	)	
(a)(4) and (a)(5)(A) of the Clean Water Act, as	)	Docket No. CWA-307-9-03-025
amended, 33 U.S.C. Section 1318(a) and	)	
1319(a)(3), (a)(4) and (a)(5)(A)	)	

**STATUTORY AUTHORITY**

The following Finding of Violation and Order (Docket No. CWA-307-9-03-025) is issued under the authority vested in the Administrator of the U.S. Environmental Protection Agency (EPA) pursuant to Sections 308(a) and 309(a)(3), (a)(4) and (a)(5)(A) of the Clean Water Act [33 U.S.C. Sections 1318(a) and 1319(a)(3), (a)(4) and (a)(5)(A)] (hereinafter the Act). This authority has been delegated by the Administrator and Regional Administrator of EPA Region 9 to the Director of the Water Division of EPA Region 9.

**FINDING OF VIOLATION**

The Director of the Water Division of EPA Region 9 finds that the El Dorado Irrigation District is in violation of the pretreatment program conditions and effluent limits in the National Pollutant Discharge Elimination System (NPDES) permits issued to the El Dorado Irrigation District. This Finding is made on the basis of the following facts:

1. The California Regional Water Quality Control Board, Central Valley Region (RWQCB), under the authority of Section 402(b) of the Act, as amended [33 U.S.C. Section 1342(b)], issued NPDES permit No. CA0078662 in RWQCB Waste Discharge

Requirements Order No. R5-2002-0210 to the El Dorado Irrigation District on December 6, 2002 to become effective on that date and set to expire on December 31, 2007. This permit authorizes the discharge of treated domestic wastewater from the Deer Creek Wastewater Treatment Plant into Deer Creek, a tributary to the Cosumnes River.

2. The RWQCB, under the authority of Section 402(b) of the Act, as amended [33 U.S.C. Section 1342(b)], issued NPDES permit No. CA0078671 in RWQCB Waste Discharge Requirements Order No. 5-01-135 to the El Dorado Irrigation District on June 14, 2001 to become effective on that date. This permit authorizes the discharge of treated domestic wastewater from the El Dorado Hills Wastewater Treatment Plant into Carson Creek.
3. Deer Creek, the Cosumnes River and Carson Creek are all navigable waters as defined by the Act and its implementing regulations [33 U.S.C. Section 1362(7); 40 CFR 122.2].
4. Under Section 307(b) of the Act [33 U.S.C. Section 1317(b)], EPA promulgated the general pretreatment regulations in 40 CFR 403 that apply to Publicly Owned Treatment Works (POTWs) as well as to the non-domestic users that discharge their wastewater into the POTWs. The sewer collection systems, wastewater treatment plants, and reclamation systems qualify the El Dorado Irrigation District as a POTW within the meaning of Section 307(b) of the Act [33 U.S.C. Section 1317(b)] and the Federal pretreatment regulations in 40 CFR 403.3(o).
5. The Deer Creek and El Dorado Hills wastewater treatment plants have a combined dry-weather design capacity of 6.1 million gallons per day, which qualifies the El Dorado Irrigation District under the Federal regulation in 40 CFR 403.8(a), for POTWs with

design capacities exceeding 5.0 million gallons per day, to develop and implement an approved pretreatment program to regulate non-domestic contributions into the sewers.

6. Conditions F.10, F.12 and F.13 of NPDES permit No. CA0078662 and G.10 and G.11 of NPDES permit No. CA0078671 together require the El Dorado Irrigation District to perform the pretreatment functions required by 40 CFR 403, which include but are not limited to the following:

- a. The administration of a pretreatment program to ensure industrial user compliance with the Federal categorical pretreatment standards, the national prohibitions, local limits, and all other applicable pretreatment standards and requirements, 40 CFR 403.8(b) and 403.3(j);
- b. The implementation of the general and specific national prohibitions for industrial users against the introduction of incompatible wastewaters, 40 CFR 403.5(a)(b);
- c. The development of local limits to protect the treatment works from the pass-through of pollutants to the receiving waters, operational interference, sludge contamination, and worker health and safety risks, or the demonstration that the local limits are not necessary, 40 CFR 403.5(c) and 403.8(f)(4);
- d. The implementation of Federal categorical pretreatment standards for Federally-regulated industrial users, 40 CFR 403.6;
- e. The adoption of the necessary legal authority, 40 CFR 403.8(f)(1)
- f. The identification of industrial users, the delineation of the inventory into significant and non-significant industrial users, the classification of industrial users by Federal point source category, the issuance of permits, the inspection and

- sampling of industrial users, and the annual publication of the violators determined to be in significant non-compliance, 40 CFR 403.8(f)(2);
- g. The provision of sufficient resources and qualified personnel, 40 CFR 403.8(f)(3);
  - h. The development and implementation of an enforcement response plan, 40 CFR 403.8(f)(5), and;
  - i. The implementation of an industrial user self-monitoring program, 40 CFR 403.8(f)(2) and 403.12.
7. Conditions B.1 and B.2 of RWQCB Order No. R5-2002-0210 set effluent limitations on the discharge from the Deer Creek Wastewater Treatment Plant for copper, based on the hardness of the receiving waters, which, at the statistical minimum and maximum hardnesses of 70, and 95 mg/l in the receiving water, results in four-day average and sample-maximum limits for total copper of 6.6 and 9.6 ug/l, and 8.6 and 13.0 ug/l, respectively.
8. On April 30, 2003, EPA completed a pretreatment performance evaluation of the regulatory control of non-domestic wastewaters discharged into the El Dorado Irrigation District wastewater treatment plants. This evaluation consisted of the following:
- a. On August 12 and 13, 2002, compliance sampling inspections of the Deer Creek and El Dorado Hills wastewater treatment plants;
  - b. On August 13 and 15, and September 11, 2002, on-site industrial user sampling inspections of four significant industrial users (*Rippey Corporation, River City Chrome, Celebrity Plating, P.W.Pipe*), and site visits to two other industries within the sewer service area found to be on septic tanks (*Baker Art Foundry, Gist Silversmiths*);

- c. On-site interviews with the pretreatment staff person and the review of the pretreatment program documentation on August 12 through 15, 2002, and;
  - d. A review of the El Dorado Irrigation District's 2002-2003 self-monitoring record for wastewater treatment plant discharges and the 2002 sample record for sludge.
9. The El Dorado Irrigation District violated Condition F.10 of NPDES permit No. CA0078662 in that during the pretreatment program evaluation completed on April 30, 2003, EPA found the pretreatment functions required by 40 CFR 403 to be inadequately performed in the follow ways:
- a. The El Dorado Irrigation District local limits were not protective of the wastewater treatment works from all adverse impacts from non-domestic wastewater discharges since their technical basis did not include the effluent limits for copper and other toxic pollutants in the NPDES permit for the Deer Creek wastewater treatment plant, and since the concentrations of copper exceeded and are expected to continue to exceed the permit effluent limits (See item 10 below);
  - b. The El Dorado Irrigation District local limits were not based on a determination of the current pollutant loads in the domestic wastewaters nor in each non-domestic wastewater source;
  - c. The El Dorado Irrigation District local limits were not based on determinations of the current pollutant removal rates at the Deer Creek and El Dorado Hills wastewater treatment plants;

- d. The El Dorado Irrigation District inventory of industrial users did not delineate which industrial users qualify as significant industrial users (SIUs) or as categorical industrial users (CIUs), nor did it identify each non-domestic wastewater discharge point from the SIUs to the sewers;
- e. The El Dorado Irrigation District permit for Rippey Corporation did not apply the Federal standards for thermoplastic resins manufacturing in 40 CFR 414, nor apply local limits and set monitoring requirements for both non-domestic discharges to the sewers, nor set sampling protocols representative of the sampling day=s discharge and the sample reporting period for both non-domestic wastewater discharge points, nor require self-monitoring for all of the Federally-regulated pollutants and all local pollutants of concern;
- f. The El Dorado Irrigation District permit for P.W.Pipe did not set sampling protocols representative of the sampling day=s discharge and sample reporting period, nor require self-monitoring for all local pollutants of concern;
- g. The El Dorado Irrigation District did not sample each significant industrial user at least once in 2002 in order to annually determine compliance with all applicable Federal standards and local pollutants of concern.

The inadequate performance of the pretreatment functions regarding local limits are also violations of Conditions F.12 and F.13 of NPDES permit No. CA0078662 and of Conditions G.10 and G.11 of NPDES permit No. CA0078671.

- 10. The El Dorado Irrigation District violated Conditions B.1 or B.2 of NPDES permit No. CA0078662 in that:



- a. The El Dorado Irrigation District collected the following samples for copper from the Deer Creek wastewater treatment plant discharge into Deer Creek:

Sampling Date Sampler	Sample Type	Permit Limit <u>a</u> / Sample-Max (ug/l)	Sample Result (ug/l)	Days of Viol
01/02/03 - EID	24-hr comp	Cu s-max <13	13	<u>b</u> /
01/14/03 - EID	24-hr comp	Cu s-max <13	13	<u>b</u> /
01/20/03 - EID	24-hr comp	Cu s-max <13	20	1
02/04/03 - EID	24-hr comp	Cu s-max <13	24	1
02/11/03 - EID	24-hr comp	Cu s-max <13	<20	<u>c</u> /
02/18/03 - EID	24-hr comp	Cu s-max <13	21	1
02/25/03 - EID	24-hr comp	Cu s-max <13	22	1
03/04/03 - EID	24-hr comp	Cu s-max <13	20	1
03/11/03 - EID	24-hr comp	Cu s-max <13	24	1
03/25/03 - EID	24-hr comp	Cu s-max <13	20	1
04/04/03 - EID	24-hr comp	Cu s-max <13	22	1
04/08/03 - EID	24-hr comp	Cu d-max <13	<20	<u>c</u> /
04/15/03 - EID	24-hr comp	Cu d-max <13	<20	<u>c</u> /
04/22/03 - EID	24-hr comp	Cu d-max <13	<20	<u>c</u> /
January 1 to April 30, 2003 - Total Days of Violation				8

a/ Maximum permit limit of 13 ug/l based on a maximum hardness of 95 mg/l.  
b/ Compliance cannot be determined without a concurrent hardness result.  
c/ Compliance cannot be determined since detection limit is above permit limit.

- b. The fourteen sample results listed above in item 10(a) resulted in at least eight violations of the sample-maximum concentration permit limit for copper. The other six sample results were not demonstrations of compliance since they were not usable for compliance determination.
11. The April 30, 2003 EPA report of the pretreatment performance evaluation of the El Dorado Irrigation District was previously issued on June 10, 2003 and is by reference made part of this Finding of Violation and Administrative Order.

**ADMINISTRATIVE ORDER**

Taking these Findings into consideration and considering the potential environmental and human health effects of the violations and all good faith efforts to comply, EPA has determined that compliance in accordance with the following requirements is reasonable. Pursuant to Section 308(a) and 309(a)(3), (a)(4) and (a)(5)(A) of the Act [33 U.S.C. Section 1318(a) and 1319(a)(3), (a)(4) and (a)(5)(A)], IT IS HEREBY ORDERED that the El Dorado Irrigation District comply with the following requirements:

*Self-Monitoring*

1. The El Dorado Irrigation District shall self-monitor the Deer Creek and El Dorado Hills Wastewater Treatment Plants for two years from January 1, 2004 through December 31, 2005, in accordance with the following schedule:

a. **ONCE EACH MONTH**, the El Dorado Irrigation District shall self-monitor for the following pollutants and parameters at the following sample points:

**Deer Creek Wastewater Treatment Plant**

1. Influent @ IWD-DC1 for total copper, arsenic, lead, molybdenum, zinc, total dissolved solids, and the sampling day=s flow rate;
2. Effluent discharge to Deer Creek @ IWD-DC2 for total copper, hardness, and the sampling day=s flow rate;
3. Effluent discharge to the reclaim line @ IWD-DC3 for total copper, and the sampling day=s flow rate;
4. Receiving water upstream @ Station R-1 for total copper, and hardness;

5. Receiving water downstream @ Station R-2 for total copper, and hardness;

**El Dorado Hills Wastewater Treatment Plant**

6. Influent @ IWD-EDH1 for total copper, lead, zinc, total dissolved solids, and the sampling day=s flow rate;
7. Effluent discharge to Carson Creek @ IWD-EDH2 for total copper, hardness, and the sampling day=s flow rate;
8. Effluent discharge to the reclaim line @ IWD-EDH3 for total copper, and the sampling day=s flow rate;
9. Receiving water upstream @ Station R-1 for total copper, and hardness;
10. Receiving water downstream @ Station R-2 for total copper, and hardness;

The sample points are as designated in the pretreatment performance evaluation report issued on June 11, 2003 and in the NPDES permits.

- b. **ONCE EVERY SIX-MONTHS**, the El Dorado Irrigation District shall self-monitor the following pollutants and parameters at the following sample points:

**Deer Creek Wastewater Treatment Plant**

1. Influent @ IWD-DC1 for MTBE;
2. Effluent for discharge to Deer Creek @ IWD-DC2 for MTBE;

**El Dorado Hills Wastewater Treatment Plant**

3. Influent @ IWD-EDH1 for formaldehyde, and MTBE;
4. Effluent for discharge to Carson Creek @ IWD-EDH2 for MTBE;

2. The El Dorado Irrigation District shall self-monitor and analyze using the sampling

protocols and EPA approved analytical methods (or equivalent) to achieve the listed detection limits indicated below:

Parameter	Sampling Protocol <u>a/</u>	Detection Limit
flow rate	flow meter	-
arsenic	24-hour flow-weighted composite	1 ug/l
total copper	24-hour flow-weighted composite	0.2 ug/l
lead	24-hour flow-weighted composite	0.2 ug/l
molybdenum	24-hour flow-weighted composite	1 ug/l
zinc	24-hour flow-weighted composite	1 ug/l
formaldehyde	grab	0.1 mg/l
MTBE	grab	0.1 ug/l
hardness	24-hour flow-weighted composite	1 mg/l
total dissolved solids	24-hour flow-weighted composite	1 mg/l

a/ Grab samples may be collected for the samples collected from the receiving waters.

3. Samples collected as required by the self-monitoring provisions of the NPDES permits may take the place of samples required by this Order as long as they are equivalent to the requirements in this Order in sample location, sampling protocol (24-hour composite or grab), and analytical detection limit.
4. For each sample, the El Dorado Irrigation District shall record the sample results, the EPA analytical methods used, the date, time and sample location, sampling protocol (24-hour composite or grab), and the name of the laboratory used.

*Pretreatment Program Approval*

5. By **SEPTEMBER 28, 2004**, the El Dorado Irrigation District shall submit for review a written description of the pretreatment program. The written description of the pretreatment program shall consist of the following chapters:
  - a. **Chapter 1 - Organization and Multi-jurisdiction Implementation**

This chapter would describe the overall program structure as well as contain descriptions of the treatment plants, collection systems, reclaim systems and the service area including political boundaries. This chapter also should describe the changes in the treatment plant configurations expected in order to comply with the Cease and Desist Order regarding nitrates and chlorination byproducts.

b. **Chapter 2 - Legal Authority**

This chapter would contain a revised sewer use ordinance and all multi-jurisdictional agreements. The sewer use ordinance would necessarily be submitted as a final draft ready for adoption and implementation pending approval of the local limits by either EPA or the RWQCB.

c. **Chapter 3 - Local Limits**

This chapter would contain the technical basis for the local limits. This would include the analyses necessary to determine the maximum headworks loadings for both wastewater treatment plants and the maximum pollutant levels protective of the collection system, as well as the method of allocating allowable loadings to the users, a schedule of public hearings and outreach, and the ordinance adoption procedures. This chapter must contain a survey quantifying the copper sources, both domestic and non-domestic, and an overall control strategy for minimizing copper loadings into the wastewater treatment plants. The local limits can be numerical concentrations, loading limits, prohibitions or control strategies.

d. **Chapter 4 - Identification of Non-domestic Users**

This chapter would contain the procedures used in the initial industrial user survey as well as the procedures to be used for on-going updates. This chapter would also include the current inventory of industrial users, by non-domestic sewer connection, and of the zero-discharging categorical industrial users who comply with their Federal standards by not discharging process wastewaters.

The inventory must indicate the following for each industrial user and zero-discharging categorical industrial user:

1. Whether it qualifies as a significant industrial user;
2. The average and peak flow rates;
3. The SIC code;
4. The pretreatment-in-place, and;
5. The local permit status.

e. **Chapter 5 - Permits and Fact Sheets**

This chapter would describe the permitting procedures and include a fact sheet and final draft permit for each significant industrial user to be issued upon approval of the local limits and revised ordinance by either EPA or the RWQCB.

The fact sheets must indicate the following for each significant industrial user and zero-discharging categorical industrial user:

1. The industry name, address, owner or plant manager;
2. The permit expiration date (not to exceed five years in duration);
3. A description of the facility including the products made or services

provided, building names, the process in each building, and when current operations began;

4. The identification of each sewer connection;
5. A description of the contributing waste streams that comprise each identified non-domestic discharge into the sewers;
6. The pretreatment-in-place for each identified non-domestic discharge to the sewers;
7. The classification by Federal point source category and the reasons justifying this classification;
8. The applicable Federal categorical pretreatment standards (adjusted if necessary to account for dilution), supporting production data (if necessary), and the compliance sampling point(s) where the standards apply;
9. The pollutants of concern and the compliance sampling point(s) where the local limits apply;
10. A site map indicating the locations of all compliance sampling point(s), sewer connections, and sewer laterals;
11. The sampling frequency by regulated pollutant for each compliance sampling point, and the supporting statistical rationale, to ensure that the sampling is representative of the wastewater discharge variabilities over the reporting period;
12. The sampling protocol by regulated pollutant for each compliance

sampling point to ensure that the samples collected to determine compliance with Federal standards are representative of the sampling day=s discharge.

f. **Chapter 6 - Compliance Monitoring**

This chapter would describe the industrial user self-monitoring program and El Dorado Irrigation District=s oversight monitoring program. The compliance monitoring program must ensure that all sampling is representative over the reporting period and that each sample collected to determine compliance with Federal standards is representative of the sampling day=s discharge. The compliance monitoring program must also set analytical detection limits that are sufficiently below Federal standards and local limits to allow the determination of non-compliance.

g. **Chapter 7 - Enforcement**

This chapter would establish the enforcement response plan to be used to address, at a minimum, each of the following types of violations:

1. Isolated and chronic violations of permit effluent limits;
2. Violations of permit effluent limits that result in any adverse impacts upon the treatment works such as pass-through, interference, sludge contamination, sewer line degradation, explosive or inflammability risks, or worker health and safety risks;
3. Failure to self-monitor or report;
4. The bypassing of pretreatment necessary to comply with permit effluent



limits;

5. Dilution as a substitute for treatment necessary to comply with Federal categorical pretreatment standards;
6. The bypassing of compliance sampling or the tampering with sampling equipment;
7. Willful or negligent violations.

h. **Chapter 8 - Resources**

This chapter would cover the budget, staffing and equipment needs of the pretreatment program.

i. **Chapter 9 - Public Participation and Confidentiality**

This chapter would describe the administrative procedures required under 40 CFR 403.8(f)(1)(vii) and 403.8(f)(2)(vii).

The requirements outlined above in items 5(a) through 5(i) are explained in more detail in the EPA pretreatment performance evaluation report for the El Dorado Irrigation District issued on June 10, 2003.

6. **SIXTY-DAYS AFTER RECEIVING APPROVAL** of its ordinance and local limits, the El Dorado Irrigation District shall adopt and implement its ordinance.
7. **ONE-HUNDRED AND EIGHTY DAYS AFTER RECEIVING APPROVAL** of its ordinance and local limits, the El Dorado Irrigation District shall issue all pending permits to its significant industrial users.

*Submissions*

8. By the **TWENTY-EIGHTH (28<sup>th</sup>) DAY OF EACH MONTH**, the El Dorado Irrigation District shall submit all self-monitoring results required by this Order for the previous month. The first monthly report is due on February 28, 2004 for the January 2004 self-monitoring. The 24th-and-last monthly report is due on January 28, 2006 for the December 2005 self-monitoring.
9. By **DECEMBER 28, 2003, MARCH 28, 2004, and JUNE 28, 2004**, the El Dorado Irrigation District shall submit a quarterly progress report that outlines the actions that have been completed in preparing for submission the written description of the pretreatment program as required by Item 5 of this Order.
10. All reports submitted pursuant to this Order shall be signed by a principal executive officer of the El Dorado Irrigation District and shall include the following self-certifying statement:

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I certify that all wastewater samples analyzed and reported herein are representative of the ordinary process wastewater flow from this facility. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.
11. This Order is not and shall not be interpreted to be an NPDES permit under Section 402 of the Act [33 U.S.C. Section 1342], nor shall it in any way relieve the El Dorado Irrigation District of obligations imposed by the Act, or any other Federal or State law. The request for information included in this Order is not subject to review by the Office of Management and Budget (OMB) under the Paperwork Reduction Act because it is not

an Ainformation collection request@ within the meaning of 44 U.S.C. Sections 3502(4), 3502(11), 3507, 3512, and 3518. Furthermore, it is exempt from OMB review under the Paperwork Reduction Act because it is directed to fewer than ten persons [44 U.S.C. Sections 3502(4) and 3502 (11) and 5 CFR Section 1320.5(a)].

12. All submissions shall be mailed to the following addresses:

U.S. ENVIRONMENTAL PROTECTION AGENCY  
75 Hawthorne Street  
San Francisco, California 94105  
Attn: Greg V. Arthur (WTR-7)

REGIONAL WATER QUALITY CONTROL BOARD  
3443 Routier Road, Suite A  
Sacramento, California 95827-3098  
Attn: Kyle Erikson

13. This Order takes effect upon signature.

*Original signed by: Alexis Strauss*

Sep 30, 2003

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Alexis Strauss  
Director, Water Division

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Dated