

CITY OF SANTA ROSA
CITY COUNCIL

TO: MAYOR AND CITY COUNCIL
SUBJECT: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING CERTAIN SECTIONS OF SANTA ROSA CITY CODE TITLE 15 – SEWERS TO MAINTAIN COMPLIANCE WITH EPA INDUSTRIAL PRETREATMENT PROGRAM REGULATION REVISIONS
STAFF PRESENTER: MARTIN ST. GEORGE, ENVIRONMENTAL COMPLIANCE SUPERVISOR
UTILITIES DEPARTMENT
AGENDA ACTION: INTRODUCTION OF ORDINANCE

ISSUE(S)

Shall the Santa Rosa City Council introduce an ordinance amending certain sections of the Santa Rosa City Code Title 15 – Sewers: 15-04.030 to add the definition of Non-Significant Categorical Industrial User and update the definition of Authorized Representative, 15-06.120 to complete Significant Non-Compliance criteria and 15-08.100 to add chemical lists to local limits?



COUNCIL GOALS/STRATEGIES

The result of adopting the Federal EPA Pretreatment category Non-Significant Categorical Industrial User (NSCIU) supports Council Goal 1. Objective 6. "...to Support Efforts to Retain and Expand Local Businesses" and Goal 3. Objective 3. "...to Improve the Watershed." The EPA Pretreatment guidelines allow for the reclassification of low or no threat discharging businesses, which meet EPA downsizing criteria, to operate with less regulation, monitoring and financial burden.

BACKGROUND

1. "Title 15 – Sewers" of the Santa Rosa City Sewer Code had its last major revision in 2008 to meet the Environmental Protection Agency (EPA) Pretreatment Program requirements and "Statewide General Waste Discharge Requirements for Sanitary Sewer Systems – Order No. 2006-0003." The purpose for this revision to Title 15 – Sewers is to codify changes in definitions and requirements mandated under EPA Pretreatment Program provisions for industrial dischargers.

ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING
CERTAIN SECTIONS OF SANTA ROSA CITY CODE TITLE 15 – SEWERS TO
MAINTAIN COMPLIANCE WITH EPA INDUSTRIAL PRETREATMENT PROGRAM
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2. The EPA Pretreatment provisions include relevant updates from the EPA's "Streamlining for General Pretreatment Regulations for Existing and New Sources of Pollution." These updates will have minor administrative impacts upon the Significant Industrial Users in the City of Santa Rosa.
3. The revised code will include a new definition for Non-Significant Categorical Industrial User and remedy minor deficiencies and unintentional omissions identified during regular Pretreatment Compliance Inspections performed by representatives of the EPA.

ANALYSIS

1. In the 2008 major revision of Santa Rosa City Code Title 15 – Sewers, many of the EPA Streamlining program mandatory and optional program changes were added into the sewer code. From 2008 until now, the City of Santa Rosa Pretreatment Program has been inspected twice by the EPA. The April 2011 and November 2013 inspections identified the omission of a definition for "Non-Significant Categorical Industrial User" and the omission of an EPA revised definition to replace a portion of the definition for "Authorized Representative" in 15-04.030.
2. Also, an EPA Inspection requirement identified incomplete EPA Pretreatment Program wording for the conditions to meet Significant Non-Compliance criteria in 15-06.120.
3. Lastly, an EPA finding required changing a reference to the Federal Registrar for a list of "Total Toxic Organics" chemicals to the addition of the actual list of "Total Toxic Organics" in the "Local Limits" portion of the code section 15-08.100.

RECOMMENDATION

It is recommended by the Department of Utilities that Council introduce an ordinance amending certain sections of the Santa Rosa City Code Title 15 – Sewers: 15-04.030 to add the definition of Non-Significant Categorical Industrial User and update the definition of Authorized Representative, 15-06.120 to complete Significant Non-Compliance criteria and 15-08.100 to add chemical lists to local limits.

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Attachments:

Attachment 1 – Draft/Redline Ordinance

Attachment 2 - Draft language of certain sections of City Code Chapter 15-04, 15-06 and 15-08