

US EPA ARCHIVE DOCUMENT



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105

NOTICE of PROPOSED ACTION

National Pollutant Discharge Elimination System (NPDES) Permit CA0049675
Buena Vista Rancheria: BuenaVue Casino (formerly Flying Cloud Casino)
4650 Coal Mine Road, Ione, CA 95640

Date of Notice: May 21, 2015

Comment Period Closes: June 22, 2015

Action: The U.S. Environmental Protection Agency (EPA) is issuing a notice of proposed action under Section 124.6(d) of the Clean Water Act to reissue a NPDES permit to the Buena Vista Rancheria to allow the discharge of treated effluent from the BuenaVue Casino to an unnamed tributary of Jackson Creek, which subsequently flows into Dry Creek and to the lower Mokelumne River. EPA is the permitting authority on Tribal lands within the State of California.

Background: The Tribe is constructing a new casino and associated wastewater treatment plant. The wastewater treatment plant will be designed to accommodate an average annual flow of 100,000 gallons per day (gpd) and will be designed for a peak weekend flow of 200,000 gpd. The proposed wastewater treatment system will be comprised of an immersed membrane bioreactor (MBR), which is a tertiary treatment system similar to an activated sludge treatment plant with the addition of membrane technology.

The permittee is not currently discharging, however, the permittee was previously issued a NPDES permit (CA 0049675) on June 25, 2010. This is a permit renewal for a facility to be constructed in 2015-16 and projected to be operational and discharging in summer 2016. There are no changes to the permit conditions in this renewal. The permittee has changed the facility name from the Buena Vista Casino to the BuenaVue Casino. Pursuant to 40 CFR 122.21, the terms of the existing permit are administratively extended until the issuance of a new permit.

Public Notice: EPA is soliciting comments on the proposed draft NPDES permit and factsheet. Additionally, EPA will consider all comments made during this public comment period as part of EPA's final permit decision. The draft permit and fact sheet is available for review at the website listed below. The Administrative Record, which includes the draft permit, fact sheet, permit application, and other relevant documents, may be obtained through the Tribe at address above or the contact below. All comments or objections received within 30 days from the date of this notice will be retained and considered in the formulation of the final determinations regarding the permit.

Contact: To submit comments, or to obtain additional information including a copy of proposed permit and administrative record, please contact:

Peter Kozelka
U.S. EPA
75 Hawthorne St. (WTR 2-3)
San Francisco, CA 94105
Email: kozelka.peter@epa.gov
Phone: (415) 972-3448

Proposed Permit and Fact Sheet Available at: <http://www.epa.gov/region09/water/npdes/pubnotices.html>