

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Parks and Recreation

BOARD AGENDA # \*B-10

Urgent

Routine

AGENDA DATE November 30, 2010

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval of the Development Plans and Schedules for Woodward Reservoir Regional Park and Modesto Reservoir Regional Park Sewer System Management Plans

STAFF RECOMMENDATIONS:

1. Adopt a Resolution approving the Development Plans and Schedules for Woodward Reservoir Regional Park and Modesto Reservoir Regional Park Sewer System Management Plans.
2. Authorize the Director of Parks and Recreation, or her designee, to submit the Development Plans and Schedules via the State Water Resource Control Board's online Sewer System Operations database.

FISCAL IMPACT:

There is no immediate fiscal impact as a result of adopting this resolution. Approving the required Development Plans and Schedules is the first step in the implementation of a Sewer System Management Plan for Modesto Reservoir Regional Park and Woodward Reservoir Regional Park. Programs within the Plan may require additional funding. If additional funding is required, staff will report back to the Board of Supervisors with detailed information about each program and identify sources of funding as needed.

BOARD ACTION AS FOLLOWS:

No. 2010-713

On motion of Supervisor O'Brien, Seconded by Supervisor Monteith  
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, DeMartini, and Chairman Grover

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

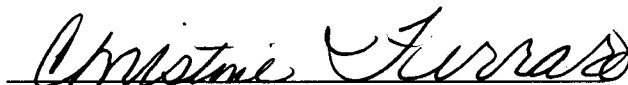
1)  Approved as recommended

2)  Denied

3)  Approved as amended

4)  Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval of the Development Plans and Schedules for Woodward Reservoir Regional Park and Modesto Reservoir Regional Park Sewer System Management Plans

**DISCUSSION:**

On May 2, 2006, the State Water Resources Control Board (SWRCB) adopted statewide general waste discharge requirements for sanitary sewer systems under Order No. 2006-0003 (Sanitary Sewer Order or Order). All federal and state agencies, municipalities, counties, districts, and other public entities that own or operate sanitary sewer systems greater than one mile in length that collect and/or convey untreated or partially treated wastewater to a publicly owned treatment facility in the State of California are required to comply with the terms of the Order. Both Modesto Reservoir and Woodward Reservoir Regional Parks have sanitary sewer systems that require compliance with the Order. As part of the process, the SWRCB requires a Board of Supervisors' resolution adopting the Development Plans and Schedules. Upon completion of the Plan in its entirety, the Department of Parks and Recreation must also return to the Board of Supervisors for a Public Hearing to adopt the completed Development Plans.

Order No. 2006-003 was adopted to address concerns with possible sanitary sewer overflows (SSOs) which contain high levels of suspended solids, pathogenic organisms, toxic pollutants, nutrients, oxygen-demanding organic compounds, oil and grease, and other pollutants that may cause a public nuisance and/or health hazard. This is of particular concern when raw untreated wastewater is discharged to areas with high public exposure such as surface waters used for drinking, fishing or body contact recreation, or when failures occur that result in discharge that may affect waters of the state.

The Order requires that a Sewer System Management Plan (SSMP) be developed and implemented to ensure that sanitary sewer systems are properly funded and managed. The Department of Parks and Recreation is required to develop and implement two SSMPs; one for Modesto Reservoir Regional Park and the other for Woodward Reservoir Regional Park. The SSMP must include provisions that demonstrate proper and efficient management, operation, and maintenance of sanitary sewer systems with consideration of risk management and cost benefit analyses. Plans must also contain a spill response provision that establishes standard procedures for immediate response to an SSO in a manner designed to minimize water quality impacts and potential nuisance conditions and/or health and safety impacts.

The SSMP will be developed in three phases encompassing eleven elements. The table below lists the elements within each phase and completion dates.

<b>SSMP Phases</b>	<b>Elements contained within Phase</b>	<b>Completion Date Modesto Reservoir and Woodward Reservoir Regional Park</b>
Phase I	<ul style="list-style-type: none"> <li>• Submit resolution authorizing approval of the Development Plans and Schedules</li> </ul>	December 2010
Phase II	<ul style="list-style-type: none"> <li>• Goals</li> <li>• Organizational Structure</li> </ul>	December 2010
Phase III	<ul style="list-style-type: none"> <li>• Operation and Maintenance</li> <li>• Overflow Emergency Response Program</li> <li>• FOG Control Program (if warranted)</li> </ul>	February 2011
Phase IV	<ul style="list-style-type: none"> <li>• Design and Performance Provisions</li> </ul>	April 2011

Approval of the Development Plans and Schedules for Woodward Reservoir Regional Park and Modesto Reservoir Regional Park Sewer System Management Plans

	<ul style="list-style-type: none"> <li>• System Evaluation and Capacity Assurance Plan</li> <li>• Monitoring and Program Modifications</li> <li>• Program Audits</li> <li>• Communication Program</li> </ul>	
Phase V	<ul style="list-style-type: none"> <li>• Governing Board's Final SSMP with Public Hearing</li> </ul>	June 2011

The Order mandates that the local governing body adopt a resolution approving the SSMP Development Plans and Schedules. This information must then be entered into an online SSO database and cannot be accessed without entering a resolution adoption date. The combination of these two processes constitutes Phase I of the project. The Department will then submit to the SWRCB the subsequent Phases of the project.

The Order requires 1,100 agencies to comply with the requirements. As of December 2009, only 50% of the mandated agencies had completed the SSMP Certification (Plan and Schedule). Currently, both Modesto Reservoir and Woodward Reservoir remain out of compliance with the Order, however, Department staff has communicated with SWRCB staff and been assured that no penalties will be assessed provided that the Department adheres to the proposed schedule. Full compliance of the SSMPs will be established when all Phases of the Plan are completed, locally adopted, and transmitted to the SWRCB.

SWRCB staff requested the Department informally submit the proposed Development Plan and Schedule. The Department has accommodated this request and, following approval of the Board of Supervisors, will submit the adopted Development Plans and Schedules for Modesto Reservoir and Woodward Reservoir Regional Parks as noted herein. Upon completion of all Phases and elements, the Department will return to the Board to request that a Public Hearing be scheduled to consider adopting the final and completed SSMPs in their entirety.

**POLICY ISSUE:**

Approval of this agenda item supports the Board of Supervisors' priorities of A Safe Community by ensuring disaster preparedness as it relates to sewer system spills in a public recreational facility, A Healthy Community by promoting protection from bio-hazardous waste in a public recreation facility, A Strong Local Economy by promoting attractive and well-cared for regional recreational facilities, and A Well Planned Infrastructure System by ensuring reliable recreational water resources.

**STAFFING IMPACTS:**

There are no staffing impacts associated with this item.

**CONTACT PERSON:**

Sonya K. Harrigfeld, Director of Parks and Recreation

Telephone: 209-525-6770

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
STATE OF CALIFORNIA

Date: November 30, 2010

No. 2010-713

On motion of Supervisor O'Brien Seconded by Supervisor Monteith  
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, DeMartini, and Chairman Grover

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

Item # \*B-10

THE FOLLOWING RESOLUTION WAS ADOPTED:

**A RESOLUTION OF THE COUNTY OF STANISLAUS APPROVING THE DEVELOPMENT PLANS AND  
SCHEDULES FOR WOODWARD RESERVOIR AND MODESTO RESERVOIR REGIONAL PARKS  
SEWER SYSTEM MANAGEMENT PLAN**

WHEREAS, on May 2, 2006, the State Water Resources Control Board (SWRCB) Order No. 2006-003 (Sanitary Sewer Order) Statewide General Waste Discharge Requirements (WDR) for Sanitary Sewer Systems was adopted and implemented; and,

WHEREAS, the purpose of the Sanitary Sewer Order is to develop a regulatory mechanism to provide a consistent statewide approach for reducing sanitary sewer overflows (SSOs); and,

WHEREAS, the Sanitary Sewer Order requires public agencies that own or operate sanitary sewer systems comprised of more than one mile of pipes or sewer lines which convey wastewater to a publicly owned treatment facility to apply for coverage under the Sanitary Sewer Order, develop and implement sewer system management plans (SSMPs), and report all SSOs to the SWRCB's online SSO database; and,

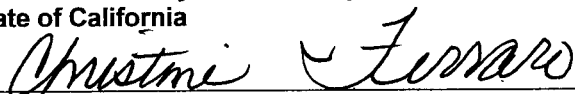
WHEREAS, the Department of Parks and Recreation will submit its application of Notice of Intent (NOI) for coverage under the Sanitary Sewer Order; and,

WHEREAS, as an enrollee under the Sanitary Sewer Order, the Department is required to certify, via the online SSO database, that its final SSMP and constituent subparts/elements will be in compliance with the Sanitary Sewer Order within the timelines established; and,

WHEREAS, the Department is also required to obtain Board of Supervisor approval of its SSMP Development Plan and Schedule (attached) and final SSMP (once completed) at a public hearing prior to online certification of these items; and,

WHEREAS, the Department must electronically certify that the SSMP Development Plan and Schedule is complete and compliant with the Sanitary Sewer Order; and,

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk  
Stanislaus County Board of Supervisors,  
State of California



File No.

**A RESOLUTION OF THE COUNTY OF STANISLAUS APPROVING THE DEVELOPMENT PLANS  
AND SCHEDULES FOR WOODWARD RESERVOIR AND MODESTO RESERVOIR REGIONAL  
PARKS SEWER SYSTEM MANAGEMENT PLAN**

WHEREAS, the Board of Supervisors has reviewed the Department's attached SSMP Development Plan and Schedule.

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF STANISLAUS COUNTY DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1: The Board of Supervisors of Stanislaus County does hereby approve the attached SSMP Development Plan and Schedule.

SECTION 2: The Director of Parks and Recreation or her designee is hereby authorized and directed to certify via the SWRCB's online SSO database that the SSMP Development Plan and Schedule is complete and in compliance with the Sanitary Sewer Order, on behalf of Modesto Reservoir Regional Park and Woodward Reservoir Regional Park.

SECTION 3: The County Clerk shall certify to the adoption of this Resolution.