



**From:** "Brian Wines" <BWines@waterboards.ca.gov>  
**To:** <Rlatteri@energy.state.ca.us>  
**Date:** 4:25 PM 10/10/07  
**Subject:** Re: Request for Regional Board Review and Approval

**CC:** <Bpfanner@energy.state.ca.us>, <Cholmes@energy.state.ca.us>, <Prichins@e...

Hi Richard

Water Board staff would appreciate it if you made review and approval by the San Francisco Bay Regional Water Quality Control Board of the proposed post-construction stormwater management best management practices (BMPs) for the Russell City and Eastshore Energy Centers a condition of certification for these projects.

Please ask the applicants to submit the SWPPPs for these projects, especially the portions of the SWPPPs discussing post-construction stormwater management, as well as site maps showing the locations of the various stormwater management measures. In addition to this information, the applicants should submit supporting calculations that demonstrate that the treatment devices have been sized in accordance with Provision C.3 of Alameda Countywide NPDES Municipal Stormwater Permit (Order 03-0021).

Since the various municipal co-permittees are still developing and implementing their compliance programs, Regional Board review of proposed treatment measures will help to ensure that requirements of the municipal stormwater permit are being fully implemented. In addition, if the projects require the construction of new outfalls to waters of the State, the Regional Board will require complete compliance with the municipal stormwater permit as a condition of issuing permits for the construction of the outfalls.

Thank you for your assistance.

Brian Wines  
 Water Resources Control Engineer  
 San Francisco Bay Regional Water Quality Control Board.

>>> "Richard Latteri" <Rlatteri@energy.state.ca.us> 9/26/2007 2:01 PM >>>

Brian,

It was good to talk to you about the Russell City and Eastshore Energy Centers, which are both in the City of Hayward and subject to the C.3 Provisions of the Alameda Countywide NPDES Municipal Stormwater Permit (Order 03-0021). The crux of our conversation this morning was your desire to review and approve the Construction SWPPPs to include the C.3 Provisions of the City of Hayward's municipal permit.

Review and approval of the Construction and/or Industrial SWPPPs by the San Francisco Bay Regional Water Quality Control Board can be added to the Eastshore Energy Center conditions of certification prior to completion of my Final Staff Assessment for the project. The Russell City Energy Center, which is adjacent to the City's WPCF and will discharge stormwater directly to the ACFCWCD stormwater channel directly west of the site, has just been approved by the CEC. To add the provision for SFBRWQCB review and approval as a CEC requirement may not be possible.

Regardless, please send a letter on SFBRWQCB letterhead to Mr. Bill Pfanner (as you did to Ms. Jeri Scott for the Russell City amendment in Dec 2006) requesting that the SFBRWQCB be allowed to review and approve the construction/industrial SWPPPs (Conditions of Certification Soil & Water 1 and 3). In the letter to Mr. Pfanner, also request the procedure for the review and approval of the SWPPPs for the recently approved Russell City Energy Center and we'll get a legal opinion on how to proceed with respect to Russell City.

Since your e-mails/calls to Mr. Pfanner were comments on the Russell City amendment (approximately 20 acres vs 6 acres for the Eastshore site), I've included a link to the Eastshore Energy Center PSA. The requirements for the SWPPPs and Alameda County Municipal permits are addressed in the Soil and Water Resources Section of the document.

<http://www.energy.ca.gov/sitingcases/eastshore/documents/index.html#commission>

I look forward to your official correspondence.

Richard Latteri  
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