

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL COAST REGION

RECEIVED

RESOLUTION NO. 78-02

NIPOMO COMMUNITY SERVICES DISTRICT

Revision and Amendment of Water Quality Control Plan by the Addition of a Prohibition of Waste Discharge from Individual Sewage Disposal Systems Within the Nipomo Area, San Luis Obispo County.

- WHEREAS, The California Regional Water Quality Control Board, Central Coast Region, (hereafter Regional Board) adopted the Water Quality Control Plan for the Central Coast Basin (hereafter Basin Plan) on March 14, 1975; and,
- WHEREAS, in protecting and enhancing water quality, the Basin Plan specifies certain areas where the discharge of waste, or certain types of waste, is prohibited; and,
- WHEREAS, the Regional Board may amend said Basin Plan to prohibit certain waste discharges in a documented problem area; and,
- WHEREAS, Nipomo is an unincorporated community of about 5,250 persons located in southern San Luis Obispo County in Section 21, T12N, R34W, SBB&M, as shown on Attachment "A"; and,
- WHEREAS, the Basin Plan recommends that failing individual disposal systems be phased out where public health and water quality is threatened and that new Individual Sewage Disposal Systems be sited on a minimum lot size of one (1) acre; and,
- WHEREAS, local groundwaters are beneficially used for domestic and agricultural water supply and groundwater levels are approximately 50 feet below ground surface in the northeast to approximately 250 feet below ground surface in the southwest; and,
- WHEREAS, soils in the northeastern part of Nipomo have a high clay content and low percolation rate, while soils in the southwestern part consist of sand with high percolation rates; and,
- WHEREAS, lot sizes in the northeastern part of Nipomo are too small to accommodate individual sewage disposal systems, while some dwellings in the southwestern part of Nipomo are connected to community septic tank/leach field systems that are too small for long term use; and,
- WHEREAS, in March, 1975, the San Luis Obispo County Health Department conducted a survey of 271 on-site individual sewage disposal systems in the Nipomo area. The survey found evidence of sewage system failures in 149 (55%) of the sewage disposal

systems, including 107 (40%) instances of addition and/or repairs to the original systems; 79 (29%) instances of sluggish or inoperative plumbing; 69 (38%) instances of leach line failures; and 68 (37%) instances of excessive pumping (defined as more than once in three years); and,

WHEREAS, the San Luis Obispo County Health Department has found several water supply wells in the Nipomo area that are located near septic tank leach fields and which exhibit levels of coliform and fecal coliform bacteria, nitrates, chlorides, and/or total dissolved solids that violate Basin Plan water quality objectives and threaten beneficial uses described above; including one instance of a typhoid epidemic; and,

WHEREAS, the Nipomo Community Services District is a public entity formed for the purpose of supplying acceptable quality water supply and wastewater disposal service to the community of Nipomo; and

WHEREAS, on March 17, 1978, after due notice, the Regional Board conducted a public hearing at which evidence was received pursuant to Section 13281 of the California Water Code concerning the impact of discharges from Individual Sewage Disposal System's on water quality and public health; and,

WHEREAS, the Nipomo Community Services District prepared a final environmental impact report in accordance with the California Environmental Quality Act that discusses construction and use of a community wastewater collection, treatment, and disposal system and identifies adverse environmental impacts from continued use of septic tanks in the Nipomo area that will be mitigated if the terms of this resolution are met; and,

WHEREAS, pursuant to Section 13280 of the California Water Code, the Regional Board finds that discharges of wastes from new and existing individual disposal systems and community collection and disposal systems which utilize subsurface disposal in the affected area will result in violation of water quality objectives; will impair beneficial uses of water; will cause pollution, nuisance, or contamination; or will unreasonably degrade the quality of waters of the state;

NOW, THEREFORE, BE IT RESOLVED, that Chapter 5, Discharge Prohibitions Section of the Basin Plan, be amended by adding the following:

"In order to achieve water quality objectives, protect present and future beneficial water uses, protect public health and prevent nuisance, discharge of waste from additional individual sewage disposal systems is prohibited forthwith and the discharge of waste from existing individual sewage disposal systems is prohibited after July 1, 1982, in portions of the community of Nipomo, San Luis Obispo County, shown on the Attachment "A" and more particularly described as:

BEGINNING at the point of the southernmost property corner of

Assessor's Parcel Number (APN) 92-331-8 near the intersection of Southland Street and Orchard Road; thence north-easterly along the northerly boundary line at Southland Street to intersect the easterly boundary line of U. S. Highway 101; thence northwesterly along said line to the westernmost property corner of APN 92-301-12; thence along a bearing approximately $N 48^{\circ} 15'$ to intersect the easterly boundary line of Oakglen Avenue; thence northwesterly along said line to the southerly boundary line of Division Street; thence along an extension of said line to the easterly boundary line of Thompson Avenue; thence northwesterly along said line to the south property corner of APN 90-081-10; thence northeasterly along southeastern boundary of said parcel to the east property corner; thence northwesterly along an extension of the westerly boundary line of Cedar Street to the northerly boundary line of Tefft Street; thence northeasterly along said line to the easternmost property corner of APN 90-371-58; thence northwesterly along an extension of the boundary of said parcel to the southerly boundary line of Chestnut Street; thence southwesterly along said line to the westerly boundary line of Thompson Avenue; thence northwesterly along said line to the easternmost property corner of APN 90-151-13; thence along a bearing approximately $S 48^{\circ} W$ to intersect the easterly boundary line of Willow Road; thence southeasterly along said line to the southerly boundary line of Juniper Street; thence north-easterly along said line to the westernmost property corner of APN 92-131-06; thence along a bearing $S 34^{\circ} 30'E$ to the southerly boundary line of Tefft Street; thence southwestwardly along said line to the west corner of APN 92-132-34; thence along a bearing of $S 34^{\circ} 30'E$ to the southerly boundary line of Hill Street; thence northeasterly along said line to the west corner of APN 92-133-26; thence along a bearing of $S 34^{\circ} 30'E$ to intersect the northerly boundary line of Division Street; thence southwestwardly along said line to the easternmost property corner of APN 92-172-02; thence along a bearing approximately $N 67^{\circ} 28'W$ to the northernmost property corner of APN 92-454-20; thence along a bearing approximately $S 22^{\circ} 26'W$ to the westernmost property corner of APN 91-111-25; along a bearing approximately $S 67^{\circ} 28'E$ to intersect the easterly boundary line of Division Street; thence northeasterly along said line to the westernmost property corner of APN 92-181-13; thence along a bearing approximately $S 64^{\circ} 33'E$ to the southernmost property corner of APN 92-181-13; thence along a bearing approximately $N 37^{\circ} 30'E$ to the easterly boundary line of Orchard Road; thence southeasterly along said line to the true POINT OF BEGINNING."

BE IT FURTHER RESOLVED THAT Chapter 5, Discharge Prohibitions Section of the Basin Plan, be amended by adding the following:

"In order to achieve water quality objectives, protect present and future beneficial water uses, protect public health, and

prevent nuisance, discharge of waste from additional individual sewage disposal systems proposed on parcels of less than one (1) acre is prohibited in a portion of the community of Nipomo, San Luis Obispo County, as shown on Attachment "B" and more particularly described as:

"BEGINNING at the point of the southernmost property corner of Assessor's Parcel Number (APN) 92-331-8 near the intersection of Southland Street and Orchard Road; thence northeasterly along said line to the northeasterly boundary line of Oak Glen Avenue; thence northwesterly along said line to the southerly boundary line of Division Street; thence along an extension of said line to the easterly boundary line of Thompson Avenue; thence northwesterly along said line to the south property corner of APN 90-081-10; thence northeasterly along southeastern boundary of said parcel to the east property corner; thence northwesterly along an extension of the westerly boundary line of Cedar Street to the northerly boundary line of Tefft Street; thence northeasterly along said line to the easternmost property corner of APN 90-371-58; thence northwesterly along an extension of the boundary of said parcel to the southerly boundary line of Chestnut Street; thence southwestwardly along said line to the westerly boundary line of Thompson Avenue, thence northwesterly along said line to the northernmost property corner of APN 90-155-13; thence along a bearing approximately S 48° W to the westerly boundary line of Willow Road; thence southeasterly along said line to the northernmost corner of APN 92-121-2; thence along a bearing approximately S 22° 30' W to the southerly boundary line of Las Flores Road; thence southeasterly along said line to the northernmost property corner of APN 92-443-2; thence along a bearing approximately S 22° 30' W to the westernmost property corner of APN 92-441-1; thence southeasterly along the southerly property boundary line of APN's 92-441-1 through 92-441-10; thence along an imaginary line to the westernmost property corner of APN 92-181-1; thence southeasterly along the southerly property boundary line of APN's 92-181-1 and 92-181-18 to the southernmost corner of APN 92-181-18; thence along a bearing approximately N 37° 30' E to the northerly boundary line of Orchard Road; thence northwesterly along said line to the true POINT OF BEGINNING."

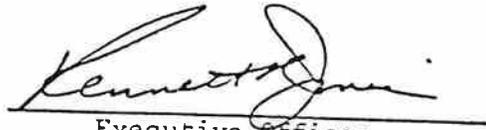
BE IT FURTHER RESOLVED THAT, the Regional Board may grant an exemption to these prohibitions for (1) new individual sewage disposal systems that will not individually or collectively result in a pollution or nuisance, and (2) existing individual sewage disposal systems in a particular area that will not, individually or collectively, directly or indirectly, adversely affect water quality.

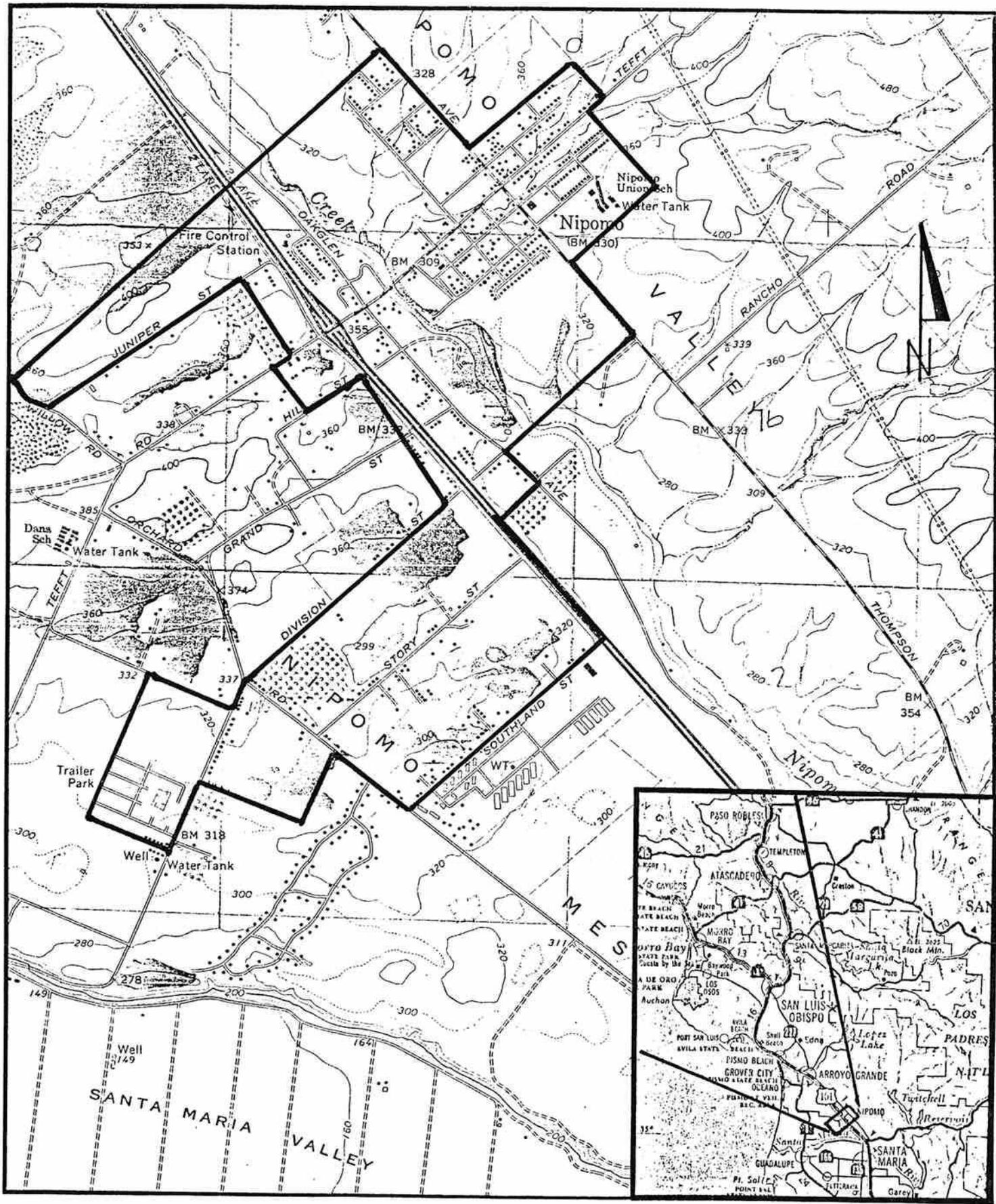
BE IT FURTHER RESOLVED THAT, the Regional Board may grant a conditional exemption to these prohibitions where an authorized public agency provides satisfactory assurance to the Regional Board that individual disposal systems in a particular area will be :

appropriately designed, located, sized, spaced, constructed, and maintained to protect water quality; protect beneficial uses; and prevent nuisance, pollution, and contamination.

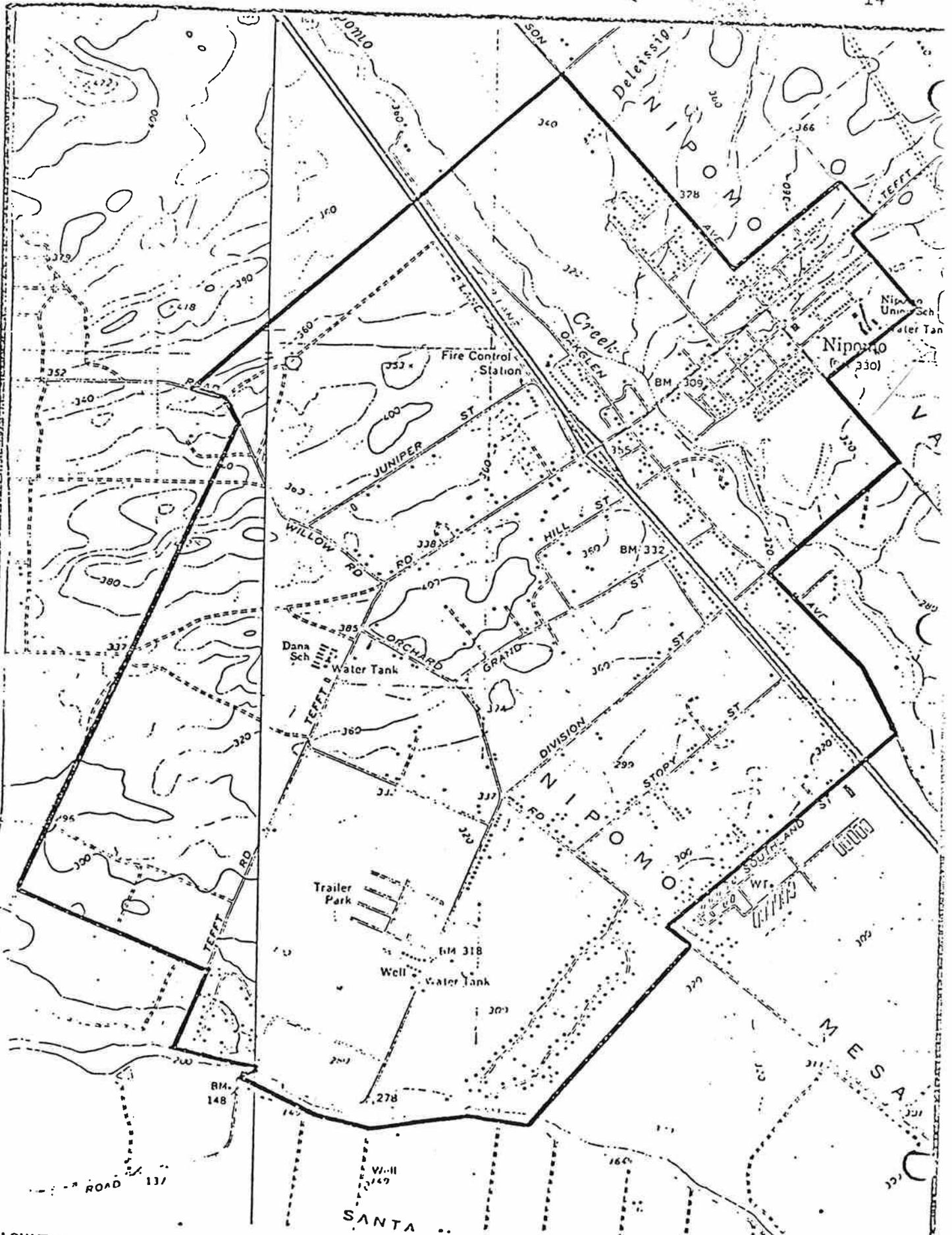
BE IT FURTHER RESOLVED THAT, the Executive Officer of the Regional Board is hereby directed to submit this revision of the Basin Plan to the State Water Resources Control Board for approval pursuant to Section 13245 of the California Water Code.

I, KENNETH R. JONES, Executive Officer of the California Regional Water Quality Control Board, Central Coast Region, do hereby certify that the foregoing is a full, true, and correct copy of a resolution adopted by the California Regional Water Quality Control Board, Central Coast Region, on March 17, 1978.


Executive Officer



NIPOMO DISCHARGE PROHIBITION AREA



ATTACHMENT "B" - AREA OF ONE ACRE MINIMUM FOR CN SITE SENSITIVE DRILLING