



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

### NOTICE of PROPOSED ACTION

Proposed National Pollutant Discharge Elimination System (NPDES) Permit  
Rumsey Band of Wintun Indians: Cache Creek Casino Resort, Brooks, CA

**Date of Notice:** June 8, 2009

**Comment Period Closes:** July 8, 2009

**Action:** The U.S. Environmental Protection Agency is issuing a notice of proposed action under the Clean Water Act to issue a new NPDES permit to the Rumsey Band of Wintun Indians to allow the discharge of treated effluent from the Cache Creek Casino Resort to a tributary of Cache Creek. The U.S. Environmental Protection Agency is the permitting authority on Tribal lands within the State of California.

**Background:** Wastewater from the existing resort is treated and disposed of via on-site reuse, groundwater infiltration, and irrigation. The Tribe is currently operating under Waste Discharge Requirements issued by the Regional Water Quality Control Board for the use of recycled water for irrigation on the Tribe's golf course and under EPA's underground injection program (UIC) for the subsurface discharge of treated wastewater. A Tribal Environmental Impact Report was completed in September 2008 in connection with the Tribe's plan to expand its resort. As part of that expansion, the Tribe will expand its existing wastewater treatment system. The proposed expanded wastewater treatment system would 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. EPA held a public workshop on May 14, 2009 at the Rumsey Rancheria Community Center on the NPDES permit application.

**Public Notice:** EPA is soliciting comments on the proposal. EPA will consider all comments received during the comment period before taking final action. 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, and other relevant documents, may be obtained through 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:

John Tinger  
U.S. EPA  
75 Hawthorne St. (WTR-5)  
San Francisco, CA 94105

Email: [Tinger.John@epa.gov](mailto:Tinger.John@epa.gov)

Phone: (415) 420-2217

**Proposed Permit and Fact Sheet Available at:**

**<http://www.epa.gov/region09/water/npdes/pubnotices.html>**