

103D CONGRESS
2D SESSION

H. R. 5176

To amend the Federal Water Pollution Control Act relating to San Diego ocean discharge and waste water reclamation.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 5, 1994

Mr. FILNER (for himself, Ms. SCHENK, and Mr. CUNNINGHAM) introduced the following bill; which was referred jointly to the Committees on Public Works and Transportation and Merchant Marine and Fisheries

A BILL

To amend the Federal Water Pollution Control Act relating to San Diego ocean discharge and waste water reclamation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Ocean Pollution Re-
5 duction Act”.

6 **SEC. 2. SAN DIEGO OCEAN DISCHARGE AND WASTE WATER**
7 **RECLAMATION.**

8 Section 301(j) of the Federal Water Pollution Control
9 Act (33 U.S.C. 1311(j)) is amended—

1 (1) in paragraph (1)(A) by inserting before the
2 semicolon at the end the following: “, and except as
3 provided in paragraph (5)”;

4 (2) by adding at the end the following new
5 paragraph:

6 “(5) EXTENSION OF APPLICATION DEADLINE.—

7 “(A) IN GENERAL.—In the 180-day period
8 beginning on the date of the enactment of this
9 paragraph, the city of San Diego, California,
10 may apply for a modification pursuant to sub-
11 section (h) of the requirements of subsection
12 (b)(1)(B) with respect to biological oxygen de-
13 mand and total suspended solids in the effluent
14 discharged into marine waters.

15 “(B) APPLICATION.—An application under
16 this paragraph shall include a commitment by
17 the applicant to implement a waste water rec-
18 lamation program that, at a minimum, will—

19 “(i) achieve a system capacity of
20 45,000,000 gallons of reclaimed waste
21 water per day by January 1, 2010;

22 “(ii) result in a reduction in the quan-
23 tity of suspended solids discharged by the
24 applicant into the marine environment dur-
25 ing the period of the modification.

1 “(C) ADDITIONAL CONDITIONS.—The Ad-
2 ministrator may not grant a modification pur-
3 suant to an application submitted under this
4 paragraph unless the Administrator determines
5 that such modification will result in removal of
6 not less than 58 percent of the biological oxy-
7 gen demand (on an annual average) and not
8 less than 80 percent of total suspended solids
9 (on a monthly average) in the discharge to
10 which the application applies.

11 “(D) PRELIMINARY DECISION DEAD-
12 LINE.—The Administrator shall announce a
13 preliminary decision on an application submit-
14 ted under this paragraph not later than 1 year
15 after the date the application is submitted.”.

○