



California Regional Water Quality Control Board

Central Coast Region



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Secretary for
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Arnold Schwarzenegger
Governor

IN THE MATTER OF:

**PROPOSED CEASE AND DESIST
ORDERS AGAINST INDIVIDUAL
PROPERTY OWNERS AND RESIDENTS
IN THE LOS OSOS/BAYWOOD PARK
PROHIBITION ZONE**

REVISED NOTICE OF PUBLIC HEARING

**NEW HEARING DATES:
DECEMBER 14 AND 15, 2006
AT THE
CENTRAL COAST WATER BOARD
OFFICE IN SAN LUIS OBISPO**

**NOTICE OF EXTENSION OF DOCUMENT
SUBMITTAL DATES**

PLEASE TAKE NOTICE THAT:

New Hearing Dates: The Public Hearing in the above-entitled enforcement proceeding, previously scheduled for November 2 and 9, 2006, has been postponed to provide parties with a full 30 days to review and respond to the Prosecution Team's revised case and supporting documentation as submitted to the Central Coast Water Board pursuant to the Chairman's Order dated August 4, 2006.

New Dates and Times: December 14, 2006, from 8:30 am to 4:30 pm.
December 15, 2006, from 8:30 am to 7:30 pm.

Place: Central Coast Water Board
895 Aerovista Place
San Luis Obispo

Availability of Prosecution Documents: The Prosecution Team has identified 35 documents that it intends to rely upon to support its recommendation for the issuance of Cease and Desist Orders to individual property owners and residents of the Los Osos/Baywood Park Prohibition Zone. Twenty-four of the documents were available to the public for review at the offices of the Central Coast Water Board since at least September 8, 2006; eleven of the documents were not previously made available for review. All thirty-five of the documents have been readily available for review in the Regional Board office since October 4, 2006, and have been posted on the Central Coast Water Board's web site since October 5, 2006, at: <http://www.swrcb.ca.gov/rwqcb3/los%20osos/Index.htm>).

Designated Parties' Responses to the Prosecution Team's Case are Due by Wednesday, November 15, 2006. Designated Parties, other than the Prosecution Team, shall submit their responses to the Prosecution case, together with any anticipated testimony and documentary evidence that they wish the Central Coast Water Board to consider, to the Central Coast Water Board by 5:00pm on Wednesday, November 15, 2006. Please refer to the Chairman's September 12, 2006 Notice of Public Hearing for additional information on how to submit documents. All

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documents shall be submitted in electronic format for posting on the Central Coast Water Board web site in order to avoid the need for Parties to distribute paper copies to other Parties (*i.e.*, Word or Portable Document Format). Parties may rely on testimony and documents in the existing administrative record (*e.g.*, testimony or documents already submitted to the Central Coast Water Board by the Prosecution Team or by other Parties). Parties who intend to rely on material in the existing administrative record shall identify the specific materials (testimony, documents, etc) to be incorporated into their responses by reference.

Interested Persons must submit their comments by Wednesday, November 15, 2006.

Interested persons (*i.e.*, all persons other than Designated Parties) who wish to comment on the Prosecution Team's evidence or technical analysis and recommendations for enforcement must submit their comments, in writing or electronic format, by 5:00pm on Wednesday, November 15, 2006. A comment is a non-evidentiary statement. It may include (1) the policy views and position of the commenter, (2) non-expert analysis of evidence that already has been presented, and/or (3) argument concerning the contents of draft Orders presented to the Water Board for consideration. Interested persons may also submit data or other evidence regarding the proposed enforcement actions.

The Water Board Prosecution Team must submit its rebuttal, including rebuttal evidence, by 5:00pm on Friday, December 1, 2006.

Designated Parties may submit written responses to interested person comments by 5:00pm on Friday, December 1, 2006.

All other information in the Hearing Notice dated September 12, 2006, remains unchanged. Please refer to that Hearing Notice for additional information on how to submit documents.

Please bring the above information to the attention of anyone you know who would be interested in this matter.

Michael Thomas, Assistant Executive Officer
October 16, 2006