

NOTES:

A. GENERAL STATEMENT

The primary duty of the Regional Board is to protect the quality of the waters within the region for all beneficial uses. This duty is implemented by formulation and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic and industrial waste discharges. Responsibilities and procedures of the Regional Water Quality Control Board come from the State's Porter-Cologne Water Quality Act and the Nation's Clean Water Act.

The purpose of the meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer.

B. CONSENT CALENDAR

All the items appearing under the heading "Consent Calendar" will be acted upon by the Board by one motion without discussion, provided that any Board member or other person may request that any item be considered separately and it will then be taken up at a time as determined by the Chairman.

C. PROCEDURES FOR ADJUDICATORY MATTERS

The Regional Board follows procedures established by the State Water Resources Control Board, which may be found in title 23 of the California Code of Regulations, commencing with section 647. Adjudicatory matters before the Regional Board are conducted pursuant to Government Code sections 11400 et seq., but not sections 11500, et seq. Testimony and comments presented during adjudicatory proceedings need not conform to the technical rules of evidence provided that the testimony and comments are reasonably relevant to the issues before the Board. Testimony or comments that are not reasonably relevant, or that are repetitious, will be excluded. For adjudicatory matters in which a separate Hearing Procedures Document has been issued, the procedures set forth in that Document will apply, subject to discretionary modification by the Chairman. For other adjudicatory matters, the Chair may establish specific procedures for each item, and consistent with section 648, subdivision (d) of title 23 of the California Code of Regulations may waive nonstatutory provisions of the regulations. Generally, all witnesses testifying before the Regional Board must affirm the truth of their testimony and are subject to questioning by the Board Members. The Board does not, generally, require the designation of parties, the prior identification of witnesses, prior submission of written testimony, or the cross examination of witnesses. Any requests for alternate procedures should be directed to the Executive Officer and must be received by the Regional Board by the deadline set forth on page 1 of the Agenda.

D. CONTRIBUTIONS TO REGIONAL BOARD MEMBERS

Persons applying for or actively supporting or opposing waste discharge requirements or other Regional Board orders must comply with legal requirements if they or their agents have contributed or proposed to contribute \$250 or more to the campaign of a Regional Board member for elected office. Contact the Regional Board for details if you fall into this category.

E. PROCEDURAL INFORMATION

The Regional Board may meet in closed session to deliberate on a decision to be reached based upon evidence introduced in an adjudicatory hearing [Authority: Government Code 11126(d)]; or to consider the appointment, employment or dismissal of a public employee to hear complaints or charges brought against a public employee [Authority: Government Code Section 11126(a)].

The Regional Board may break for lunch at approximately noon at the discretion of the Chairman. During the lunch break Regional Board members may have lunch together. Other than properly noticed closed session items, Regional Board business will not be discussed.

Agenda items are subject to postponement. A listing of postponed items will be posted in the meeting room. You may contact the designated staff contact person in advance of the meeting day for information on the status of any agenda item.

Speaker Cards. All persons desiring to address the Regional Board are required to fill out a speaker card. Cards are normally provided near the entrance to the meeting room. Regional Board staff can assist you in locating the cards.

Please fill out a separate card for each item you plan to speak on. All relevant sections, including the oath, must be completed. Please use the appropriate color card, as indicated below:

Blue: Public Comments (for items requiring no Regional Board action - Public Forum, status reports, etc.).

Green: Public Testimony, in support of the tentative action.

Pink: Public Testimony, opposed to the tentative action.

F. AVAILABILITY OF EXECUTIVE OFFICER'S REPORT AND AGENDA MATERIAL

Visit our website at www.waterboards.ca.gov/sandiego to view the Executive Officer's Report over the internet two days prior to the Regional Board meeting. A copy can also be obtained by contacting the staff office. A limited number of copies are available at the meeting.

Details concerning other agenda items are available for public reference during normal working hours at the Regional Board's office. The appropriate staff contact person, indicated with the specific agenda item, can answer questions and provide additional information. For additional information about the Board, please see the attached sheet.

G. PETITION OF REGIONAL BOARD ACTION

In accordance with California Water Code section 13320, any person affected adversely by a decision of the California Regional Water Quality Control Board, San Diego Region (Regional Board) may petition the State Water Resources Control Board (State Board) to review the decision. The petition must be received by the State Board within 30 days of the Regional Board's meeting at which the adverse action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request.

Agenda Notice for March 11, 2009

H. HEARING RECORD

Material presented to the Board as part of testimony (e.g. photographs, slides, charts, diagrams etc.) that is to be made part of the record must be left with the Board. Photographs or slides of large exhibits are acceptable.

All Board files, exhibits, and agenda material pertaining to items on this agenda are hereby made a part of the record.

I. ACCESSIBILITY

The facility is accessible to people with disabilities. Individuals who have special accommodation or language needs, please contact Ms. Lori Costa at (858) 467-2357 or lcosta@waterboards.ca.gov at least 5 working days prior to the meeting. TTY/TDD/Speech-to-Speech users may dial 7-1-1 for the California Relay Service.

J. PRESENTATION EQUIPMENT

Providing and operating projectors and other presentation aids are the responsibilities of the speakers. Some equipment may be available at the Board Meeting; however, the type of equipment available will vary dependent on the meeting location. Because of compatibility issues, provision and operation of laptop computers and projectors for Power Point presentations will generally be the responsibility of the individual speakers. To ascertain the availability of presentation equipment please contact Ms. Lori Costa at (858) 467-2357 or lcosta@waterboards.ca.gov at least 5 working days prior to the meeting.