

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN DIEGO REGION  
Summary of Board Actions and Proceedings  
at the May 12, 2010 Board Meeting

**MINUTES**

Minutes of the February 10 and April 14, 2010 Board Meetings.

**REGIONAL BOARD ACTIONS**

Approved minutes.

**CONSENT ITEMS**

Waste Discharge Requirements Revision: Barrett Lake Mobile Home Park, San Diego County (Ownership change) (Tentative Addendum No. 2 to Order No. 94-142) (*Cathryn Henning*)

Approved Addendum No. 2 to Order No. 94-142.

NPDES Permit Recission: Mountain Water Ice Company, Oceanside, San Diego County - An Order Rescinding Order No. R9-2005-0015, NPDES Permit No. CA0108391 and Time Schedule Order No. R9-2009-0047 (Tentative Order No. R9-2010-0028) (*Joann Cofrancesco*)

Approved Order No. R9-2010-0028.

NPDES Permit Reissuance: Waste Discharge Requirements for the Sweetwater Authority, Richard A. Reynolds Desalination Facility, discharge to the Lower Sweetwater Basin, San Diego County. (Tentative Order No. R9-2010-0012, NPDES Permit No. CA0108952) (*Michelle Mata*)

Approved Order No. R9-2010-0012.

Administrative Civil Liability against the County of San Diego Municipal Storm Water Program. The San Diego Water Board will consider adoption of a tentative Order that would accept an offer to settle administrative civil liability proposed in Complaint No. R9-2009-0089 for violation of construction storm water "wet season" requirements within the San Diego Municipal Storm Water Permit, Order No. R9-2007-0001. The proposed settlement supports the assessment of \$57,350. If the San Diego Water Board rejects the tentative Order, the matter may be rescheduled to a future public hearing at which time the San Diego Water Board will receive evidence and testimony and consider assessment of liability. (Tentative Order R9-2010-0025) (*Frank Melbourn*)

Affirmed Order R9-2010-0025 w/errata.

assessment of liability. (Tentative Order R9-2010-0069) (*Christina Arias*)

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**CONSENT ITEMS** (Continued)

Administrative Civil Liability against the San Diego Unified School District, Bell Jr. High Landfill. The San Diego Water Board will consider adoption of a tentative Order that would accept an offer to settle administrative civil liability proposed in Complaint No. R9-2009-0175 for failure to submit semi-annual monitoring reports required by Order No. 97-11, General Waste Discharge Requirements for Post-Closure Maintenance of Inactive Nonhazardous Waste Landfills within the San Diego Region. The proposed settlement supports the assessment of \$155,000. If the San Diego Water Board rejects the tentative Order, the matter may be rescheduled to a future public hearing at which time the San Diego Water Board will receive evidence and testimony and consider assessment of liability. (Tentative Order R9-2010-0020) (*Rebecca Stewart*)

**REGIONAL BOARD ACTIONS**

Affirmed Order R9-2010-0020.

Administrative Civil Liability against the City of Carlsbad, Agua Hedionda Creek Emergency Dredge Project. The San Diego Water Board will consider adoption of a tentative Order that would accept a settlement reached in response to Notice of Violation No. R9-2008-0099 for alleged violations of Water Quality Certification No. 06C-0007. The proposed settlement supports the assessment of \$47,647 and requires the purchase of 3.58 acres of habitat mitigation. If the San Diego Water Board rejects the tentative Order, the matter may be rescheduled to a future public hearing at which time the San Diego Water Board will receive evidence and testimony and consider assessment of liability. (Tentative Order R9-2010-0008) (*Frank Melbourn*)

Affirmed Order R9-2010-0008.

Administrative Civil Liability against the County of Riverside Municipal Storm Water Program. The San Diego Water Board will consider adoption of a tentative Order that would accept an offer to settle administrative civil liability proposed in Complaint No. R9-2009-0026 for violations of Order No. R9-2004-0001. The proposed settlement supports the assessment of \$234,291. If the San Diego Water Board rejects the tentative Order, the matter may be rescheduled to a future public hearing at which time the San Diego Water Board will receive evidence and testimony and consider

Affirmed Order R9-2010-0069.

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**CONSENT ITEMS** (Continued)

NPDES Permit Revision: Carlsbad Desalination Project discharge to the Pacific Ocean via the Encina Power Station Discharge Channel, transfer of responsibility of Order No. R9-2006-0065, NPDES No. CA0109223, including implementation of the Flow, Entrainment and Impingement Minimization Plan, from Poseidon Resources Corporation to Poseidon Resources (Channelside) LLC (Tentative Order No. R9-2010-0073) (*Michelle Mata*)

**NON-CONSENT ITEMS**

NPDES Permit Termination: Dynegy South Bay LLC, South Bay Power Plant Discharge to San Diego Bay, Order No. R9-2004-00154, NPDES No. CA0001368 The San Diego Water Board will consider adoption of Tentative Order No. R9-2010-0062 as proposed by staff.

Alternatively, after hearing the evidence and testimony, the Board may decide to modify the Tentative Order to terminate the NPDES permit earlier than staff recommends, or the Board may decide not to take an action. Please note that the deadline for submitting written comments on this item was April 21, 2010 at noon in accordance with the Notice of Public Hearing which can be found at

[http://www.waterboards.ca.gov/sandiego/water\\_issues/programs/npdes/southbay\\_power\\_plant/docs/updates\\_032310/Final\\_Public\\_Hearing\\_Notice\\_South\\_Bay\\_Power\\_Plant\\_May\\_2010.pdf](http://www.waterboards.ca.gov/sandiego/water_issues/programs/npdes/southbay_power_plant/docs/updates_032310/Final_Public_Hearing_Notice_South_Bay_Power_Plant_May_2010.pdf) .

The designated parties will be notified in advance how much time will be allowed for presentations. Interested persons are generally permitted 3 minutes to speak, but the time allowed may be modified at the discretion of the Chair. (Tentative Order No. R9-2010-0062)

(*Kristin Schwall*)

**(TIME CERTAIN: 10:00 A.M.)**

Waste Discharge Requirements: United States Marine Corps, Las Pulgas Landfill, Marine Corps Base Camp Pendleton (Update of current waste discharge requirements in response to the design report for the Phase II lateral expansion of the landfill and in response to evidence of a release from the unlined portion of the landfill) (Tentative Order No. R9-2010-0004) (*Amy Grove*)

Adoption of Emergency, Abandoned, and Recalcitrant Annual Priority Site List: Former Santa Ysabel Chevron Service Station (Resolution No. R9-2010-0063) (*Craig Carlisle & Susan Pease*)

**REGIONAL BOARD ACTIONS**

Approved Order No. R9-2010-0073.

Approved Order No. R9-2010-0062 w/errata.

Approved Order No. R9-2010-0004 w/errata.

Adopted Resolution No. R9-2010-0063.