ATTACHMENT

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION

SIGNIFICANT NPDES PERMITS, WDRs, AND REGIONAL BOARD ACTIONS

January 14, 2005

APPENDED TO EXECUTIVE OFFICER REPORT

SIGNIFICANT NPDES
PERMITS, WDRS, AND RB ACTIONS

DATE OF REPORT JANUARY 14, 2005									
NAME OF PERMIT/WDR/RB ACTION	Action Type	Initial Document Application Complete	Dish./RWQ Limits and Monitoring Plan Known	Draft Complete	Public Rev. & Comment	BOARD HEARING & ADOPTION	Consent Item	COMMENTS	Staff
FEBRUARY 9, 2005 RB MEETING									
TOTAL MAX. DAILY LOAD--RAINBOW CREEK FOR NITROGEN AND PHOSPHORUS	Basin Plan Amendment	NA	100%	100%	100%	February 9, 2005	No	Consider adoption of Basin Plan Amendment	Monji
TOT. MAX. DAILY LOAD--SHELTER ISL. YACHT BASIN SAN DIEGO BAY--DISSOLVED COPPER	Basin Plan Amendment	NA	100%	100%	100%	February 9, 2005	No	Consider adoption of Basin Plan Amendment	Dobalian
UCSD SCRIPPS INSTITUTION OF OCEANOGRAPH PACIFIC OCEAN	NPDES Permit Renewal	100%	100%	100%	0%	February 9, 2005	No	NPDES Workplan FY 2004-05	Richter
FALLBROOK PUBLIC UTILITY DISTRICT FALLBROOK RECLAMATION PROJECT	Master Reclamatior Permit Update	NA	100%	80%	0%	February 9, 2005	Yes		Vasquez
CULLIGAN WATER CONDITIONING SAN DIEGO	NPDES Permit Renewal	100%	100%	100%	0%	February 9, 2005	Yes	NPDES Workplan FY 2004-05	Felix
IMANI TEMPLE OF TEMECULA ONSITE ALTERNATIVE DISPOSAL SYSTEM	New WDRs	100%	100%	100%	0%	February 9, 2005	Yes		Morris
EASTERN MUNCIPAL WATER DISTRICT TEMECULA VALLY RECLAMATION FACILITY	WDR Revision	100%	100%	100%	0%	February 9, 2005	Yes		Cheng
PIMA GRO SYSTEMS INC. RIVERSIDE COUNTY	WDR Rescission	100%	100%	100%	0%	February 9, 2005	Yes		Morris
SOUTHWEST MARINE INC. SAN DIEGO BAY DREDGING PROJECT	WDR Rescission	100%	100%	100%	0%	February 9, 2005	Yes		Quach
PORT OF SAN DIEGO SAN DIEGO BAY DREDGING PROJECT	WDR Rescission	100%	100%	100%	0%	February 9, 2005	Yes		Quach
MARCH 9, 2005 RB MEETING									
NASSCO AND SOUTHWEST MARINE SHIPYARDS SEDIMENT CLEANUP SAN DIEGO BAY	Public Testimony CAO	NA	NA	70%	0%	March 9, 2005	No	Conduct hearing	Alo
CITY OF ESCONDIDO HALE AVE. RESOURCE RECOVERY FACILITY/TREATMENT PLANT	Hearing: Mand. Minimum Penalty	NA	100%	100%	0%	March 9, 2005	No		Alpert
MISSION VALLEY TERMINALS ADDENDUM TO CAO NO. 92-01	Hearing: CAO	NA	25%	0%	0%	March 9, 2005	No	Conduct Hearing	Dorsey
SO. CALIF. EDISON CO. SAN ONOFRE NUCLEAR POWER STATION UNIT NOS. 2, and 3	NPDES Permit Renewal	100%	100%	75%	0%	March 9, 2005	No	NPDES Workplan FY 2004-05	Navrozali
MOUNTAIN WATER ICE CO. OCEANSIDE	NPDES Permit Renewal	75%	100%	0%	0%	March 9, 2005	Yes	NPDES Workplan FY 2004-05	Phillips

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APRIL 13, 2005 RB MEETING									
NASSCO AND SOUTHWEST MARINE SHIPYARDS SEDIMENT CLEANUP SAN DIEGO BAY	Adoption: CAO	NA	NA	0%	0%	April 13, 2005	No		Alo
CABRILLO LLC ENCINA POWER PLANT CARLSBAD	NPDES Permit Renewal	100%	80%	50%	0%	April 13, 2005	No	NPDES Workplan FY 2004-05	Phillips
SEAWORLD SAN DIEGO MISSION BAY	NPDES Permit Renewal	50%	80%	0%	0%	April 13, 2005		NPDES Workplan FY 2004-05	Richter
SAN ELIJO JOINT POWERS AUTHORITY SAN ELIJO WPCF	NPDES Permit Renewal	100%	90%	0%	0%	April 13, 2004	No	NPDES Workplan FY 2004-05	Kelley
CITY OF ESCONDIDO HALE AVE. RESOURCE RECOVERY FACILITY	NPDES Permit Renewal	100%	90%	0%	0%	April 13, 2004	No	NPDES Workplan FY 2004-05	Kelley
CITY OF OCEANSIDE OCEAN OUTFALL DISCHARGE TO PACIFIC OCEAN	NPDES Permit Renewal	80%	80%	0%	0%	April 13, 2005	No	NPDES Workplan FY 2004-05	Kelley
FALLBROOK PUD / OCEANSIDE OCEAN OUTFALL DISCHARGE TO PACIFIC OCEAN	NPDES Permit Renewal	80%	80%	0%	0%	April 13, 2005	No	NPDES Workplan FY 2004-05	Kelley
CITY OF ESCONDIDO BRINE WASTE DISCHARGE TO SAN ELIJO OCEAN OUTFALL	New NPDES Permit	0%	80%	0%	0%	April 13, 2005	Yes	NPDES Workplan FY 2004-05	Kelley
JACK AND MARK STIEFEL DAIRY RIVERSIDE COUNTY	NPDES Permit Renewal	50%	100%	0%	0%	April 13, 2005		NPDES Workplan FY 2004-05	Phillips
MAY 11, 2005 RB MEETING									
ENCINA WASTE WATER AUTHORITY CARLSBAD ENCINA OCEAN OUTFALL	NPDES Permit Renewal	0%	80%	0%	0%	May 11, 2005		NPDES Workplan FY 2004-05	Kelley
SAN DIEGO PORT DISTRICT FISH FISH SORTING SAN DIEGO BAY	NPDES Permit Renewal	50%	100%	0%	0%	May 11, 2005		NPDES Workplan FY 2004-05	Phillips
JUNE 8, 2005 RB MEETING									
GROUNDWATER EXTRACTION GENERAL PERMIT FOR SAN DIEGO BAY	NPDES Permit Renewal	NA	50%	0%	0%	June 8, 2005		NPDES Workplan FY 2004-05	Phillips
ONE AMERICA PLAZA BLDG. GROUNDWATER DISCHARGE TO SAN DIEGO BAY	New NPDES Permit	0%	50%	0%	0%	June 8, 2005		NPDES Workplan FY 2004-05	Phillips
EMBASSY SUITES HOTEL GROUNDWATER DISCHARGE TO SAN DIEGO BAY	New NPDES Permit	0%	50%	0%	0%	June 8, 2005		NPDES Workplan FY 2004-05	Phillips

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SEPTEMEBER 12, 2005 RB MEETING									
CITY OF SAN DIEGO SOUTH BAY WATER RECLAMATION FACILITY	NPDES Permit Renewal	0%	90%	0%	0%	September 12, 2005		NPDES Workplan FY 2005-06	Kelley
POSEIDON RESOURCES DESALINATION PROJECT CARLSBAD	New NPDES Permit	0%	80%	0%	0%	September 12, 2005			Phillips
OCTOBER 12, 2005 RB MEETING									
DeJAGER/BOERSMA DIAMOND VALLEY DAIRY RIVERSIDE COUNTY	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
SOUTH BAY BOAT YARD SAN DIEGO BAY	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
DRISCOLL CUSTOM BOATS SAN DIEGO BAY	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
DRISCOLL WEST BOATYARD SAN DIEGO BAY	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
KOEHLER KRAFT BOATYARD SAN DIEGO BAY	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
NIELSEN-BEAUMONT BOATYARD SAN DIEGO BAY	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
KNIGHT & CARVER BOATYARD SAN DIEGO BAY	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
SHELTER ISLAND BOATYARD SAN DIEGO BAY	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
OCEANSIDE MARINE CTR. OCEANSIDE HARBOR	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
DRISCOLL MISSION BAY BOATYARD	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
DANA POINT BOATYARD DANA POINT HARBOR	NPDES Renewal	0%	90%	0%	0%	October 12, 2005		NPDES Workplan FY 2005-06	Phillips
NOVEMBER 9, 2005 RB MEETING									
FRANK J. KONYN DAIRY SAN PASQUAL VALLEY	NPDES Renewal	0%	90%	0%	0%	November 9, 2005		NPDES Workplan FY 2005-06	Phillips
PENDING / UNSCHEDULED ACTIONS									
GREGORY CANYON LANDFILL NORTH SAN DIEGO COUNTY	New WDRs	90%	10%	0%	0%				Tamaki

SANITARY SEWER OVERFLOW STATISTICS (Updated through December 31, 2004)

	SYSTEM SIZE[B]		NO. OF SEWAGE SPILLS [LISTED BY FISCAL YEAR (FY) - JULY 1 THROUGH JUNE 30]				SPILLS PER 100 MILES (LISTED BY FY)				SPILL VOLUME 2004-05[A]	
SEWAGE COLLECTION AGENCY	Miles	MGD	01-02	02-03	03-04	04-05[A]	01-02	02-03	03-04	04-05[A]	GAL	GAL/MG[D]
ORANGE COUNTY:												
EL TORO WD	55	2.2	3	1	3	2	5.5	1.8	5.5	3.7	60	0.1
EMERALD BAY SERVICE DISTRICT	6	0.09	0	0	0	1	0.0	0.0	0.0	16.7	350	20.2
IRVINE RANCH WD	36	2.0	0	0	0	0	0.0	0.0	0.0	0.0	0	0.0
LAGUNA BEACH, CITY OF	95	2.4	10	27	8	5	10.5	28.4	8.4	5.3	2,480	5.7
MOULTON NIGUEL WD	530	13.0	2	1	2	0	0.4	0.2	0.4	0.0	0	0.0
SAN CLEMENTE, CITY OF	179	4.5	6	7	2	5	3.3	3.9	1.1	2.8	3,173	3.8
SAN JUAN CAPISTRANO, CITY OF	100	3.4	0	0	1	2	0.0	0.0	1.0	2.0	1,635	2.6
SANTA MARGARITA WD	546	10.7	12	4	5	5	2.2	0.7	0.9	0.9	2,024	1.0
SOUTH COAST CWD	132	4.0	5	8	7	2	3.8	6.1	5.3	1.5	80	0.1
TRABUCO CANYON WD	43	0.72	0	0	1	2	0.0	0.0	2.3	4.7	1,614	12.2
RIVERSIDE COUNTY:												
EASTERN MWD	421	9.5	1	3	7	0	0.2	0.7	1.7	0.0	0	0.0
ELSINORE VALLEY MWD	80	2.0	0	0	1	1	0.0	0.0	1.3	1.3	8,777	23.8
MURRIETA MWD	25	0.5	E	E	1	0	E	E	4.0	0.0	0	0.0
RANCHO CA WD	71	2.9	2	0	1	1	2.8	0.0	1.4	1.4	900	1.7
SAN DIEGO COUNTY:												
BUENA SANITARY DISTRICT	84	1.9	0	2	1	0	0.0	2.4	1.2	0.0	0	0.0
CARLSBAD MWD	214	7.2	15	6	6	4	7.0	2.8	2.8	1.9	1,367	1.0
CHULA VISTA, CITY OF	400	16.0	6	3	1	4	1.5	0.8	0.3	1.0	1,940	0.7
CORONADO, CITY OF	53	3.8	5	2	5	0	9.4	3.8	9.4	0.0	0	0.0
DEL MAR, CITY OF	30	1.1	2	7	1	0	6.7	23.4	3.3	0.0	0	0.0
EL CAJON, CITY OF	198	9.1	2	3	0	2	1.0	1.5	0.0	1.0	2,090	1.2
ENCINITAS, CITY OF	118	4.1	2	6	1	4	1.7	5.1	0.8	3.4	49,695	65.7
ESCONDIDO, CITY OF	350	10.8	14	3	2	2	4.0	0.9	0.6	0.6	2,910	1.5
FAIRBANKS RANCH COMM SERV DIST	15	0.21	0	0	0	0	0.0	0.0	0.0	0.0	0	0.0
FALLBROOK PUBLIC UTILITY DIST[C]	72	2.0	17	22	9	1	23.6	30.6	12.5	1.4	2,025	5.5
IMPERIAL BEACH, CITY OF	84	2.2	1	14	2	5	1.2	16.7	2.4	6.0	940	2.4
LA MESA, CITY OF	155	5.8	12	3	4	1	7.7	1.9	2.6	0.6	675	0.6
LEMON GROVE, CITY OF	69	2.4	9	4	4	2	13.0	5.8	5.8	2.9	48,000	107.9

ATTACHMENT B-1

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	SYSTEM SIZE[B]		NO. OF SEWAGE SPILLS [LISTED BY FISCAL YEAR (FY) - JULY 1 THROUGH JUNE 30]				SPILLS PER 100 MILES (LISTED BY FY)				SPILL VOLUME 2004-05[A]	
SEWAGE COLLECTION AGENCY	Miles	MGD	01-02	02-03	03-04	04-05[A]	01-02	02-03	03-04	04-05[A]	GAL	GAL/MG[D]
SAN DIEGO COUNTY *(continued)*:												
LEUCADIA CWD	185	4.2	5	6	1	2	2.7	3.2	0.5	1.1	3,300	4.2
NATIONAL CITY, CITY OF	97	5.1	0	1	2	1	0.0	1.0	2.1	1.0	1,500	1.6
OCEANSIDE,CITY OF,WTR UTIL DEP	446	13.0	17	23	22	7	3.8	5.2	4.9	1.6	1,780	0.7
OLIVENHAIN MWD	16	0.39	1	2	0	2	6.3	12.5	0.0	12.5	825	11.4
OTAY MWD	86	1.4	0	3	1	0	0.0	3.5	1.2	0.0	0	0.0
PADRE DAM MWD	150	5.1	4	3	3	0	2.7	2.0	2.0	0.0	0	0.0
PAUMA VALLEY COMM SERVICE DIS	8	0.07	0	0	0	0	0.0	0.0	0.0	0.0	0	0.0
POWAY, CITY OF	170	4.0	1	5	3	0	0.6	2.9	1.8	0.0	0	0.0
RAINBOW MWD	54	0.74	2	2	6	1	3.7	3.7	11.1	1.8	100	0.7
RAMONA MWD	83	1.3	5	2	2	0	6.0	2.4	2.4	0.0	0	0.0
RANCHO SANTA FE COMM SERV DIST	52	0.44	1	1	0	2	1.9	1.9	0.0	3.9	1,570	19.5
SAN DIEGO CO, PUBLIC WORKS	380	11.0	4	11	2	0	1.1	2.9	0.5	0.0	0	0.0
SAN DIEGO, CITY OF, MWWD	2,894	170	226	193	115	58	7.8	6.7	4.0	2.0	58,777	1.9
SOLANA BEACH, CITY OF	52	1.2	2	1	6	0	3.8	1.9	11.5	0.0	0	0.0
USMC BASE, CAMP PENDLETON	194	3.1	18	23	14	3	9.3	11.9	7.2	1.5	3,850	6.9
US NAVY	123	4.0	24	12	11	8	19.5	9.8	9.0	6.5	3,980	5.4
VALLECITOS WD	202	6.1	4	5	4	2	2.0	2.5	2.0	1.0	270	0.2
VALLEY CENTER MWD	48	0.32	0	3	1	0	0.0	6.3	2.1	0.0	0	0.0
VISTA, CITY OF	198	6.5	4	4	7	2	2.0	2.0	3.5	1.0	215	0.2
WHISPERING PALMS COMM SERV DIS	17	0.26	1	1	0	0	5.8	5.8	0.0	0.0	0	0.0
REGION 9 TOTAL	9615	363	445	427	275	139					206,902	
AVERAGE [1]							4.6	4.4	2.9	1.4		7
STANDARD DEVIATION [2]							5.0	7.0	3.4	3.2		19
MEDIAN [3]							2.4	2.4	2.0	1.0		1

[A] Includes available preliminary data for July-December 2004 and may not include all spills less than 1,000 gallons that did not enter surface waters or storm drains during this period.

[B] As of June 2003.

[C] Does not include 11 SSOs in 2000-2001 which occurred from private property but are the reponsibility of the Fallbrook PUD according to its own existing policies at the time.

[D] Volume of spills for the period in gallons divided by the amount conveyed for the period in million gallons

[E] Included with Eastern Municipal Water District

[1] The average is the sum of all values divided by the number of values.

[2] In a normally distributed set of values, 68% of the values are within one standard deviation either above or below the average value.

[3] The median is the middle value in a set; half the values are above the median, and half are below the median.

DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres)[1]	MITIGATION	CERTIFICATION ACTION[2]
12/6/04	Hines Nurseries	Rainbow Creek Undercrossing Construction	Install three pipeline undercrossings beneath Rainbow Creek.	Rainbow Creek	Streambed (T): 0.13	Restoration of all temporarily impacted areas.	Conditional
12/6/04	Saint Margaret Catholic Church	Saint Margaret Church	Construction of up to 3 new buildings, expanded parking facilities, and improvements to the existing entrance.	Tributary to Loma Alta Creek	Streambed (P): 0.003 Freshwater Marsh (P): 0.05	Purchase of Arundo removal credits from the Mission Resource Conservation District.	Conditional
12/6/04	Olivenhain Municipal Water District	4S Ranch Pipeline North Project	Construction of a 4,600-foot long water pipeline.	Tributary to Escondido Creek	Southern Willow Forest (T): 0.08 Freshwater Marsh (T): 0.02	Restoration of all temporarily impacted areas.	Conditional
12/9/04	City of Escondido	Bear Valley/East Valley Parkway	Addition of traffic lanes to a portion of Bear Valley and East Valley Parkways.	Tributary to Escondido Creek	Streambed (P): 0.05	None.	Time Expired
12/13/04	California Department of Transportation	State Route 67 Shoulder Widening	Widen portions of SR-67 and construct a median buffer and deceleration lanes.	Tributary to San Vicente	Streambed (P): 0.01	None required.	Low Impact
12/13/04	City of San Diego Storm Water Pollution Prevention Program	Clairemont Regents Treatment Project	Construction of a 0.55 acre biological water filtration system.	Tributary to San Clemente Creek	None	None	Withdrawn

DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres)[1]	MITIGATION	CERTIFICATION ACTION[2]
12/15/04	CA Dept of Parks & Recreation	El Morro Conversion to Campground and Day Use Project	Conversion from 295 unit mobile home park to 60-unit RV/tent campground & public day use facility.	Morro Creek	Streambed (T): 0.02 Wetland (T): 0.06; (P): 0.01	Creation of 1.55 acres, preservation of 2.07 acres, and restoration of 0.52 acre of riparian and streambed in Moro Creek.	Conditional
12/22/04	Black Mountain Ranch, LLC	Canyon Enhancement Project - Black Mountain Ranch North Village	Repair existing earthen dam, install four rock weirs to stabilize the channel bed, construction of two drainage outlets, and removal of non-native plants.	Tributary to Lusardi Creek	Mulefat Scrub (P): 0.017	None required as this is an enhancement project.	Low Impact
12/27/04	Metropolitan Water District of Southern California	San Diego Pipeline No.6	Construction of a buried 10-foot diameter pipeline and appurtenant facilities along a 7-mile corridor.	Santa Gertrudis Creek, Tribs to Tucalota Crk, and Santa Margarita River	Streambed (T): 2.2; (P): 0.01	Restoration of all temporarily impacted areas and purchase of Arundo removal credits.	Conditional
12/28/04	Pueblo Serra Worship Holdings, Inc.	Pueblo Serra Worship Holdings, Inc.	Develop 29.2 acres of vacant land for recreational amenities and related traffic facilities.	Tributary to Arroyo Trabuco Creek	Streambed (P): 0.07 Wetland (P): 0.13	In-lieu payment to Trout Unlimited.	Conditional

1. Wetland refers to vegetated waters of the U.S. and streambed refers to unvegetated waters of the U.S. (P) = permanent impacts. (T) = temporary impacts.
2. Low impact certification is issued to projects that have minimal potential to adversely impact water quality. Conditional certification is issued to projects that have the potential to adversely impact water quality, but by complying with technical conditions, will have minimal impacts. Denials are issued when the projects will adversely impact water quality and suitable mitigation measures are not proposed or possible. Time expired refers to projects that may proceed due to the lack of an action by the Regional Board within specified regulatory timelines. Withdrawn refers to projects that the applicant or Regional Board have withdrawn due to procedural problems that have not been corrected within one year.

No.	Watershed(s)	HSA	Contractor Name	Contact	Project Title	Description	Grant Program	Contract Amount	Match	Project Total	Status	Begin Term	End Term	Contract No.	Contract Manager
1	Multiple	900	San Diego County Water Authority	Eduardo Arquelles (858) 522-6817	Environmental and engineering studies for the San Diego Regional Conveyance Facility.	(1) Environmental and engineering studies of the San Diego Regional Conveyance Facility; (2) feasibility study of sea water desalination opportunities for supplemental water supply for both the US and Mexico.	Prop. 13 (Set Aside)	$3,000,000	$0	$3,000,000	Deviation approved. Contract term extended from 9-03 to 2-05.	10/1/00	2/25/05 (extended by amendment from 9/30/2003)	00-141-250-1	Woodward
2	San Juan, Santa Margarita, San Luis Rey, Carlsbad & Tijuana	900	University of California Cooperative Extension	Valerie Mellano (760) 724-6329	Reduction of Agricultural Nonpoint Source Pollution in the Coastal Watersheds of San Diego County	Project is to inform agricultural producers about BMPs that reduce nonpoint pollution, and encourage use of these practices.	Prop. 13 CNPS	$300,000	$0	$300,000	Active. Work in Progress on Schedule	3/6/03	3/31/05	02-132-259-0	Woodward
3	Multiple	900	San Diego State University Foundation	Badri Badriyha (619) 594-7293	San Diego Watershed Ambient Water Quality Monitoring by Citizens	Coordination and facilitation of citizen volunteer water quality monitoring. Project includes suport for citizen monitoring organizations and funds independent validation of citizen monitoring data.	Prop. 13 WPP	$497,798	$0	$497,798	Active. On schedule.	1/15/05	3/31/07	Pending	Woodward
4	San Diego County	900	SDRWQCB	Sybil Wilson Ferrari (858) 522-6761	Water Authority Reimbursable Account	Reimbursable account for SDRWQCB work on Water Authority permitting and basin planning projects	SDCWA	$150,000	$0	$150,000	Pending SDCWA approval	7/1/04	6/30/07	NA	Clemente
5	San Juan	901	County of Orange Public Facilities and Resources Department	George Edwards (714) 567-6315	Munger Storm Drain Filtration	Project is to install a sand filter within Munger Storm Drain to improve quality of water entering Aliso Creek.	Prop. 13 NPS	$204,500	$29,925	$234,425	On schedule.	6/5/03	3/31/05	02-177-559-0	Clemente
6	San Juan	901	National Audobon Society	Peter Desimone (949) 858-0309	Bell, Dove, and Tick Creek Water Reclamatiion and Habitat Restoration Project	Intercept all dry-season urban runoff and remove trash in order to restore Bell Canyon to its historical hydrologic character. Project include outreach and educational components. Water quality monitoring will be performed to assess project effectiveness and benefits.	Prop. 13 NPS	$402,000	$148,000	$550,000	401 certification denied (w/o prej.). Behind schedule.	6/20/04	3/31/06	03-188-559-0	Clemente
7	San Juan	901	City of Laguna Niguel	Nancy Palmer (949) 362-4384	Upper Sulphur Creek Restoration	Restore one and seven-tenths (1.7) miles of Upper Sulphur Creek in Laguna Niguel by removing non-native plant species, converting concrete v-ditch to soft-bottom channel, and planting native riparian, transitional and upland plant species.	Prop. 13 NPS	$928,723	$263,057	$1,191,780	On schedule.	5/1/04	3/31/06	03-189-559-0	Clemente
8	San Juan	901	Laguna Niguel Community Services District	Nancy Palmer (949) 362-4384	The Sulphur Solution: Prevent, Control, Restore	The Sulphur Solution will be a partnership of the three Sulphur Creek watershed jurisdictions (the Cities of Laguna Niguel and Laguna Hills, and the County of Orange) and 200+ residents and businesses who will participate in a broad-based, iterative approach for pollution prevention, source control, treatment, and re-establishment of beneficial habitat use.	Prop. 13 NPS	$2,300,000	$1,134,500	$3,434,500	On schedule.	8/15/04	3/31/07	04-066-559-0	Clemente
9	Santa Margarita	902	Mission Resource Conservation District	Judy Mitchell/ Beth Brock (760)728-1332	Santa Margarita Home to Ocean (H2O) - A Citizens Water Quality Monitoring Program	Project is to implement a citizen-based water quality monitoring program and to increase public awareness of watershed issues.	319(h) Non-Point Source	$54,302	$56,178	$110,480	Active. Work in Progress on Schedule	2/15/02	3/10/05	01-116-259-0	Woodward
10	Santa Margarita	902	County of San Diego Department of Public Works Watershed Protection Program	Sheri McPherson (858) 495-5285	Rainbow Creek Nutrient TMDL Implementation	Project implements TMDL nutrient reduction program for Rainbow Creek watershed	319(h) Non-Point Source	$321,436	$59,618	$381,054	Draft grant agreement under review. Send draft GA to County in January.	TBD	TBD	Pending	Woodward
11	Santa Margarita	902	San Diego County Flood Control District	Joseph DeStefano II (858) 694-3692	Santa Margarita River Watershed Management Plan	Project is to develop a watershed management plan for the Santa Margarita River watershed.	Prop. 13 WPP	$200,000	$117,950	$317,950	Active. Plan released for public comment	8/31/02	3/31/05	02-040-259-0	Woodward
12	San Luis Rey	903	Sustainable Conservation	Carolyn Remick (415)977-0380x302	Permit Coordination for BMPs in the San Luis Rey Watershed	Project is to develop a streamlined permitting process for private landowners to implement habitat restoration and erosion control projects.	319(h) Non-Point Source	$129,950	$86,667	$216,617	Active. Work in Progress on Schedule	6/1/03	9/1/2005	02-170-259-0	Woodward
13	San Luis Rey	903	Mission Resource Conservation District	Judy Mitchell (760) 728-0342	Upper San Luis Rey Watershed Arundo Control/Riparian Habitat Restoration	Project is to remove about 40 acres of *Arundo* along the San Luis Rey River, and revegetate with native plants.	Prop. 13 WPP	$911,000	$28,500	$939,500	Active. Work in Progress on Schedule	6/30/03	3/31/06	02-185-559-0	Woodward
14	Carlsbad	904	Aqua Hedionda Lagoon Foundation	Craig Elliott	Caulerpa taxifolia Eradication Project	Project funds continuing effort to eradicate Caulerpa taxifolia in Aqua Hedionda Lagoon.	319(h) Non-Point Source	$500,000	$600,000	$1,100,000	On-schedule. Waiting for first progress report 1/10/05.	9/1/04	12/30/07	03-285-559-0	Clemente
15	Carlsbad	904	USDA	Lars Anderson (530) 652-6260	Caulerpa taxifolia Eradication Project	Project will extend current surveillance, detection, treatment, monitoring and outreach methodologies to attain the eventual eradication of *Caulerpa taxifolia* from all coastal wetlands throughout the state of California.	319(h) Non-Point Source	$600,000	$64,500	$664,500	Active, Behind Schedule	3/15/03	12/30/06	02-130-259-0	Clemente
16	Carlsbad	904	City of Oceanside - Water Utilities Department	Doug Eddow (760) 435-5012	Myers Property and Adjacent Creek Habitat Restoration	Restoration of Myers Property adjacent to Loma Alta Creek. Project includes water quality monitoring and project effectiveness assessment	Prop. 13 NPS	$445,245	$67,430	$512,675	Grant Agreement approved.	10/1/04	3/31/07	04-132-559-0	Woodward
17	Carlsbad	904	County of San Diego Department of Public Works Watershed Protection Program	Jill Bankston (858) 495-5319	McClellan-Palomar Airport Conveyance Restoration and Detention Basin Construction	Project removes concrete from a conveyance and constructs a detention basin to improve water quality in runoff. Project includes water quality monitoring and project effectiveness assessment.	Prop. 13 NPS	$700,000	$260,000	$960,000	Grant request package completed and sent to DFA	TBD	TBD	Pending	Woodward

ATTACHMENT B-3 (a)

No.	Watershed(s)	HSA	Contractor Name	Contact	Project Title	Description	Grant Program	Contract Amount	Match	Project Total	Status	Begin Term	End Term	Contract No.	Contract Manager
18	All	904	Aqua Hedionda Lagoon Foundation	Craig Elliott	Caulerpa taxifolia Surveillance and Eradication Program	Surveillance and eradication of *Caulerpa taxifolia* throughout the southern California Bight. Project includes training area divers to identify and report infestations of *Caulerpa taxifolia*.	Prop. 13 WPP	$2,266,000	$536,775	$2,802,775	Negotiating grant agreement with AHLF. Waiting for SWRCB resolution on transfer, and AHLF approval of template.	10/1/04	3/31/07	04-144-559-0	Clemente
19	Carlsbad	904	San Elijo Lagoon Conservancy (SELC) on Behalf of the Carlsbad Watershed Network (CWN)	Doug Gibson (760) 803-4824	Restoration of Riparian / Wetlands Habitat in the Carlsbad Hydrologic Unit	Restoration of 250 acres of riparian and wetlands habitat including mapping and removal of exotic invasive plants. Project includes water quality monitoring and assessment in the five major drainages of the Carlsbad Hydrologic Unit	Prop. 13 WPP	$3,960,000	$0	$3,960,000	Active. Work in progress on schedule.	7/1/04	3/31/07	04-083-559-0	Woodward
20	San Dieguito	905	City of San Diego	Robert Collins (619) 668-2084	San Dieguito Watershed Management Plan	Project will develop a watershed management plan for San Dieguito River Watershed.	2d5(j)	$125,000	$0	$125,000	On schedule	2002	2006	NA	NA
21	San Dieguito	905	County of San Diego - Dept. Parks and Recreation	Carole Mellum (858) 495-5295	Santa Maria Creek Protection and Restoration Project	Project will reduce the transport of urban and agricultural pollutants, bacteria, and sediment to downstream receiving waters by restoring, enhancing and protecting the Santa Maria Creek corridor on the Cagney property and the creek channel on 13 adjacent private properties.	Prop. 13 NPS	$1,500,000	$2,010,780	$3,510,780	Active. Work in Progress on Schedule	6/1/04	3/31/06	03-176-559-0	Woodward
22	Los Penasquitos	906	The Nature Institute	Robert La Rosa (619) 224-2003	Science and Technology Against Runoff (STAR)	Project addresses runoff to Rose Creek and Mission Bay. Project is to install four small detention basins at stormwater outfalls and install one low-profile, in-channel weir to encourage wetland establishment.	319(h) Non-Point Source	$42,000	$28,000	$70,000	Active. Work in Progress on Schedule	2/15/02	8/30/05	01-120-259-01	Woodward
23	Los Penasquitos	906	University of San Diego	Dr. R. Kaufmann (619) 260-6825	Mission Bay Citizen Monitoring	Project conducts citizen volunteer water quality monitoring in Mission Bay.	319(h) Non-Point Source	$191,580	$28,737	$220,317	Active. Work Progress on Schedule. Issues with Reporting being resolved.	6/30/02	8/10/05	02-184-559-0	Richter
24	Los Penasquitos	906	The Nature Institute	Robert La Rosa (619) 224-2003	Wetland Expansion Science and Technology Against Runoff (WESTAR)	Project addresses runoff to Rose Creek and Mission Bay. Project will (1) enhance riparian habitat through removal of trash and invasive species and revegetation with natives; (2) establish wetland habitat on concrete channel bottom with anchoring structures; and (3) stabilize eroding streambank with natural materials.	Prop. 13 CNPS	$236,000	$77,000	$313,000	Active. Work in Progress on Schedule	6/1/04	3/31/06	03-256-559-0	Woodward
25	Los Penasquitos	906	Los Peñasquitos Lagoon Foundation	Mike Hastings (760) 436-5937	Los Peñasquitos Sediment Retention Project	Project is to analyze sediment flow from the western part of the watershed, and construct one sediment basin to address rapid sedimentation of Los Penasquitos Lagoon.	Prop. 13 NPS	$960,441	$265,000	$1,225,441	Active. Permitting issues being addressed. Extension recommended by SWRCB	7/1/02	3/31/05	02-029-259-0	Woodward
26	Los Penasquitos	906	Los Penasquitos Lagoon Foundation	Mike Hastings (760) 436-5937	Los Penasquitos Lagoon Sediment Phase II	A continuation of the Los Penasquitos Sediment Retention Project, project is to construct an additional sediment basin and erosion control devices in the western part of the watershed.	Prop. 13 NPS	$1,102,000	$224,000	$1,326,000	Active. Work in Progress on Schedule	10/1/03	3/31/06	03-066-559-0	Woodward
27	Los Penasquitos	906	City of San Diego	Randy Rodriquez (619) 236-7258	Los Peñasquitos Master Watershed Plan	Project is to develop a watershed management plan for the Los Penasquitos watershed.	Prop. 13 WPP	$200,000	$0	$200,000	Active. Plan released for public comment	7/1/02	3/30/05	02-028-259-0	Woodward
28	San Diego	907	Friends of Famosa Slough	James Peugh (619) 224-4591	Famosa Slough Wetland Restoration/Fill Removal	Project is to restore about three acres of wetland on the north end of Famosa Slough through removal of fill and revegetation.	Prop. 13 CNPS	$367,000	$100,000	$467,000	QAPP approved. letter sent. Waiting for CEQA and monitoring plan to proceed.	3/1/04	3/31/06	03-168-559-0	Clemente
29	San Diego	907	Coastal Conservancy	Marc Beyeler (519) 286-4172	Lower San Diego River Private Landowner Incentive Demonstration Project	Implement an integrated urban runoff and creek restoration/stewardship program for the Lower San Diego River on private lands within the river corridor. The proposed project involves several different elements, including: (1) Identification/enrollment of private landowner participants; (2) recruitment, training and supervision of community stewards; (3) design/installation of treatment control/habitat restoration projects; (4) and design/implementation of stewardship protocols, including project evaluation and monitoring data collection and reporting	Prop. 13 CNPS	$800,000	$150,000	$950,000	Behind schedule. Waiting for them to subcontract. Delinquent on first PR and submittals.	6/1/04	3/31/06	03-190-559-0	Clemente
30	San Diego	907	County of San Diego Department of Public Works Watershed Protection Program	Jill Bankston (858) 495-5319	Woodside Avenue Low Flow Water Quality Basin and Arrando Removal	Project implements concrete removal, *Arundo* removal, and structural BMP. Project includes water quality monitoring and project effectiveness assessment.	Prop. 13 NPS	$1,000,000	$720,000	$1,720,000	On schedule.	7/15/04	7/30/07	04-067-559-0	Clemente
31	San Diego	907	County of San Diego Department of General Services	Dennis Verrilli (858) 694-2059	Porous Pavement and Model Municipal Operations Center Demonstration Project	Project replaces impervious pavement at several County of San Diego facilities with porous pavement. Includes water quality monitoring and assessment and demonstration elements.	Prop. 13 NPS	$1,400,000	$305,000	$1,705,000	QAPP approved. Notice to proceed/certification letter sent. Broke ground.	5/15/04	3/31/07	03-264-559-0	Clemente

No.	Watershed(s)	HSA	Contractor Name	Contact	Project Title	Description	Grant Program	Contract Amount	Match	Project Total	Status	Begin Term	End Term	Contract No.	Contract Manager
32	San Diego	907	County of San Diego Department of Environmental Health	Liz Giffen (858)694-3482	San Diego River Watershed Management Plan	Project will develop a watershed management plan for the San Diego River Watershed.	Prop. 13 WPP	$197,500	$0	$197,500	Active. Plan released for public comment	4/19/02	3/30/05	01-150-259-0	Clemente
33	San Diego	907	San Diego River Park-Lakeside Conservancy	Robin Rierdan (619)443-4770	Restoration and Recharge	Project is to construct a five-acre, off-channel wetland to improve water quality and recharge. Project is part of 125-acre restoration planned for the area. [Note: $10.8M property acquisition is considered match but isn't part of the contract.]	Prop. 13 WPP	$1,290,725	$0	$1,290,725	Active. Work in progress.	5/1/04	3/31/06	03-169-559-0 (Revised for name change)	Clemente
34	San Diego	907	City of Santee	Erik Steenblock (619) 258-4100 (ext. 177)	Forester Creek Improvement Project	Project implements extensive improvements to Forester Creek to improve flood control while improving aquatic and riparian habitat structural and functional values. Project includes water quality monitoring and project effectiveness assessment.	Prop. 13 WPP	$3,000,000	$8,692,500	$11,692,500	Agreement finalized. Drafted PR template. Waiting for first PR submittal	TBD	3/31/07	Pending	Clemente
35	San Diego	907	San Diego River Park-Lakeside Conservancy	Robin Rierdan (619)443-4770	Restoration and Recharge - Phase II	Project removes fill and restores floodplain structure and functions along the San Diego River in Lakeside. Project includes water quality monitoring and project effectiveness assessment.	Prop. 13 WPP - SCFH	$1,105,700	$1,428,600	$2,534,300	Final agreement processed.	10/1/04	3/31/07	04-113-559-0	Clemente
36	Pueblo	908	San Diego BayKeeper	Hiram Sarabia (619) 758-7743	Chollas Creek & Paleta 7th Street Channel Citizen Monitoring Program	Project conducts citizen volunteer water quality monitoring in Chollas and Paleta Creeks.	319(h) Non-Point Source	$205,020	$136,292	$341,312	Active. Work Progress on Schedule	4/15/03	6/1/05	02-146-259-0	Monji
37	All	908	County of San Diego	Michelle Stress (858) 694-2794	San Diego Regional Integrated Pest Management (IPM) Education and Outreach Project	Development and implementation of an educational regional IPM program directed towards residential pesticide users.	Prop. 13 NPS	$1,000,000	$352,500	$1,352,500	Active. On schedule.	7/1/04	3/31/07	04-017-559-0	Clemente
38	Pueblo	908	City of San Diego	Karen Henty/Drew Kleiss (619) 525-8623	Chollas Creek Water Quality Protection & Habitat Enhancement Project	Project is to remove concrete from a channelized section of Chollas Creek, restore wetland and riparian habitat, and implement a watershed wide education program.	Prop. 13 NPS	$2,244,000	$529,406	$2,773,406	Active. Work in Progress on Schedule	7/1/04	3/31/07	04-015-559-0	Woodward
39	Pueblo	908	County of San Diego Department of Public Works Watershed Protection Program	Michele Stress (858) 694-2794	County of San Diego PRISM Grant	Project will develop and implement an educational Integrated Pest Management (IPM) program directed primarily at residential pesticide users. The project will also assess the effectivness of educational tools, strategies, and focus activities in the Chollas Creek Watershed in accordance with the Chollas Creek TMDL for Toxicity.	Prop. 50	$1,000,000	$352,500	$1,352,500	Active. Work in Progress on Schedule	7/1/04	3/31/07	GA No. 04-17-559-0	Clemente
40	Tijuana	911	County of San Diego	Liz Giffen (858)694-3482	Tijuana River Watershed Management Plan	Project will develop a binational Watershed Vision (i.e. watershed management plan) for the Tijuana River Watershed.	Prop. 13 WPP	$197,500	$141,833	$339,333	On schedule. Work nearing completion.	9/5/02	3/31/05	02-042-259-0	Clemente
41	Tijuana	911	County of San Diego Department of Public Works Watershed Protection Program	Jill Bankston (858) 495-5319	Invasive Species Removal in the Cottonwood Creek area of the Tijuana River Watershed	Removal of *Arundo* and *Tamarisk* in Cottonwood Creek in the upper Tijuana River Watershed. Project includes water quality monitoring and project effectiveness assessment.	Prop. 13 WPP	$637,500	$72,762	$710,262	On schedule. Waiting for QAPP submittal.	7/15/04	6/30/07	04-065-559-0	Clemente
42	Tijuana	911	Southwest Wetlands Interpretive Association	Mayda Winter (619) 575-0550	Tijuana River Valley Invasive Plant Control Program	Removal of exotic invasive vegetation in the Tijuana River Valley in the lower Tijuana River Watershed. Project includes water quality monitoring and project effectiveness assessment.	Prop. 13 WPP	$1,112,936	$0	$1,112,936	On schedule.	6/15/04	3/31/07	03-272-559-0	Clemente
43	Sweetwater, Otay, and Pueblo	908, 909, 910	UC Cooperative Extension/Seagrant Extension Program	Leigh Johnson (858) 694-2852	Nontoxic Recreational Boat Hull Paint Demonstration for San Diego Bay	Project demonstrates effectiveness of non-toxic recreational boat hull paint formulations.	319(h) Non-Point Source	$129,283	$89,562	$218,845	Work completed. Final Report pending	2/1/01	12/31/04	00-145-259-0	Michael
44	Pueblo, Sweetwater, & Otay	908, 909, 910	City of San Diego Storm Water Pollution Prevention Program	Stephanie Lohstoh (619)525-8642; Garret Williams (619)525-8617	The San Diego Watersheds Common Grounds Project: San Diego Bay Watershed Demonstration	Project develops a web-hated GIS data storage and access system for San Diego Bay and watershed water quality data to facilitate use of data by stakeholders and decision makers. Project includes extensive water quality monitoring to support TMDL development.	Prop. 13 CNPS	$900,000	$462,645	$1,362,645	Active. Work in Progress on Schedule	7/1/04	3/31/07	04-026-559-0	Woodward
							TOTALS	$38,815,139	$19,620,217	$58,435,356					

Common Acronyms

QAPP	Quality Assurance Performance Plan
PR	Progress Report
CNPS	Coastal Non-Point Source
NPS	Non-Point Source
WPP	Watershed Protection Program
CWA	Clean Water Act
319(h)	CWA section 319(h) Non-Point Source Pollution Reduction Program
205(j)	CWA section 205(j) Planning Grant
SDCWA	San Diego County Water Authority

CWA Section 319(h) and the IRWM Planning Grant PSP

When developing an IRWM Plan, keep in mind that the inclusion of the nine elements of a watershed-based plan, as stipulated by USEPA, in an IRWM Plan would assure that stakeholders have the flexibility of qualifying for Clean Water Act Section 319(h) funding to implement non-point source (NPS) pollution control projects. The nine elements are listed below. If the Plan is to be used as a basis for NPS implementation projects that could potentially be funded by CWA Section 319(h) grants offered jointly by the SWRCB and USEPA, or where CWA Section 319(h) funding may be used as matching funds, then the Plan must include U.S. EPA's nine elements of a watershed-based plan.

To be considered for Section 319(h) funds, projects must:

1. Implement activities to achieve pollutant reductions consistent with established TMDLs, or TMDLs under development; and,
2. Be consistent with a watershed plan that address the USEPA-required elements for watershed-based plans.

Beginning with in the '05-'06 federal fiscal year, 319(h) grant funds will more strongly favor projects that implement established TMDLs.

U.S. EPA believes that the nine required elements outlined below are critical to assure that public funds intended to address NPS water pollution are used effectively. The watershed planning process is dynamic and iterative, and stakeholders whose plans address each of these nine elements may be awarded grants to proceed with projects even though some of the information in the plan may need to be modified over time.

Where a single plan does not contain all nine elements, plans can be combined into an integrated, regional planning tool that does address all of the nine required elements. IRWM program applicants who are combining existing plans into an integrated regional plan should work with their regional stakeholders and the RWQCBs to verify that the combined, integrated plans address each of the nine elements. Existing plans may need to be amended to incorporate any of the nine elements that are missing so that projects identified in the plan can qualify for current or future Section 319 funds.

The required watershed-based plan elements are as follows:

a. An identification of the causes and sources or groups of similar sources that will need to be controlled to achieve the load reductions estimated in this watershed-based plan.

b. An estimate of the load reductions expected for the management measures described under paragraph (c) below.

c. A description of the NPS management measures that will need to be implemented to achieve the load reductions estimated under paragraph (b) above and an identification (using a map or a description) of the critical areas in which those measures will be needed to implement this plan.

d. An estimate of the amounts of technical and financial assistance needed, associated costs, and/or the sources and authorities that will be relied upon, to implement this plan.

e. An information/education component that will be used to enhance public understanding of the project and encourage their early and continued participation in selecting, designing, and implementing the NPS management measures that will be implemented.

f. A schedule for implementing the NPS management measures identified in this plan that is reasonably expeditious.

g. A description of interim, measurable milestones for determining whether NPS management measures or other control actions are being implemented.

h. A set of criteria that can be used to determine whether loading reductions are being achieved over time and substantial progress is being made toward attaining water quality standards and, if not, the criteria for determining whether this watershed-based plan needs to be revised or, if a NPS TMDL has been established, whether the NPS TMDL needs to be revised.

i. A monitoring component to evaluate the effectiveness of the implementation efforts over time, measured against the criteria established under item (h) immediately above.

ATTACHMENT B-3 (c)

The CALFED Bay-Delta Program Hosts Four Grant Workshops throughout California

GRANT PRESENTATION HIGHLIGHTS include meeting in person with state project officers to learn the key points about various state water grants and how to use this information to apply for a project.

LOCATIONS

January 4, 2005	1:00 – 3:30pm	Torres-Martinez, Thermal, CA 92070	(760) 397-8144
January 6, 2005	9:00 – 12 noon	Santa Rosa Rancheria, Lemoore, CA 93245	(559) 925-2990
January 11, 2005	1:00 – 3:30pm	Graton Rancheria, Santa Rosa, CA 95401	(707) 566-2289
January 13, 2005	1:00 – 3:30pm	Redding Rancheria, Redding, CA 96001	(530) 225-8979

GRANT PROGRAMS

Department of Water Resources – Proposition 50, Chapter 7, Water Use Efficiency
Section A: Agricultural and Urban Water Use Efficiency Implementation Projects
Section B: Research and Development; Feasibility Studies, Pilot or Demonstration Projects; Training, Education or Public Information; Technical Assistance

Department of Water Resources – Proposition 50 Chapter 6(a) – Water Desalination
Provides grants for construction projects, research and development, feasibility studies, Pilot projects, and demonstration programs. The grant program was designed to assist with the development of local water supplies through brackish water and seawater desalination.

Department of Water Resources and State Water Resources Control Board – Proposition 50 Chapter 8: Integrated Regional Water Management
Provides funding for projects to protect communities from drought, protect and improve water quality, and reduce dependence on imported water.

Other non-CALFED grant opportunities will be shared and packets available.

For more information contact Irenia Quitiquit, CBDA Tribal Coordinator
(916) 445-7461 or (916) 996-6708, ireniaq@calwater.ca.gov

Grant Solicitation Packets can be downloaded at:
DWR grants at: http://www.grantsloans.water.ca.gov/index.cfm
CBDA grants at: http://calwater.ca.gov/GrantOpportunities/GrantInformation.shtml

CALIFORNIA BAY-DELTA AUTHORITY

L.A. TIMES, OC EDITION, 01/04/05, PAGE B1

Plan for El Morro Might Run Afoul of Rare Bird

By CHRISTINE HANLEY
Times Staff Writer

A group of residents that winters at the El Morro Village mobile home park emerged Monday as the latest obstacle to the state's plan to turn the Crystal Cover State Park community into a campground.

They stand about ankle high, go by the formal name of *charadrius alexandrinus nivosus* and are being defended by a conservative commentator and lawyer who has never been confused with an environment crusader.

Hugh Hewitt told a federal judge Monday in Santa Ana that the well-being of the Western snowy plover — an endangered migratory shorebird — would be disrupted by the removal or demolition of the beachfront trailers.

"The species is desperate," Hewitt pleaded.

The legal tactic is a reversal of the norm in which environmentalists cite the presence of an endangered species in an effort to block development. In this case the attorney for the trailer park residents, who were to have abandoned their trailers Dec. 31, is hoping the small seashore bird will protect a development.

Hewitt, who has represented developers in the past and argued against endangered species laws, asked the judge for an injunction to prevent the state from forcing the El Morro tenants he represents to comply with orders to remove or destroy their homes.

He argued that parks officials had not adequately assessed the threats posed to the snowy plover and therefore were putting his clients at risk of violating the U.S. Endangered Species Act.

"What happens if there's a snowy plover dead on that beach when we blow up those pilings?" Hewitt asked, later acknowledging outside the courtroom that "I am not a species guy. But I don't

[*See El Morro, Page B6*]

Beach Tenants Get New Hope

[El Morro, from Page B1]

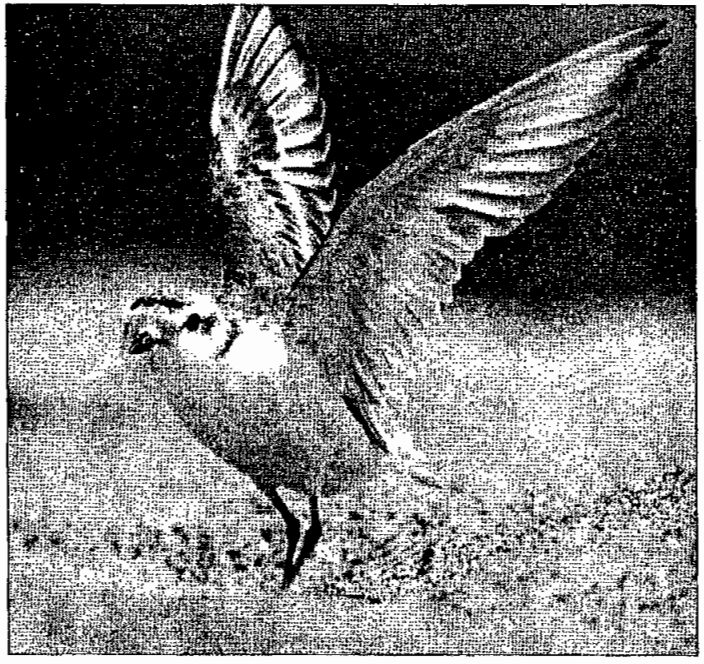
want my clients going to jail for doing the state's dirty work."

State lawyers argued that the state Department of Parks and Recreations had obtained all the necessary permits and assurances. They described the latest move as a subterfuge, saying El Morro residents had no interest in protecting the environment but rather were digging deeper into a bag of legal tricks at the eleventh hour to try to extend their leases.

"That's why we're here," Deputy Atty. Gen. Hayley Peterson said. "This is their last-ditch effort. . . . This is a delay tactic."

U.S. District Judge David O. Carter did not issue an immediate ruling. The state had previously agreed that no action would be taken for 15 days following Monday's hearing.

The federal lawsuit is one of two legal actions filed in November by El Morro residents. The other suit, filed in Orange County Superior Court, alleges that by not renewing the leases, the state is violating the California Mobilehome Residency Law, which provides legal protections to mobile home owners.



SPENCER WEINER *Los Angeles Times*

A WING AND A PRAYER: *The Western snowy plover could be a welcome sight to El Morro residents trying to avoid eviction.*

Many of the 295 families who live in El Morro Village signed 20-year leases in 1979, when the Irvine Co. sold the land to the state. Five years ago, residents were given a lease extension that expired at year's end.

State officials have sent eviction notices, and also offered a 90-day transition period that would allow residents to stay until April 1. Those who accept the offer must pay the state $3,000 to cover the cost of the mobile home removal or demolition, plus water and utility bills. About two dozen residents have expressed interest in the extension. But others are waiting for decisions in the two lawsuits.

The Western snowy plover is distinguished by pale brown markings with dark patches on either side of the upper breast, and dark gray to blackish legs. The birds weigh about 2 ounces and are about 6 inches long. The Pacific Coast population of the bird breeds primarily on beaches from southern Washington to southern Baja California, Mexico, according to the U.S. Fish and Wildlife Service. The nesting season extends from early March through late September.

In his arguments, Hewitt quoted from a Dec. 29 letter from a U.S. Fish and Wildlife Service official who acknowledged that "plovers are likely to occasionally use the beach around the trailers for foraging." At one point, he argued that a private developer would "be laughed out of the courtroom" for moving ahead with a project like El Morro that posed threats to endangered species.

Hewitt speaks from experience.

Among the developers he has represented is one who wanted to build on land inhabited by the endangered California gnatcatcher, and another who wanted to build in a park in Ventura County that was home to *astragalus brauntonti*, an endangered plant found in only four places in the world.

"The plant is flourishing," Hewitt said during that 1998 case.

Judge Carter said that even if he granted an injunction to stop the trailers from being removed or destroyed, residents might not be able to live in them. But that question, he said, might fall to the state court to decide.

Jerry Dacus, an Orange County firefighter who has lived in El Morro for 18 years, said he supported any efforts to protect endangered species. But he said such arguments took the focus off the hardships that many residents were facing, and he suggested that the state was deliberately avoiding discussing the human impact of their plan.

"I think they [state officials] haven't addressed the human issue," he said.

"I'm young enough, and have means enough [to find a new home]. But there's a lot of people who don't know what they're going to do now."

Beach residents

After years of fighting eviction, residents of El Morro Village mobile home park now hope the presence of an endangered bird species at Crystal Cove State Park will give them a reprieve.

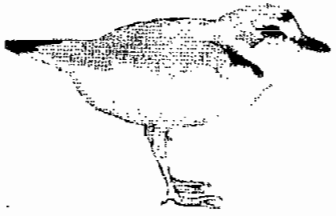
Western Snowy Plover
(Charadrius alexandrinus nivosus)

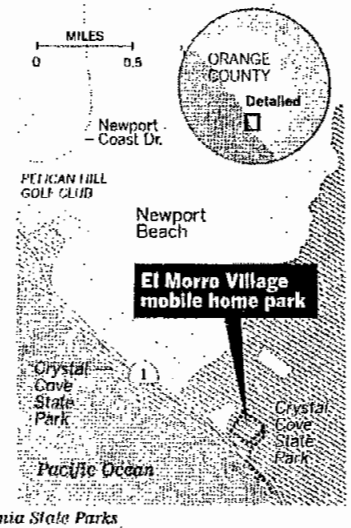
Description: Pale brown shorebird with dark patches on upper chest.

Weight: 1.2 to 2 ounces

Size: 5.9 to 6.6 inches long

Range: The Pacific coast population reaches from southern Washington to southern Baja California.





Source: U.S. Fish & Wildlife Service; California State Parks

Los Angeles Times

Tuesday, January 4, 2005

Mobile-home evictions to move ahead

Judge denies a request to stop the state from removing El Morro residents.

By SUSAN GILL VARDON

The Orange County Register

SANTA ANA – A federal judge issued a tentative ruling Monday, denying a request by El Morro mobile-home residents that he halt evictions that are now two weeks away.

Judge David O. Carter ruled against the residents' contention that California State Parks doesn't have proper permits from federal wildlife agencies to remove the mobile homes. A final decision could come later this week, state parks officials said.

It could be the final defeat for residents of the 296-unit oceanfront park who have launched a flurry of 11th-hour litigation in recent weeks.

The state plans to begin a long-awaited project to transform the 32 acres into a $13 million public park and campground this spring.

"We're confident that all the necessary permits and authorizations are in hand," said Ken Kramer, state parks superintendent at El Morro. "And we're looking forward to the judge's final ruling."

While some residents continue to fight, others are taking up an offer by state parks for a 90-day lease extension.

About 30 residents are scheduled to sign a legal agreement promising to leave, and about 40 others have asked to set up an appointment, Kramer said. Those who sign can stay through March 31.

Residents who do not sign will have until Jan. 17 to leave before eviction proceedings start, Kramer said.

Another last-minute lawsuit by residents concluded Dec. 23, after a state appeals court denied a request to review a Dec. 17 decision in favor of state parks by Orange County Superior Court Judge Stephen Sundvold.

Gerald Klein, attorney for the residents, said he would not continue to appeal. He said he would work with residents who wish to challenge their evictions in court. "I want to see a jury come back and say the state didn't follow the rules," Klein said. "We're entitled to another five years."

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Friday, December 31, 2004

Last modified Monday, December 27, 2004 8:39 PM PST

Work to seal off landfill in SM will be done in 2006

By: KEN MA - Staff Writer

SAN MARCOS ---- Work on a clay cap to permanently seal a controversial county landfill and prevent it becoming an environmental hazard will be completed in May 2006, officials said Monday.

The $16 million project includes planting chaparral and coastal sages on the cap, which will top the 100-acre landfill located off San Elijo Road near San Elijo Hills and Elfin Forest.

The county-owned landfill, which holds 10 million tons of trash, stopped accepting trash in 1997.

In September the county hired a contractor to build the 3- to 5-foot-thick clay cover, which is designed to prevent rain water from seeping through the soil and into the trash deposits that run 200 to 250 feet below the surface, said Doug Isbell, deputy director of the county's Public Works Department.

If rain water were to trickle into the trash heap, it would gather chemicals and pollutants and become a toxic liquid known as leachate. The tainted water then might contaminate water tables.

"We are going through the effort to prevent any leachate from entering the groundwater table," Isbell said.

When it opened in 1979, the landfill accepted trash from all corners of North County. Over the years, however, it became a source of headaches for county officials as the county was named in a number of lawsuits involving complaints of foul odors, water quality issues, and charges of emotional distress by nearby residents.

It was also a hot political issue for some San Marcos politicians, who opposed the county Board of Supervisors' decision to open a $134 million trash-to-energy plant in connection with the landfill in 1994. Fierce public opposition forced the plant, which sits on 15 acres adjacent to the 100-acre landfill, to close a year later.

ATTACHMENT B-9a

Today, a film production company wants to turn the plant into a movie studio, but it is waiting for the county to lift deed restrictions. County officials working on the studio project were not available for comment Monday.

In 1997 the county sold its entire trash-disposal system, including the San Marcos plant, to Allied Waste for $179 million. The trash system included four landfills, the San Marcos plant, a trash-transfer station in Carlsbad and various rural garbage collection sites. The San Marcos landfill was not included in the sale because it had already stopped accepting trash by that time.

When county officials announced plans to cap the landfill in 2002, it resulted in opposition from members of the Elfin Forest/Harmony Grove Town Center, a group of residents who live nearby in a rustic area of horses and large-lot homes.

Evelyn Alemanni, a member of the group, said that trucks using Elfin Forest Road, a thoroughfare that links the upper-middle class San Elijo Hills community to Elfin Forest, would create a traffic nightmare. The trucks haul material to the landfill to build the clay cap.

Jon Rollin, program manager for the county's land use and environmental group, said county officials listened to the concerns and decided to reroute the trucks along Rancho Santa Fe Road. Since September, an average of 300 trucks make daily trips to the landfill between 7 a.m. and 4 p.m. Mondays through Fridays.

"We are satisfied with what the county has done," Alemanni said Monday.

The county might have satisfied Alemanni's group, but some residents of San Elijo Hills who must also use both Rancho Santa Fe and San Elijo roads to reach their hillside homes are not happy with the trucks.

"I noticed a few more trucks going up the hill," San Elijo Hills resident Joyce Barr said. "(The trucks) make traffic worse. (But) there is no need to complain about it. It has to be done and we are just going to have to live with it."

Rollin said the landfill is likely to remain undeveloped because even with the cap it's too unstable to serve as a foundation for homes. Parks, he said, would require too much maintenance.

However an energy company's operation that turns landfill gases into electricity at the site, will continue. Since the early 1990s, the company has been converting 40 percent of a gas produced by the decomposing trash into electricity. The other 60 percent is burned off by the county to prevent the gas from reaching the atmosphere.

Contact staff writer Ken Ma at (760) 761-4408 or kma@nctimes.com.

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Friday, December 31, 2004

Last modified Wednesday, December 29, 2004 11:08 PM PST

Construction on movie studio could begin next fall

By: KEN MA - Staff Writer

SAN MARCOS ---- A New York production company plans to begin the construction of a Hollywood-style movie studio next fall, provided the county has lifted deed restrictions on a vacant trash recycling plant and finished capping a retired landfill.

Alliance Holdings and its affiliate, Spirit Horse Productions, want to convert the former 217,653-square-foot trash-to-energy plant on San Elijo Road near the San Elijo Hills community into a studio with five sound stages.

But in order for the company to carry out its ambitious plan, the county must lift a deed restriction that prevents the plant from being used for anything other than trash recycling. The county must also finish a project to build a clay cap over a 100-acre landfill next to the plant to prevent rainwater from reaching the 10 million tons of trash buried there, Shari Hemrick, an Alliance partner, said last week.

"We are just going to stay out of (the county's) way," Hemrick said during a phone interview from New York.

Doug Isbell, deputy director of the county's Public Works Department, said the landfill cap is expected to be completed by late 2005.

Jim Ambroso, district manager for Allied Waste Services, which owns the recycling plant, said Wednesday his company plans to sell the facility to Spirit Horse Productions and that the parties are six months away from closing escrow. But in order for the transaction to be done, Allied must submit a formal request to have the county lift the deed restriction.

Ambroso said his company hopes to have that request ready by April or May for the county Board of Supervisors to consider.

"We are getting close (to a decision)," he said.

The plant, which sits on 15 acres next to the landfill, was sold by the county to Allied in 1997 for $134 million. It briefly converted trash to energy between 1994 and 1995, but was closed because of strong public opposition from the residents of Harmony Grove and Elfin Forest, two rural county

ATTACHMENT B-96

neighborhoods just south of San Marcos.

Alliance officials have said they plan to pay $23 million for the plant, which they hope will be converted and operating as a movie studio with the five sound stages by spring 2006. Both the City Council and Planning Commission have given their formal blessings for the project.

Hamrick and another Alliance partner, Michelle Hartly, said they want to build a San Marcos studio ---- which would be the first large-scale movie studio in San Diego County ---- that would enable Hollywood directors to shoot blockbuster films. It would also be a place where Palomar College and Cal State San Marcos students can spend time as interns studying filmmaking.

The studio will have an office building, parking lot, digital animation and a recording studio. No timetable has been set for the completion of these facilities.

Up to 70 percent of the studio's work force ---- there could be as many as 400 people employed there, depending on the project ---- are expected to come from North County, Alliance officials said.

Over the years, Spirit Horse Productions has been involved in large-scale movies such as "Dances with Wolves," "The Green Mile," "The Patriot," "Far and Away," "Artificial Intelligence" and "Hidalgo."

Contact staff writer Ken Ma at (760) 761-4408 or kma@nctimes.com.

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Shell Oil to pay $1 million for cleanup

Contamination runs under stadium property

By Ronald W. Powell
STAFF WRITER

December 24, 2004

Shell Oil has agreed to pay $1 million to the city of San Diego to clean up some of the underground pollution at Qualcomm Stadium and its parking lot, but that's just one part of the effort to get the site ready for possible development.

The settlement, completed last month, removes Shell Oil Products U.S. from any responsibility in the cleanup of two plumes of contamination that run beneath the stadium property.

Soil and water at the city-owned site have been contaminated by fuel leaking from two tank farms near the stadium, and the city is negotiating with a Houston energy company on cleaning up the problem.

The cleanup must be done if the San Diego Chargers' proposal for a new stadium, housing and businesses at the 166-acre site is to move forward. The team wants to put its redevelopment plan before voters in November 2006.

The city also wants the cleanup so an aquiferbeneath the property can be tapped for drinking water, Deputy City Attorney Frank Devaney said.

"At long last we're addressing this thing," Devaney said, adding that the Shell settlement is "a great first step."

The San Diego Regional Water Quality Control Board issued the first of several cleanup orders for the property in 1992, but a lack of responsiveness to the orders and legal squabbling among several oil companies has slowed the work.

Kinder Morgan Energy Partners of Houston owns the more than 60-acre Mission Valley Terminal, which includes the two tank farms.

Shell leases and operates the smaller of the tank farms on Rancho Mission Road. Most of the contamination has been traced to thelarger tank farm on the hill north of the stadium.

ATTACHMENT B-10

In October 2003, an arbitrator ruled that the Shell site has not contributed to the larger pool of contamination, and the most efficient way to handle the problem was to make Kinder Morgan responsible for cleaning up both plumes.

The arbitrator also ruled that Shell should pay Kinder Morgan $500,000 to clean up diesel fuel that seeped from its tank farm. The contamination from the tanks and pipes Shell leases created the plume that is 175 feet long and 125 feet wide and juts into the Qualcomm property in the shape of a finger, Devaney said.

That plume is dwarfed by the second swath of contamination that flows downhill from the Kinder Morgan tank farm. It has traveled beneath Friars Road and under the parking lot and stadium to the San Diego River.

Kinder Morgan bought the terminal in 1998 and operates about half of the 29 tanks, with the remainder leased to other oil companies.

Rick Rainey, a Kinder Morganspokesman, said cleanup of the larger plume is underway. The company has erected barriers to prevent more pollution from migrating to the stadium site and has installed nine vapor extraction wells to help remove some of the pollution by air, he said.

Rainey could not provide a schedule for completing the cleanup or estimate how much it will cost. In a March 2003 ruling, the arbitrator in a lawsuit filed by Kinder Morgan against Texaco and Shell oil companies said completion of the cleanup would cost $26 million. Texaco was the previous operator on the Shell leasehold.

"We're in the process of satisfying the water board's (cleanup) order now," he said.

'Good neighbors'

As part of the city's settlement with Shell, the oil company has agreed to make its attorneys and scientific experts who have examined contamination at Qualcomm available to the city should it decide to sue Kinder Morgan to prod cleanup, Devaney said. Shell also is giving the city access to thousands of pages of scientific documents about the pollution.

"Shell approached the city because we saw the benefit of the city getting the remediation under way," Cameron Smyth, a Shell spokesman, said. "While we did not cause or are responsible for the contamination, we wanted to be good neighbors and expedite the cleanup of that plume."

City officials said the majority of pollutants that seeped from Shell's leasehold is diesel fuel found at shallow levels and is not considered a serious hazard.

The gasoline that spread south under Friars Road, the stadium parking lot and the stadium is another matter.

Richard Opper, a private attorney the city hired to work on the Qualcomm contamination case, said the gasoline contains a noxious additive that is intended to reduce smog emissions. Methyl tertiary butyl ether, or MTBE, is a carcinogen that seeps through soil more quickly than

gasoline and has found its way into groundwater beneath the stadium property, Opper said.

The concentration of MTBE in the larger plume ranges from 5 parts per billion to 1,000 parts per billion. According to California clean water standards, the presence of MTBE above 13 parts per billion is unsafe for drinking. The acceptable standard for taste and odor is 5 parts per billion.

Concentrations of MTBE from 5 to 10 parts per billion also have been found in the smaller plume from the Shell leasehold.

The water quality control board also has found benzene, toluene and other chemicals in the groundwater.

Marsi Steirer, deputy director of the city Water Department, said the Mission Valley aquifer beneath the stadium could provide up to 3 million gallons of drinking water a day for city residents – if the contamination is removed.

"With imported water becoming less available and more expensive, we are looking for new water supplies," Steirer said. "This could be used for part of our local supply."

Meanwhile, the Chargers are touting a redevelopment plan for the Qualcomm site that includes a $400 million stadium, housing, a hotel, offices and restaurants. The team wants the city to turn over 60 of the 166 acres at the stadium site at no cost and borrow $175 million to cover public improvements such as roads and parks.

Development in wings

City officials said neither the water project nor any development at the site can be accomplished without a cleanup of the contamination.

"Those are the issues that are driving our discussions," Opper said of the ongoing negotiations with Kinder Morgan.

Kinder Morgan believes sufficient cleanup has occurred for the city to use the groundwater after a normal treatment process and for development of the site to occur, Rainey said.

Officials for the city and water board disagree.

Councilwoman Donna Frye, whose district includes the stadium, said she is concerned the pollution has entered the San Diego River and could affect the ecosystem.

"The contamination is quite serious, and I don't agree with the analysis that the groundwater meets drinking standards," said Frye, who would like the stadium property developed into a park.

Devaney said Kinder Morgan has maintained in negotiations that the city has not been damaged by the pollution.

"Our property is soaked with oil for about a mile in length," Devaney said. "The only reason they're doing any work over there is under threat of litigation."

The stadium site has been one of the most vexing cleanup cases in the San Diego region, said John Robertus, executive director of the San Diego Regional Water Quality Control Board.

"Back in 1992, when the first cleanup order was issued, there were multiple parties involved, and they were more interested in fighting among each other and casting blame than abating the (contamination) sources," Robertus said.

The groundwater cannot be used for drinking unless gasoline is removed from the soil and the water, he said. As for development, Robertus said, environmental studies required by the state will determine how much additional cleanup would be necessary.

Robertus said there should be a public discussion about whether the tank farm north of the stadium should be relocated. With a vast system of underground pipes leading to tanks, he said, leaks are likely to occur again.

"What if they have another big spill?" Robertus said. "Is it good to have a tank farm next to a major river or near the crossroads of a major transportation corridor?"

▪Ronald W. Powell: (619) 718-5070; **ron.powell@uniontrib.com**

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From: Bruce Posthumus
To: regulations@aphis.usda.gov
Date: 12/27/04 1:03PM
Subject: Docket No. 04-037-1 - List of Noxious Weeds: *Caulerpa*

December 27, 2004

I am writing in response to the request in the Federal Register (Vol. 69, No. 206, Tuesday, October 26, 2004, 7 CFR Part 360, Docket No. 04-037-1) for comments on petitions received by the U.S. Department of Agriculture Animal and Plant Health Inspection Service (APHIS) requesting that additional aquatic plants of the genus *Caulerpa* be added to the list of noxious weeds.

I serve as chair of the Steering Committee of the Southern California *Caulerpa* Action Team (SCCAT)*. SCCAT was formed immediately following the first discovery of a *Caulerpa* infestation in California in June 2000. SCCAT has been working since that time to eradicate the two known infestations of *Caulerpa* in California and to prevent new infestations. SCCAT has overseen eradication efforts that have cost over three million dollars to date. Although it is too early to conclude that the infestations have been eradicated, no live *Caulerpa* has been found at either infestation site in over two years.

It has long been apparent to the SCCAT Steering Committee that efforts and expenditures devoted to eradication of *Caulerpa* infestations would be for naught if ongoing releases resulted in new infestations. Adding the entire genus of *Caulerpa* to the list of noxious weeds would be one of the most useful steps that could be taken to prevent new infestations. Because of the difficulty of distinguishing between various species, subspecies, varieties, and forms of *Caulerpa* and because of the potential for species of *Caulerpa* other than *C. taxifolia* to be invasive, a less inclusive rule would be more difficult to implement and less likely to be effective. In view of the difficulty of obtaining timely and adequate funding to undertake eradication efforts, the cost of eradication efforts, the uncertain outcome of eradication efforts, and, most importantly, the dire consequences of *Caulerpa* infestations, a complete ban on the entire genus would seem to be prudent.

Although expanding the noxious weed program to cover additional species of *Caulerpa* would pose challenges for APHIS, it is important for governmental agencies, individually and jointly, to do what needs to be done to effectively deal with the threat posed by *Caulerpa*.. As SCCAT participants have found, in some cases this may require "pushing the envelope" and going beyond "business as usual."

Thank you for considering these comments. SCCAT would be happy to provide information, answer questions, and/or participate in an ongoing dialogue with APHIS.

* The SCCAT Steering Committee consists of representatives of five federal and state agencies:

National Oceanic and Atmospheric Administration - National Marine Fisheries Service (Bob Hoffman)

U.S. Department of Agriculture - Agricultural Research Service (Lars

Anderson)
California Department of Fish and Game (Bill Paznokas)
California Regional Water Quality Control Board, Santa Ana Region (Wanda Marquis-Smith)
California Regional Water Quality Control Board, San Diego Region (Bruce Posthumus)

SCCAT participants also include:
City of Carlsbad
Cabrillo Power, LLC
Agua Hedionda Lagoon Foundation

Please note that my Email address has been changed to:
bposthumus@waterboards.ca.gov

Also please note that the SDRWQCB website address has been changed to:
www.waterboards.ca.gov/sandiego

Bruce Posthumus
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ATTACHMENT C-2

State Water Resources Control Board

Division of Water Quality
1001 I Street • Sacramento, California 95814 • (916) 341-5455
Mailing Address: P.O. Box 100 • Sacramento, California • 95812-0100
FAX (916) 341-5463 • http://www.swrcb.ca.gov

Terry Tamminen
Secretary for Environmental Protection

Arnold Schwarzenegger
Governor

NOV 1 9 2004

Dear Interested Party:

DEVELOPMENT OF A DRAFT POLICY FOR THE IMPLEMENTATION OF THE STORM WATER PROGRAM

The Storm Water Section staff in the Division of Water Quality is seeking your input for the development of a statewide Policy for the Implementation of the Storm Water Program (Policy). The Policy will provide guidance that will be used by the staffs at the State Water Resources Control Board and the Regional Water Quality Control Boards in the implementation of the storm water program, including, but not limited to, the development of National Pollutant Discharge Elimination Systems (NPDES) storm water permits, evaluation of permit compliance, and assessment of effectiveness of management plans. This Policy will be adopted pursuant to the requirements of the Administrative Procedure Act.

You are invited to any of the following public meetings (listening sessions) to discuss with our staff the issues needed to be addressed by this Policy:

Wednesday, January 12, 2005
10:00 a.m. to 3:00 p.m.
South Coast Air Quality Management District
21865 Copley Drive, Diamond Bar

Tuesday, January 18, 2005
10:00 a.m. to 3:00 p.m.
Joe Serna Jr./Cal/EPA Building
Coastal Hearing Room – Second Floor
1001 I Street, Sacramento

Friday, January 21, 2005
10:00 a.m. to 3:00 p.m.
Elihu M. Harris Building – Second Floor, Room 1
1515 Clay Street, Oakland

As a starting point for these listening sessions, staff has identified the enclosed list of issues that may be included in the Policy. Staff welcomes your input on these topics, other issues that could also be addressed by this Policy, and the appropriate approach for addressing all issues.
If you wish to provide our staff with written comments/materials prior to the listening sessions, please email them to Jennifer Mu at jmu@waterboards.ca.gov and Thomas Filler at tfiller@waterboards.ca.gov by **January 6, 2005.**

If you have any questions regarding these listening sessions, please feel free to contact Bruce Fujimoto, Chief of the Storm Water Section, at (916) 341-5523.

Sincerely,

Stan Martinson

Stan Martinson, Chief
Division of Water Quality

Enclosure

Enclosure

ISSUES TO BE DISCUSSED AT THE LISTENING SESSIONS

Cross-program issues:

- Relationship of the storm water program to other water quality programs such as Total Maximum Daily Loads, 401 Certification, or groundwater protection requirements.

Monitoring issues:

- Chemical, biological, hydrological, and/or physical monitoring.
- Use of monitoring to determine compliance with permit requirements.
- Use of benchmarks/trends in pollution loading to assess permittees' programs.

Compliance issues:

- Methods/standards to be used by Regional Water Quality Control Boards (Regional Boards) to assess compliance.
- Definition of maximum extent practicable, best available technology, and best conventional technology.
- Necessary time to allow a permittee to put in place and implement a program.
- Necessary time to allow a program to show results.
- Development of load reductions to be used as a means of determining permit compliance.

Standards issues:

- Use of quantitative parameters (chemical or toxicity) to measure compliance.
- Application of Water Quality Standards to storm water in wet weather conditions.

Permitting issues:

- Consistency among the Regional Boards.
- Cross-boundary problems (where a permittee's boundary crosses the boundary of two or more Regional Boards).
- Consistency between Phase I and Phase II requirements.