



## California Regional Water Quality Control Board, San Diego Region

September 16, 2013

Mr. Jason E. Uhley  
 Chief of Watershed Protection Division  
 Riverside County Flood Control and  
 Water Conservation District  
 1995 Market Street  
 Riverside, CA 92501

**In reply refer to:**  
**Place ID: 252901:dquach**

**Subject: Conditional Finding of Adequacy for the Water Quality Management Plan (Model WQMP) for the Santa Margarita Region of Riverside County, MS4 Permit Order No. R9-2010-0016, NPDES No. CAS0108766**

Mr. Uhley:

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) has reviewed the South Riverside County Model Water Quality Management Plan (Model WQMP) submitted July 9, 2012 on behalf of the County of Riverside Copermittees within the San Diego Region. The Model WQMP is required under section F.1.d of Order No. R9-2010-0016, *Waste Discharge Requirements for Discharges from the Municipal Separate Storm Sewer Systems (MS4) Draining the County of Riverside, the Incorporated Cities of Riverside County, and the Riverside County Flood Control and Water Conservation District within the San Diego Region* (Order). The Model WQMP provides guidance for preparation of a project-specific WQMP for priority development projects under the jurisdiction of South Riverside County Copermittees regulated under the Order. The Model WQMP also describes minimum Best Management Practices (BMPs) that must be incorporated into priority development projects to reduce discharges of pollutants in storm water to the maximum extent practicable, and to prevent such discharges from causing or contributing to a violation of water quality standards.

The Model WQMP substantially meets the requirements of the Order. However, there are sections of the Model WQMP noted below that have reinterpreted permit language in a way that does not meet the specific requirements of the Order. The San Diego Water Board finds the Model WQMP to not be in compliance with section F.1.d of the Order until the Model WQMP is revised to address the following items:

- 1) The Model WQMP must be revised to delete the word "net" in the sentence "Where a Redevelopment ... a net increase of less than fifty percent" and in the sentence "Where a Redevelopment ... a net increase of more than fifty percent" of Section 1.1.2.a on page 8. The Order does not include the word "net" in the permit language.

Mr. Jason E. Uhley  
Model WQMP

- 2 -

September 16, 2013

- 2) The Model WQMP must be revised to delete the following italicized statement on page 8: "*Note that when determining the 50% rule applies to a redevelopment project, impervious areas that are removed and replaced are not counted (that is, credit is given for removal of existing impervious square footage).*" The Order does not allow a credit for the removal of existing impervious square footage in determining the 50% rule.
- 3) The Model WQMP must be revised to delete Section 1.2, Requirements For Public Works Projects, entirely beginning on page 8 and ending on page 10. The Order establishes development planning requirements based on project criteria and does not allow for exemptions solely on the basis that the project is a Copermittee Public Works Project. Public Works Projects meeting the Priority Development Project criteria listed in section F.1 of the Order must meet retention and hydromodification requirements.
- 4) The Model WQMP must be revised to delete the entire paragraph on Page 12 beginning with the sentence "If a subdivision map being proposed is purely to subdivide land... as applicable at the time those Discretionary Approval are sought." This paragraph is not consistent with the definition of "project" which is defined consistent with the California Environmental Quality Act as referenced on page 6 of the Model WQMP.
- 5) The Model WQMP must be revised to clarify that all Copermittees must implement a process to verify compliance with the Model WQMP requirements. The process must include identification of the roles and responsibilities of various municipal departments in implementing the Model WQMP requirements. The full discussion in each local Standard Storm Water Mitigation Plan (SSMP) must comply with requirements in section F.1.d(9) of the Order.

Please note that section F.1 of the Order requires that South Riverside County Copermittees update their own local SSMP and amend local ordinances consistent with the Model WQMP within 180 days of this letter. Accordingly, each South Riverside County Copermittee must, no later than **March 5, 2014**, adopt their own local SSMP incorporating all requirements of the Model WQMP (as revised under the terms of this letter) in accordance with section F.1 of the Order.

In addressing the above comments the South Riverside County Copermittees may wish to consider submitting an application for early coverage under the San Diego Water Board's recently adopted Order No. R9-2013-0001, *National Pollutant Discharge Elimination System (NPDES) Permit and Waste Discharge Requirements For Discharges From The Municipal Separate Storm Sewer Systems (MS4s) Draining The Watersheds Within The San Diego Region* (San Diego Regional MS4 Permit). The San Diego Regional MS4 Permit provides a flexible approach to meeting the development planning requirements that may provide for some of the Model WQMP language the South Riverside County Copermittees are seeking. For example, San Diego Regional MS4 Permit section 3.b.(3) allows retrofitting or redevelopment of existing paved alleys, streets or roads that are designed and constructed in accordance with the USEPA Green Streets, to be exempt from meeting the Priority

Mr. Jason E. Uhley  
Model WQMP

- 3 -

September 16, 2013

Development Project requirements. Copermitee Public Work Projects under this category could use the exemption, whereas the current Order does not provide for that.

In the subject line of any response, please include the requested "In reply refer to:" information located in the heading of this letter. For questions pertain to the subject matter, please contact Dat Quach at (858) 467-2978 or [Dquach@waterboards.ca.gov](mailto:Dquach@waterboards.ca.gov).

Respectfully,



David W. Gibson  
Executive Officer  
San Diego Regional Water Quality Control Board

DWG:esb:dtq

cc: Distribution list via email:

Aldo Licitra  
City of Temecula  
41000 Main Street  
Temecula, CA 92589-9033  
[Aldo.licitra@cityoftemecula.org](mailto:Aldo.licitra@cityoftemecula.org)

Bill Woolsey  
City of Murrieta  
1 Town Square  
24601 Jefferson Avenue  
Murrieta, California 92562  
[woolseyi@murrieta.org](mailto:woolseyi@murrieta.org)

Steve Palmer  
City of Wildomar  
23873 Clinton Keith Road  
Wildomar, California 92595  
[Spalmer@cityofwildomar.org](mailto:Spalmer@cityofwildomar.org)

Juan C. Perez  
Transportation and Land  
Management Agency Director  
4080 Lemon Street, 14<sup>th</sup> Floor  
Riverside, CA 92502  
[jcperez@rctlma.org](mailto:jcperez@rctlma.org)

Tech Staff Info & Use	
Order No.	R9-2010-0016
Party	
(GT/CIWQS) ID	n/a
File No.	n/a
WDID	
NPDES No.	CAS108766
Reg. Measure ID	
Place ID	252901
Person ID	n/a
Inspection ID	n/a