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**State Water Resources Control Board**

FEB 17 2016

**[via U.S. Mail and email]**

William P. Curley, III  
Lozano Smith LLP  
515 S. Figueroa Street, Suite 750  
Los Angeles, CA 90071  
[wcurley@lozanosmith.com](mailto:wcurley@lozanosmith.com)

Dear Mr. Curley:

PETITION OF THE CITY OF MISSION VIEJO, FOR REVIEW OF ORDER NO. R9-2015-0100, AN ORDER AMENDING ORDER NO. R9-2013-0001, NPDES NO. CAS0109266, 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 ISSUED BY SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD: ACKNOWLEDGMENT OF PETITION RECEIVED  
**SWRCB/OCC FILE A-2456(g)**

This will acknowledge the State Water Resources Control Board's (State Water Board's) receipt of your petition. It is important that you review the relevant dates below carefully because they identify timelines for State Water Board review of your petition, but also affect your ability to seek judicial review of the regional water quality control board's action or inaction.

Please note that, unless one of the following events occurs, this petition will be dismissed pursuant to State Water Board regulations on the 91st day following receipt of the petition. This petition will be deemed dismissed on the 91st day **unless**:

- (1) the State Water Board has notified the petitioner, the regional water quality control board, and interested persons that they have 30 days to respond to the petition;
- (2) the State Water Board has received a written request from the petitioner to hold this petition in abeyance; or
- (3) the State Water Board has notified the petitioner prior to the 91st day that the petition is dismissed.

If none of these events occurs prior to 5:00 p.m. on the last business day before the 91st day, this petition will be automatically dismissed without further action by the State Water Board. Dismissal of a petition, whether by operation of law or by a letter issued by the State Water Board, is a final agency action for purposes of seeking judicial review of the regional water quality control board's action or inaction.

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If this petition challenges the assessment of administrative civil liability or penalties, the State Water Board must also receive written agreement from the regional water quality control board that this petition be held in abeyance prior to 5:00 p.m. on the last business day before the 91st day, or this petition will be automatically dismissed without further action by the State Water Board. (Cal. Code Regs, tit.23, § 2050, subd. (e).) Requests that petitions be held in abeyance must be sent to [waterqualitypetitions@waterboards.ca.gov](mailto:waterqualitypetitions@waterboards.ca.gov) or to the mailing address below.

For a summary of information related to your petition, please see table below:

<b>SWRCB/OCC FILE NO.</b> <i>(please use on all future correspondence)</i>	A-2456(g)
<b>PETITION RECEIVED BY SWRCB</b>	December 18, 2015
<b>91st DAY AFTER RECEIPT OF PETITION</b>	March 17, 2016
<b>PETITIONER(S)</b>	City of Mission Viejo
<b>DISCHARGER(S)</b> <i>(if not the petitioner)</i>	Same
<b>RWQCB</b>	San Diego Regional Water Board
<b>RWQCB ACTION/INACTION BEING PETITIONED</b>	Review of Order No. R9-2015-0100, an Order Amending Order No. R9-2013-0001, NPDES No. CAS0109266, 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
<b>STAY REQUESTED</b>	No
<b>NPDES NO.</b> <i>(if applicable)</i>	CAS0109266
<b>DATE OF ACTION OR INACTION</b>	November 18, 2015

If you did not receive an electronic copy of this correspondence and you would like to receive future correspondence from the State Water Board regarding this petition electronically, please send your email address to [waterqualitypetitions@waterboards.ca.gov](mailto:waterqualitypetitions@waterboards.ca.gov) and include our **SWRCB/OCC File A-2456(g)** in the subject line. Correspondence will also be sent in hard copy to those persons whose addresses appear on this letter. You will be notified of any further action on this petition by the State Water Board.

**IN ALL FUTURE CORRESPONDENCE, PLEASE REFER TO  
SWRCB/OCC FILE A-2456(g)**

Sincerely,

Philip G. Wyels  
Assistant Chief Counsel

cc: See next page

cc: Wayne Chiu **[via email only]**  
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