

San Diego Regional Water Quality Control Board



Executive Officer's Report

January 14, 2010

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PART C – STATEWIDE ISSUES OF IMPORTANCE TO THE SAN DIEGO REGION

	There are no items to report in Part C this month	
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Attachments for B-2 are included at the end of the report. Also included as an attachment are the Significant NPDES Permits, WDRs, and RB Actions.

SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD

EXECUTIVE OFFICER'S REPORT

January 14, 2010

PART A

SAN DIEGO REGION STAFF ACTIVITIES *(Staff Contact)*

1. Personnel Report *(DiAnne Broussard)*

The Organizational Chart of the California Regional Water Quality Control Board, San Diego Region (Regional Board) can be viewed at http://www.waterboards.ca.gov/sandiego/about_us/org_charts/orgchart.pdf

Appointments

Region 9 has selected a new Assistant Executive Officer. James (Jimmy) Smith was appointed to the CEA III position on January 11, 2010. Jimmy came to work for the Regional Board in May 2001 as an Environmental Scientist. He worked for both the Pollutant Load Reduction Program and the Water Quality Standards Unit. In February 2006 he was promoted to Senior Environmental Scientist where he headed the southern Watershed Protection Unit. He has a Bachelor of Science in Biochemistry and Cell Biology from the University of California, San Diego and a Master of Science from San Jose State University through Moss Landing Marine Laboratories. Jimmy is a San Diego native.

Vacant positions for the State and Regional Boards are posted on the State Board web page at http://www.waterboards.ca.gov/about_us/employment/

PART B

SIGNIFICANT REGIONAL WATER QUALITY ISSUES

1. Enforcement Actions for December 2009 *(Jeremy Haas)*

The following is a summary of all enforcement actions taken or initiated during the month of December 2009. During this period the California Regional Water Quality Control Board, San Diego Region (Regional Board) initiated 79 enforcement actions; One Administrative Civil Liability Order, one Administrative Civil Liability Complaint, one revised Cleanup and Abatement Order, 53 Notices of Violation, and 23 Staff Enforcement Letters.

In addition to the summary information provided below, access to information on violations, enforcement actions, and Mandatory Minimum Penalties (MMPs) on a real-time basis is available to the public from the State Water Resources Control Board's Internet webpage at:

http://www.waterboards.ca.gov/water_issues/programs/enforcement/

ADMINISTRATIVE CIVIL LIABILITY (ACL) ORDERS

Minshew Brothers Steel Construction, Inc.

ACL Order No. R9-2009-0148 was adopted December 16, 2009 in the amount of \$20,000 against the Minshew Brothers Steel Construction, Inc. for failure to submit the FY 2006-07 and FY 2007-08 annual storm water monitoring reports required by State Board Order No. 97-03-DWQ, NPDES No. CAS00001, Waste Discharge Requirements for Discharges of Storm Water Associated with Industrial Activities Excluding Construction Activities.

ADMINISTRATIVE CIVIL LIABILITY (ACL) COMPLAINTS

County of Riverside, Municipal Storm Water Program

ACL Complaint No. R9-2009-0026 was issued on December 10, 2009 in the amount of \$612,591 against the County of Riverside for alleged violations of Order No. R9-2004-0001, the municipal NPDES storm water permit. The alleged violations include failure to implement post-construction best management practices requirements and failing to reduce pollutants to the maximum extent practicable. The total potential maximum liability for the period of alleged violation is \$19,070,000. A public hearing is tentatively scheduled for March 10, 2010.

CLEANUP AND ABATEMENT ORDERS (CAO)

Chevron Environmental Management Company, Former Chevron Service Station No. 9-3417, 32001 Camino Capistrano, San Juan Capistrano

Revised Cleanup and Abatement Order No. R9-2009-0124 was issued on December 23, 2009 to Chevron Environmental Management Company. The CAO was revised after full consideration to documents submitted during a paper hearing by the City of San Juan Capistrano (City), Chevron USA, Inc., and the Regional Board Prosecution team. The revised CAO makes the following amendments: (1) removes the City as a Responsible Party but finds that the City may be added as a Responsible Party if the City unreasonably denies access to Chevron; (2) changes the Replacement Water provision to allow the Regional Board to require Chevron to provide replacement water to the City; and (3) moves the 2009-2010 compliance due dates back two months.

NOTICES OF VIOLATION (NOV)

Caltrans, District 11, CalTrans Property (Former Texaco), Santa Ysabel

NOV No. R9-2009-0176 was issued to Caltrans on December 9, 2009 for two alleged violations of Investigative Order No. R9-2009-0053. The alleged violations include failing to submit a quarterly groundwater monitoring report by July 30, 2009 and failing to submit a Site Conceptual Model on or before September 30, 2009.

Failure to Submit Annual Report for Industrial Storm Water NPDES Permit

Notices of violation were sent to 52 enrollees of the statewide General Industrial Storm Water Permit Order No. 97-03-DWQ (Order) who failed to submit the

2008-2009 Annual Report. The Annual Reports were due by July 1, 2009 as required by Section B.14 of the Order. NOVs were sent to the following dischargers:

Facility Name	WDID
LA Costa Limousine	9 371018593
Coastal Trans Co Inc	9 371018788
Southern Region Tertiary Treatment Plant	9 371020393
Palo Verde Ranch Flood Control	9 371021132
Child Development Center	9 371021098
San Diego Northern Railway	9 371020245
Hacienda Auto Wrecking	9 371020574
El Rodeo Auto Wrecking	9 371020579
Rayzist Photomask Inc	9 371019312
Vantage Assoc	9 371019349
San Diego Granite Inc	9 371019415
The Eddy Pump Corp	9 371019534
Tijuana River NERRR	9 371019905
Riveras Iron Works	9 371019911
BNB Flooring & Granite	9 371021549
Dee Metals	9 371021551
El Toro Materials	9 301005374
Opti Forms Inc	9 331012618
Agriscap	9 331013106
Leusd Trans Facility	9 331018062
San Diego Transit	9 371000448
Old Dominion Freight Lines	9 371021748
Stone Element	9 371021707
Integrated Microwave Corp	9 371021888
Unique Functional Product	9 371002008
Harrison Trucking	9 371003651

Facility Name	WDID
Sweetwater Auto Wrecking	9 371003771
Aztec Perlite Co	9 371003863
Bens Recycling & Scrap	9 371021461
Stone Yard Inc	9 371021816
Lite Stone Concrete	9 371021782
Alturdyne	9 371005819
Remec	9 371009853
Elgar Inc	9 371012244
C E Wilson Corp	9 371012757
Sullivan Moving & Storage Co	9 371012907
Modern Stairways	9 371013743
Urias Auto Wrecking	9 371020149
Russo Tile & Marble Inc	9 371021620
San Diego Trolley Inc Newton A	9 371014950
Greyhound Lines Inc	9 371015120
Cal artisan castings	9 371015345
Rush Press	9 371016194
Rimrock	9 371021276
Escamilla Marble & Granite	9 301020232
Sciarrino, Pete	9 371016521
Randal Int	9 371016776
Olivenhain Water Dist 4S Rnch	9 371017186
Healthy Times	9 371017603
San Diego Truck Body & Equip	9 371021218
Precision Metal Products Inc	9 371021188
Javo Beverage Co	9 371021167

STAFF ENFORCEMENT LETTERS (SEL)

Multiple Parties, Coronado Sea Wall case at 501 and 505 First St., Coronado

An SEL was issued to William and Heidi Dickerson, Larry and Penelope Gunning, and Perry & Paupenhause, Inc. for failure to submit payment for liability pursuant to the terms of settlement in ACL Order No. R9-2009-0125. An installment payment of \$16,750 was due on December 10, 2009.

Multiple Parties, Category 1 Sanitary Sewer Overflow Violations

SELs were issued to 22 enrollees of State Board Order No. 2006-0003-DWQ, Statewide Waste Discharge Requirements for Sanitary Sewer Systems, who reported Category 1 violations between November 2008 and November 2009. Category 1 violations include any discharge of sewage resulting from a failure in

the sanitary sewer system that (a) is at least 1000 gallons; (b) results in a discharge to a drainage channel and/or surface water; or (c) results in a discharge to a storm drainpipe that is not fully captured and returned to the sanitary sewer system. Private lateral spills are not considered Category 1 spills. SELs were issued to the following dischargers:

Collection System	Collection System
City of Chula Vista	Murrieta WMWD
City of Coronado	City of Oceanside
City of San Diego	Padre Dam Municipal Water District
City of Del Mar	Ramona Municipal Water District
City of Encinitas	City of San Clemente
City of Escondido	Santa Margarita Water District
Fallbrook Public Utilities District	County of San Diego
City of Laguna Beach	City of Solana Beach
City of Lemon Grove	University of California, San Diego
Leucadia Water District	Valley Center Municipal Water District
Moulton Niguel Water District	City of Vista

2. Clean Water Act Section 401 Water Quality Certification Actions Taken in November and December 2009 (Chiara Clemente) (Attachment B-2)

Section 401 of the Clean Water Act requires that any person applying for a federal permit which may result in a discharge of pollutants into Waters of the United States must obtain a water quality certification that the specific activity complies with all applicable state water quality standards, limitations, requirements, and restrictions. The most common federal permit that requires a 401 Certification is a CWA Section 404 permit, issued by the Army Corps of Engineers, for the placing of fill (sediment, rip rap, concrete, pipes, etc.) in Waters of the U.S. (i.e. Ocean, bays, lagoons, rivers and streams).

Upon receipt of a complete 401 certification application, the Regional Board may either certify the project or deny certification, with or without prejudice. In cases where there are impacts to Waters of the U.S., the Regional Board may issue a conditional certification. The certification can be either in the form of a conditional certification document approved by the Regional Board Executive Office, or Waste Discharge Requirements (WDRs), adopted by the Regional Board. And, in the case where a federal permit is not required because impacts have been determined to be only to Waters of the State, the Regional Board may adopt WDRs. Table B-2 (attached) contains a list of actions taken during the months of November and December 2009. Certification amendments will be included in these reports, starting with June 2008. Public notification of pending 401 Water Quality Certification applications can be found on our web site at:

http://www.waterboards.ca.gov/sandiego/water_issues/programs/401_certification/docs/publicnotice8_4_08.pdf . Certifications issued from January 2008 on, can also be found on our web site at:

http://www.waterboards.ca.gov/sandiego/water_issues/programs/401_certification/401projects.shtml .

In the 2009 calendar year, the Regional Board received 101 certification applications, demonstrating a continuing decline in applications over the past 2 years. In the same calendar year, the Regional Board has issued 3 denials, 69 certifications (11 of which were by default), 21 amendments, and has withdrawn 26 project applications. Unlike previous years, the Regional Board has been able to process nearly as many 401 applications and amendment requests as those received. This is largely due to both the decline in applications, and efforts to withdraw a large backlog of stagnant applications. Although the 401 processing numbers are balanced for this year, the Regional Board faces continued challenges from high workload and insufficient resources to perform all functions of the 401 program.

3. Underground Storage Tank Fund and Regulator Coordination/Cooperation (FARCC) Pilot Project *(Sue Pease)*

On December 29, 2009, the San Diego Water Board nominated an underground storage tank (UST) cleanup site, the former Orange Glen Market Gas Station located on 2741 East Valley Parkway, Escondido to participate in the FARCC Pilot Project. The Pilot Project is designed to bring petroleum-impacted sites more rapidly to regulatory closure and reduce the time between reimbursement requests and issuance of UST Cleanup Funds (USTCF) related to the requests. The intent of the Pilot Project is to have the regulatory and USTCF approvals take place prior to the execution of work to speed the reimbursement process, to decrease the time it takes to obtain "no further action" status, and to reduce or eliminate costs that are not reimbursed.

4. San Diego Coastkeeper Evaluates the City of Chula Vista's Storm Water Hotline and Enforcement Program *(Dat Quach)*

Over the summer 2009, San Diego Coastkeeper (Coastkeeper), a non-profit environmental organization, evaluated parts of the City of Chula Vista's (City) storm water program. The evaluation, including inspections, focused on the City's storm water hotline system and enforcement program. Coastkeeper has completed similar evaluations of the City of Escondido and City of San Marcos and provided the cities with their findings. During the evaluation, Coastkeeper found the City storm water staff had responded to all recorded hotline calls, but noted potential storm water violations for landscape irrigation overspray, open trash containers, and oil stains on asphalt or concrete pavements. The City investigated these potential violations and determined that most were not significant threats to water quality. Coastkeeper provided a report of their program evaluation to the City and Regional Board in December 2009. The Regional Board will consider Coastkeeper's evaluation during its continuing review of the City's storm water program to check compliance with San Diego Municipal Storm Water Order No. R9-2007-0001.

During January 2010, the Water Board staff will meet with the responsible party and their consultant to develop and agree upon the work to be performed between February 1, 2010 and June 30, 2011. An Annual Summary Support Information document and a USTCF Budget Breakdown form will accompany the

initial planning stage. These documents will be submitted to the USTCF for approval.

5. Gregory Canyon Landfill Bridge Update (*Chiara Clemente, Mike Porter*)

At the November 18, 2009 Board Meeting, the Regional Board directed staff to defer certification action on the Gregory Canyon Bridge until such time that the US Army Corps of Engineers' Jurisdictional Determination (JD) had been completed, and bring the matter back to the Board in coordination with issuance of the Waste Discharge Requirements for the proposed Gregory Canyon Landfill. On December 7, 2009, the US Army Corps of Engineers granted the Regional Board an extension of the certification deadline for "60 days past the date that the Jurisdictional Determination is deemed complete by the Corps."

On December 14, 2009, the USEPA received the Corps' Draft JD (file No. 1998-2007000-TO), and responded to the Corps in a December 28, 2009 letter that the EPA concurred with the JD and recommended further hydrological and ecological analysis. Based on the Corps' findings in the Draft JD and the applicant's proposed project, compliance with EPA's 404(b)(1) guidelines (40 CFR 230) would be required under the Corps individual permit process, and the EPA recommended the development of an EIS "due to potential significant impacts to environmental and cultural resources from the proposed project".

Also on December 14, 2009, the Regional Board received an e-mail notification from Bill Magdych Associates (Partnering with Consultants Collaborative, Inc.) stating that Gregory Canyon Ltd. plans to clear vegetation in the San Luis Rey River for the proposed bridge crossing beginning on December 19, 2009. The e-mail further states, "This clearing will be performed by hand using hand equipment, such as chainsaws or similar equipment. Cleared vegetation from the river will be removed to an upland staging area, and then disposed of offsite at a permitted area. This work is authorized by the County of San Diego and California Department of Fish and Game. Gregory Canyon Ltd. does not propose to discharge dredged or fill material such that no permits from the U.S. Army Corps of Engineers are required. Gregory Canyon Ltd. plans to conduct this clearing in a manner that avoids a take of Federal or State listed species. Gregory Canyon Ltd. understands that this clearing activity will not result in a discharge of waste or other activity regulated pursuant to the Porter Cologne Water Quality Act." The Regional Board has not provided, and is not obligated to provide, a response to this e-mail in the form of concurrence or denial that the clearing activity will not result in a discharge of waste or other activity regulated pursuant to the Porter Cologne Water Quality Act.

On December 16, 2009, Gregory Canyon Ltd. submitted a petition for reconsideration in connection with the Regional Board's alleged failure to take action on Clean Water Act Section 401 water quality certification No. R9-2009C-073, and requested that the State Board (or its Executive Director, acting as the State Board's designee) take appropriate action on the pending Application in lieu of returning it to the Regional Board for decision or direct the Executive

Officer of the Regional Board to issue the certification, subject to such conditions as deemed necessary and appropriate by the State Board.

6. South Bay International Wastewater Treatment Plant Update (*Joann Cofrancesco*).

The International Boundary and Water Commission's South Bay International Wastewater Treatment Plant (IWTP) is a 25 million gallon per day (mgd) advanced primary treatment plant located on a 75-acre site in San Diego County, California, about 2 miles west of the San Ysidro Port of Entry. The plant was designed to deal with the growing demand for the treatment of wastewater from Tijuana resulting in the contamination of the Tijuana River in the United States. The construction and operation of the plant are funded by the U.S. and Mexico. Pursuant to a federal court order, the discharge from the IWTP to the ocean is required to meet secondary treatment standards by January 5, 2011.

Construction is underway at the plant to include secondary treatment for up to 25 mgd, but has the expansion capacity for up to 100 mgd. Updated information on the status of construction is available at

http://www.ibwc.state.gov/Mission_Operations/sbiwtp.html.

7. Drought and Water Conservation Update (*Robert Pierce*)

This year has been the third year of drought in California, marked by below average precipitation and runoff. Across the state, precipitation was 75 percent of average levels through November during the October 2009 to September 2010 Water Year. In the same period there was 70 percent of average statewide runoff and 75 percent of average statewide reservoir storage. Reservoir storage in local water districts were at 46.9 percent of capacity as of December 14, 2009. A comparison to last year is shown below:

Percent of Average Precipitation	Oct 1, 2006- Sep 30, 2007	Oct 1, 2007- Sep 30, 2008	Oct 1, 2008- Sep 30, 2009	Oct 1, 2009- Nov 30, 2009
Statewide	65%	78%	81%	78% to date
San Diego Region	31%	73%	69%	7% to date
Key State Reservoirs			68%	75% to date

The Department of Water Resources initially approved State Water Project allocations for 5 percent of contractors' requested 4,171,996 million acre-feet. Contractors' requested 100 percent of their long-term allocations. In 2009, allocations were increased from 15 to 40 percent as the year's hydrologic conditions became known.

Senate Bill No. 7, signed into law by the Governor, requires statewide per capita conservation of 20 percent by 2020 through agricultural water management plans and best management practices specific to indoor, landscape, commercial, industrial and institutional uses.

The City of San Diego remains in a Level 2 Drought Alert Condition that restricts water use. As of November 1, 2009, through May 31, 2010 citizens may only water before 10 a.m. or after 4 p.m. Landscape irrigation using sprinklers is limited to no more than seven minutes maximum per watering station per assigned day. The San Diego County Water Authority (SDCWA) has on its website www.20gallonchallenge.com 10 water-saving tips for 2010 such as fixing drips and low-flow bathroom fixtures. Average monthly water use throughout San Diego County dropped 17.5 percent during January through November 2009 compared to the same period in 2007 according to the SDCWA. Total water use for past years is shown below:

Water Use* (acre-feet)	Jan-Nov 2007	Jan-Nov 2008	Jan-Nov 2009
Total	669,785	601,362	552,567
Average	60,890	54,669	50,233
% of 2007	100%	89.8%	82.5%

*Excludes Recycled Water.

For more information on California's drought and water conservation, see <http://www.water.ca.gov/drought/>. For more information on the City's water use restrictions, see <http://www.sandiego.gov/water/conservation/drought/>.

8. Salt and Nutrient Management Plan Meeting Scheduled (Robert Pierce)

The San Diego Water Board began implementing the State Recycled Water Policy by co-sponsoring a "Salinity Management Plan Implementation" workshop in October 2009. In response to two workshop recommendations, stakeholders have scheduled a meeting for Tuesday, January 19, 2010 at the San Diego County Water Authority Board Room from 1:00 to 4:00 pm. The Salinity Management Plan Guidelines discussion will take place from 1:00 to 2:30 pm to review and discuss a draft concept approach. The Iron and Manganese White Paper discussions will take place from 2:30 to 4:00 pm. The goal of the workshop is to begin work on these guidelines with input from interested agencies. Liz Haven, State Water Board Deputy Director, Division of Water Quality, plans to attend the meeting. For more information, please contact Jeff Mosher of the Southern California Salinity Coalition at 714-378-3375 or jmosher@nwri-usa.org.

PART C
STATEWIDE ISSUES OF IMPORTANCE TO THE SAN DIEGO REGION

There are no items to report in Part C this month.

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION

Significant NPDES Permits, WDRs, and Actions of the Regional Board

January 14, 2010

APPENDED TO EXECUTIVE OFFICER REPORT

TENTATIVE SCHEDULE
SIGNIFICANT NPDES PERMITS, WDRS, AND ACTIONS OF THE SAN DIEGO RWQCB

Scheduled Board Meeting Date	Action Agenda Item	Action Type	Initial Document Application Complete	Discharge & Receiving Water Quality Limits and Monitoring Plan Known	Draft Complete	Public Review & Comment	Consent Item	Comments
February 10, 2010 Regional Board Meeting San Diego Regional Water Board Office								
2/10/2010	Adoption Hearing - Tecolote Creek Bacti TMDL (Amy Mecklenborg / Benjamin Tobler / Wayne Chiu)	Hearing: TMDL Basin Plan Amendment	100%	100%	100%	0%	No	Combined with Bacti I, both set for June 15th public release for review and comments.
2/10/2010	Readoption Hearing - Revised Bacteria Impaired Waters TMDL Project I For Beaches And Creeks (Wayne Chiu / Benjamin Tobler / Amy Mecklenborg)	Hearing: TMDL Basin Plan Amendment	100%	100%	100%	0%	No	Revise TMDL for Bacti Indicators using Exceedance Days Approach. TMDL withdrawn by Regional Board in December 2008. Combined with Tecolote Bacti project; scheduled for public release June 15th.
2/10/2010	Presentation by State Water Board on Water Quality Enforcement Policy and Supplemental Environmental Projects Policy (Reed Sato/Jeremy Haas)	Information Item	100%	n/a		NA	yes	
2/10/2010	Ocean Discharger Receiving Water Monitoring Program Updates (Bruce Posthumus)	Status Report	NA	NA	0%	0%	No	
2/10/2010	SWRCB Sediment Quality Objectives Policy (Cris Beegan, SWRCB & Steve Bey (SCCWRF))	Information Item	0%	NA	NA	NA	Yes	

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TENTATIVE SCHEDULE
SIGNIFICANT NPDES PERMITS, WDRS, AND ACTIONS OF THE SAN DIEGO RWQCB

Scheduled Board Meeting Date	Action Agenda Item	Action Type	Initial Document Application Complete	Discharge & Receiving Water Quality Limits and Monitoring Plan Known	Draft Complete	Public Review & Comment	Consent Item	Comments
2/10/2010	Lake San Marcos Cleanup Efforts (<i>Chiara Clemente</i>)	Status Report	NA	NA	NA	NA	NA	
March 10, 2010 Regional Board Meeting San Diego Regional Water Board Office								
3/10/2010	Sweetwater Authority Groundwater Demineralization (<i>Michelle Mata</i>)	NPDES Permit Reissuance	90%	80%	50%	0%	No	
3/10/2010	US Navy, Naval Base Coronado NPDES Permit Amendment for Steam Condensate Discharges (<i>Vicente Rodriguez</i>)	NPDES Permit Revision	0%	100%	0%	0%	Yes	
3/10/2010	Mountain Water Ice (<i>Joann Cofrancesco</i>)	NPDES Permit Reissuance	0%	0%	0%	0%	No	Discharge may be terminated
3/10/2010	Dynegy South Bay LLC, South Bay Power Plant Discharge to San Diego Bay (<i>Brian Kelley & David Barker</i>)	NPDES Permit Recission	0%	NA	NA	0%	No	

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TENTATIVE SCHEDULE
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Scheduled Board Meeting Date	Action Agenda Item	Action Type	Initial Document Application Complete	Discharge & Receiving Water Quality Limits and Monitoring Plan Known	Draft Complete	Public Review & Comment	Consent Item	Comments
3/10/2010	Administrative Civil Liability against San Diego Unified School District, Bell Jr. High Landfill. (Rebecca Stewart)	Administrative Civil Liability	100%	100%	50%	0%	No	Recommended liability of \$227,000 for failure to provide monitoring reports prescribed in Order No. 97-11, General WDRs for Post-Closure Maintenance of Inactive Nonhazardous Waste Landfills Within the San Diego Region.
3/10/2010	Administrative Civil Liability against County of San Diego Municipal Storm Water Program (Frank Melbourn)	Administrative Civil Liability	100%	100%	50%	0%	No	Recommended liability of \$77,800 for violation of Construction season requirements within Order No. R9-2007-0001
3/10/2010	Administrative Civil Liability against County of Riverside Municipal Storm Water Program (Christina Arias)	Administrative Civil Liability		100%	0%	0%	No	Recommended liability of \$612,591 for violations of Order No. R9-2004-0001
April 14, 2010 Regional Board Meeting San Diego Regional Water Board Office								
4/14/2010	Initial Hearing -Riverside County MS4 Permit (James Smith)	NPDES Permit Reissuance	0%	0%	0%	0%	No	
4/14/2010	USMC Las Pulgas Landfill (Army Grove)	Update WDR	90%	100%	75%	0%	Yes	Construction of new phase.

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TENTATIVE SCHEDULE
SIGNIFICANT NPDES PERMITS, WDRS, AND ACTIONS OF THE SAN DIEGO RWQCB

Scheduled Board Meeting Date	Action Agenda Item	Action Type	Initial Document Application Complete	Discharge & Receiving Water Quality Limits and Monitoring Plan Known	Draft Complete	Public Review & Comment	Consent Item	Comments
4/14/2010	Initial Hearing -2008 Basin Plan Triennial Review (<i>Deborah Woodward</i>)	Hearing: Basin Plan Triennial Review	NA	0%	0%	0%	No	
4/14/2010	NPDES General Permit Hydrostatic Testing and Potable Water Discharge (<i>Michelle Mata</i>)	NPDES Permit Reissuance	100%	95%	95%	85%	No	
4/14/2010	US Navy--Naval Base San Diego (including Graving Dock) - San Diego Bay (<i>Vicente Rodriguez</i>)	NPDES Permit Reissuance	90%	90%	80%	0%	No	NPDES Workplan FY 2007-08
4/14/2010	Sea World - Mission Bay (<i>Brian Kelley</i>)	NPDES Permit Reissuance	0%	0%	0%	0%	No	
May 12, 2010 Regional Board Meeting San Diego Regional Water Board Office								
5/12/2010	Adoption Hearing -Riverside County MS4 Permit (<i>James Smith</i>)	NPDES Permit Reissuance	0%	0%	0%	0%	No	

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SIGNIFICANT NPDES PERMITS, WDRS, AND ACTIONS OF THE SAN DIEGO RWQCB

Scheduled Board Meeting Date	Action Agenda Item	Action Type	Initial Document Application Complete	Discharge & Receiving Water Quality Limits and Monitoring Plan Known	Draft Complete	Public Review & Comment	Consent Item	Comments
5/12/2010	UCSD Scripps. <i>(Brian Kelley)</i>	NPDES Permit Reissuance	0%	0%	0%	0%	No	Stormwater ASBS Issue
5/12/2010	NPDES General De Minimis Discharges Permit - San Diego Region <i>(Michelle Mata)</i>	NPDES Permit Adoption	NA	0%	0%	0%	No	
5/12/2010	Carlsbad Energy Center, LLS Power, Agua Hedionda Lagoon Seawater Intake and Brine Discharge To Pacific Ocean <i>(Michelle Mata)</i>	NPDES Permit New	90%	80%	50%	0%	No	Proposed use of existing Encina Power Station Intake structure
5/12/2010	US Navy-- Naval Base Pt. Loma - San Diego Bay <i>(Vicente Rodriguez)</i>	NPDES Permit Reissuance	100%	90%	80%	0%	No	NPDES Workplan FY 2007-08
June 8, 2010 Regional Board Meeting San Diego Regional Water Board Office								
6/8/2010	Adoption -2008 Basin Plan Triennial Reivew <i>(Deborah Woodward)</i>	Adoption - Basin Plan Triennial Review	0%	0%	0%	0%	No	

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TENTATIVE SCHEDULE
SIGNIFICANT NPDES PERMITS, WDRS, AND ACTIONS OF THE SAN DIEGO RWQCB

Scheduled Board Meeting Date	Action Agenda Item	Action Type	Initial Document Application Complete	Discharge & Receiving Water Quality Limits and Monitoring Plan Known	Draft Complete	Public Review & Comment	Consent Item	Comments
6/8/2010	San Elijo JPA Ocean Outfall (Brian Kelley)	NPDES Permit Reissuance	0%	0%	0%	0%	No	
6/8/2010	City of Escondido Ocean Outfall (Brian Kelley)	NPDES Permit Reissuance	0%	0%	0%	0%	No	

**CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION ACTIONS
FOR THE PERIOD OF NOVEMBER 1, 2009 THROUGH DECEMBER 31, 2009**

DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres) ¹	MITIGATION (Acres) ¹	CERTIFICATION ACTION ²
11/2/09	CRV Atherton-Temecula LLC	Tentative Tract 32627 - Atherton	The proposed project is the construction of approximately 68.8 acres into 117 single family residential lots and associated roadway improvements.	Unnamed blueline stream and unnamed ephemeral drainage (Gertrudis HSA 902.42)	Not applicable	Not applicable	07C-098 Withdrawn
11/5/09	Ray Gray	Pala del Norte Residence Project	The proposed project is the construction of a single family home and infrastructure.	Unnamed ephemeral tributary to the San Luis Rey River (Pala HSA 903.21)	Not applicable	Not applicable	08C-001 Withdrawn
11/5/09	San Diego Gas and Electric	3753 - Spring Canyon Stream Crossing Washout Project	The proposed project is permanent repairs at four drainage crossings in the Mission Trails Regional Park. The temporary/emergency repairs made in 2005 will be removed and replaced.	Unnamed tributaries within the Spring Canyon drainage (Santee HSA 907.12)	Not applicable	Not applicable	06C-107 Withdrawn
11/5/09	San Diego Gas and Electric	3103 - Camino Crisalida Road Grading Z81018 Pole replacement Project	The proposed project is the re-grading of an existing dirt access road as an operation and maintenance (O&M) activity. This will include improvements at one location where a drainage crosses the road.	Unnamed tributary to Lusardi Creek and the San Dieguito River (La Jolla HSA 905.12)	Not applicable	Not applicable	06C-108 Withdrawn
11/5/09	Chris Beucler	Malabar Ranch Project	The proposed project is the subdivision of 281.3 acres into 103 residential lots, 3	unnamed drainage tributary to San Luis Rey River	Not applicable	Not applicable	06C-085 Withdrawn

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DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres) ¹	MITIGATION (Acres) ¹	CERTIFICATION ACTION ²
			open space lots, 15 road lots and 1 homeowners lot.	(Bonsall HSA 903.12)			
11/5/09	David Zimnik	Pilgrim Creek Project	The proposed project is the residential subdivision of 7 units on 2.35 acre site.	Pilgrim Creek / Foss Lake (Mission HSA 903.11)	Not applicable	Not applicable	06C-049 Withdrawn
11/5/09	Fair Oaks Valley, LLC	Fair Oaks Valley Project	The proposed project is the construction of 49 residential single family homes. Installation of the sewer line will cause impacts.	headwater tributary to Encinitas Creek (Batiqitos HSA 904.51)	Not applicable	Not applicable	06C-040 Withdrawn
11/5/09	Beazer Homes	Pala Mesa Highlands Project	The proposed project is the residential development and widening of the SR-76/Old Highway 395 intersection.	Unnamed tributary to San Luis Rey River (Bonsall HSA 903.12)	Not applicable	Not applicable	05C-053 Withdrawn
11/6/09	County of San Diego	East Los Coches Drainage Improvement Project	The proposed project would involve the replacement and improvement of RGP 53 drainage facility FC-29. The proposed project consists of the addition of a new headwall, wing wall, and concrete apron to be constructed adjacent to the inlet for FC-29, located immediately east of Calle de Buena Fe in an unnamed drainage.	Unnamed tributary to Los Coches Creek (Coches HSA 904.14)	(P): 0.007 acre (36 linear feet) of wetlands, 0.015 acre (106 linear feet) of streambed	The project will not impact any areas of the natural channel that have not been previously impacted and mitigated through the RGP 53 program.	09C-058 Certified by Default

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DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres) ¹	MITIGATION (Acres) ¹	CERTIFICATION ACTION ²
11/12/09	North County Transit District	NCTD Bypass Freight Track – San Marcos Creek Bank Rip Rap Revetment Project	The proposed project is the replacement of rip rap in areas that previously had rip rap that was washed out with the 2004 storms.	San Marcos Creek (Richland HSA 904.52)	Not applicable	Not applicable	07C-105 Withdrawn
11/12/09	City of San Marcos	San Marcos Creek Specific Plan and Flood Protection Project	The proposed project is to construct flood control measures in the 100 year floodplain along San Marcos Creek as part of the San Marcos Creek Specific Plan.	San Marcos Creek (Richland HSA 904.52)	Not applicable	Not applicable	07C-118 Withdrawn
11/17/09	City of Chula Vista	North Broadway Basin CIP (STM-354) Project	The project involves the installation of a new biofilter system. In order to meet design criteria, the existing head wall, 30" RCO pipe, and energy dissipater must be removed and a new 48" RCP pipe, headwall, and riprap energy dissipater will be installed.	unnamed tributary to Sweetwater River (Lower Sweetwater HA 909.10)	(P): 0.000213 acre of streambed	The permanent impacts are not considered a significant impact; therefore no mitigation is proposed.	09C-046 Low Impact Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ
11/17/09	County of San Diego	Wing Avenue Channel Improvement Project	The proposed project is the improvement of the Wing Avenue flood control channel to alleviate flooding from the 100-year storm event in the general vicinity of the channel. The proposed channel configuration between Magnolia Avenue and the drop structure downstream of Wing Avenue	Unnamed tributary to Forester Creek (El Cajon HSA 907.13)	(P): 0.06 acre (105 linear feet) of wetland, 0.04 acre (95 linear feet) of streambed (T): 0.77 acre (2,085 linear feet) of wetland, 0.29 acre (615 linear feet) of streambed	Establishment of 0.12 acre of freshwater marsh and 0.04 acre of open water and restoration of 0.77 acre of freshwater marsh and 0.08 acre of open water. All mitigation will occur within the improved channel.	09C-061 Certified by Default

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DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres) ¹	MITIGATION (Acres) ¹	CERTIFICATION ACTION ²
			(approximately 2600 feet) will be widened and reconfigured to adequately convey the 100-year storm event. The existing reinforced concrete box crossings at Wing Avenue and Denny Way will be removed and replaced with similar structures that are able to convey the 100-year storm event.				
11/20/09	County of San Diego	Lawson Valley Road Bridge Replacement Project	The replacement bridge will be single span, with a cast-in-place, post-tensioned, concrete slab superstructure with seat-type abutments on spread footings. The proposed bridge, approximately 62 ft long and 32 ft 8 in wide, will accommodate two lanes of traffic.	Lawson Valley Creek (Jamacha HSA 909.21)	(P): 0.005 acre of streambed (T): 0.036 acre of wetland, 0.041 acre of streambed	A minimum of a 1:1 ratio of habitat replacement and/or enhancement would be required for impacts to jurisdictional waters, wetland, and riparian habitat.	09C-063 Certified by Default
11/23/09	County of San Diego	Ramona Branch Library Project	The proposed project involves the development of a 7.2 acre site in the downtown area of Ramona including a 20,000 sq. foot library building, a parking lot with 65 stalls, and associated structure.	Five disturbed vernal pools (Ramona HSA 905.41)	(P): 0.013 acre of vernal pool habitat	Establishment of 0.013 acre of vernal pool habitat and restoration of 0.026 acre of vernal pool habitat at the Ramona Airport vernal pool complex.	09C-008 Technically-Conditioned Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ

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DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres) ¹	MITIGATION (Acres) ¹	CERTIFICATION ACTION ²
11/25/09	City of Del Mar	North Torrey Pines Bridge Seismic Retrofit Project	The proposed project is seismic retrofitting and would include a combination of repair work and retrofitting of existing substructure elements, and a complete replacement of the bridge superstructure and railings.	An unnamed intermittent drainage tributary to the Pacific Ocean (Miramar Reservoir HA 906.1)	(T): 0.029 acre (240 linear feet) of wetland habitat, 0.018 acre (243 linear feet) of streambed	Restoration of all temporarily impacted areas at a 1:1 ratio.	09C-069 Low Impact Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ
11/30/09	Continental Maritime, Inc.	Pier 6 Maintenance Dredging Project	The proposed project is the dredging of up to 10,000 cu yds from one area on pier 6 to a depth of -36ft MLLW with 2ft overdredge allowance. Material will be directly loaded onto a contained area of the pier where it will be dewatered. Once dewatered, it will be transferred to trucks for upland disposal at Otay Landfill.	San Diego Bay (Chollas HSA 908.22)	Dredge volume: 10,000 cubic yards	Temporary impacts will occur and are not expected to cause a significant impact; therefore no compensatory mitigation is required.	09C-055 Low Impact Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ
11/30/09	County of Orange	San Juan Creek Bike Trail at Pacific Coast Highway Project	The proposed project is to replace a 511-foot section of existing paved bike paths with a concrete U-channel within the existing footprint in order to alleviate seasonal flooding on the bike trail.	West bank of San Juan Creek, between PCH and the Pacific Ocean (Lower San Juan HSA 901.27)	(P): 0.03 acre (100 linear feet) of unvegetated streambed	None required. If a cofferdam is required, any temporary impacts resulting from placement of the cofferdam need to be restored to pre-project condition.	08C-032 Technically-Conditioned Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ

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DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres) ¹	MITIGATION (Acres) ¹	CERTIFICATION ACTION ²
12/2/09	San Diego County Investors, LLC	Lonestar Industrial Park Project	The proposed project consists of 38 industrial lots ranging from 1 to 3 acres, infrastructure improvements, and several undevelopable open space lots.	Unnamed tributary to Tijuana River (Water Tanks HSA 911.12 and Otay Valley HA 910.20)	Not applicable	Not applicable	09C-042 Withdrawn
12/2/09	San Diego Gas & Electric	ETS 7451 Reinforce Existing Overhead Facilities, Del Dios Project	The proposed project would replace an existing wood pole with a taller 50-foot wood pole and installing an anchor below ground with a 25-foot guy wire to the south and replacing an existing anchor to the southwest.	unnamed swale adjacent to Escondido Creek (San Elijo HSA 904.61)	(T): 0.002 acre of riparian habitat (P): 0.00005 acre of wetland habitat	Mitigation for all permanent and temporary impacts must be achieved by the restoration of the project area to pre-project conditions.	09C-070 Low Impact Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ
12/7/09	Caltrans, District 12	I-5/Camino Capistrano Interchange Improvements Project	The proposed project is the addition of an auxiliary lane, leading to the southbound Camino Capistrano off-ramp, which will require widening the bridge over San Juan Creek. The 3 pier foundation will be extended on the down stream side.	San Juan Creek (Lower San Juan HSA 901.27)	(T): 0.71 acre of streambed, (P): 0.031 acre of streambed, 0.122 acre of streambed shading	1.264 acres of in-lieu fee for restoration of riparian habitat.	09C-034 Technically-Conditioned Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ
12/8/09	North County Transit District	Bridge 243.0 Retrofit Project	The proposed project consists of adding new longitudinal bracing to every other span between Bents 38 and 75, adding new transverse bracing below the existing bracing between Bents 5 and 17, and treating and wrapping existing	San Dieguito River (Rancho Santa Fe HSA 905.11)	(T): 1.4 acres (73 linear feet) of wetland habitat	On-site restoration of all temporarily impacted habitat and off-site (nearby) enhancement of 0.26 acre of coastal salt marsh through removal of perennial exotic plant species and annual exotic plant species.	09C-082 Technically-Conditioned Certification & Enrollment in SWRCB GWDR Order No.

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DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres) ¹	MITIGATION (Acres) ¹	CERTIFICATION ACTION ²
			piles, sash bracing, and cross bracing between Bents 2 and 37.				2003-017 DWQ
12/17/09	City of Carlsbad	El Camino Real Widening Project	The proposed project involves the expansion of a section of El Camino Real from four lanes to six lanes.	Two unnamed intermittent streams tributary to Agua Hedionda (El Solta HSA 904.21 and Los Monos HSA 904.31)	(P): 0.03 acre (339 linear feet) of unvegetated streambed.	Proposed mitigation is the purchase of the following mitigation credits from the North County Habitat Bank. Creation/restoration of 0.03 acre of USACE riparian habitat, creation/restoration of 0.04 acre of CDFG riparian habitat, enhancement of 0.03 acre of riparian.	08C-074 Technically-Conditioned Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ
12/28/09	Standard Pacific Homes	Wolf Creek Channel Maintenance Project	The proposed project entails the lawn mowing/vegetation management, trash and debris removal, sediment removal within the Wolf Creek Channel.	Wolf Creek Channel (Wolf HSA 902.52)	Not applicable	Not applicable	09C-002 Withdrawn
12/28/09	City of Murrieta	Ivy Street Bridge Replacement Project	The proposed project is the replacement of the existing two-lane dip-crossing on Ivy Street with a five-span, cast-in-place bridge structure that would carry one lane of traffic across Murrieta Creek in each direction.	Murrieta Creek (Murrieta HSA 902.32)	(T): 0.22 acre of mulefat scrub, 0.043 acre southern willow scrub, 2.16 acres of unvegetated streambed (P): 0.005 acre of mulefat scrub, 0.004 acre of southern willow scrub	On-site: enhancement of 0.235 acre of mulefat scrub, restoration of 2.16 acres of streambed Off-site: Purchase of 0.03 acre of enhancement and/or restoration through the local Resource Conservation District	09C-059 Technically-Conditioned Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ

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DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres) ¹	MITIGATION (Acres) ¹	CERTIFICATION ACTION ²
12/28/09	North County Transit District	Bridge 243.0 Retrofit Project	Amendment to the Certification to revise the turbidity monitoring requirements.	San Dieguito River (Rancho Santa Fe HSA 905.11)	No change in impacts	No change in mitigation requirements	09C-082 Amendment to a Technically-Conditioned Certification
12/28/09	County of San Diego	Oak Country II Trails Project	Phase I - Installation of a single culvert within disturbed footprint of existing ranch road. To include placement of a 12" metal culvert pipe covered with 1" light class aggregate and geofilter fabric. This will be topped with native soil and riprap. Phase II - New 4' wide trail construction including vegetative clearing/tamping. The proposed project is the widening of the existing bridge, abutments, and pier supports to provide for westbound, dual, left-turn lanes, restriping, re-signaling two intersections, and adding a bike lane on the north side of the street.	Unnamed tributaries to Santa Maria Creek (Ramona HSA 905.41)	(P): 0.013 acre (lineal feet) of disturbed wetland	Enhancement of 0.26 acre of wetland at Santa Ysabel Creek	09C-032 Technically-Conditioned Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ
12/28/09	City of San Juan Capistrano	Del Obispo Street Bicycle lane Improvement Project		Arroyo Trabuco Creek, tributary to San Juan Creek (Lower San Juan HSA 901.27)	(T): 0.01 acre of wetland, 0.25 acre of streambed (P): 0.003 acre of streambed Shading: 0.041 acre of streambed	On-site: Restoration of temporarily impacted streambed and wetlands to pre-project conditions. Off-site: 0.03 acre of riparian habitat via in-lieu fee for restoration at Starr Ranch	09C-020 Technically-Conditioned Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ

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DATE	APPLICANT	PROJECT TITLE	PROJECT DESCRIPTION	WATERBODY	IMPACT (Acres) ¹	MITIGATION (Acres) ¹	CERTIFICATION ACTION ²
12/31/09	County of San Diego	Jamacha Boulevard Road Widening Project	The proposed project would widen an approximately one mile reach of Jamacha Blvd from two lanes to four lanes. The reach of Jamacha Blvd to be widened is between Omega Street and Spring Glen Lane and adjacent to Hansen Creek.	Hansen Creek (Jamacha HSA 909.21)	(P): 0.37 acre of U.S. wetlands (T): 0.09 acre of wetlands	Mitigation for permanent and temporary discharges must be achieved on-site at a 3:1 ratio, by the establishment of at least 0.46 acre of wetland habitat and restoration of 0.092 acre of wetland habitat	09C-080 Technically-Conditioned Certification & Enrollment in SWRCB GWDR Order No. 2003-017 DWQ

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 project 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.
- Number of Projects Received Between November 1, 2009 and November 30, 2009: 1
Number of Amendment Requests Received Between November 1, 2009 and November 30, 2009: 0
Number of Projects Received Between December 1, 2009 and December 31, 2009: 13
Number of Amendment Requests Received Between December 1, 2009 and December 31, 2009: 2
Number of Projects Received Between January 1, 2009 and December 31, 2009: 101
Number of Certifications Issued Between January 1, 2009 and December 31, 2009: 58
Number of Amendments Issued Between January 1, 2009 and December 31, 2009: 21
Number of Projects Withdrawn Between January 1, 2009 and December 31, 2009: 26
Number of Projects Certified by Default Between January 1, 2009 and December 31, 2009: 11
Number of Projects Denied Between January 1, 2009 and December 31, 2009: 3