

This Change Sheet covers the revisions made on the proposed Resolution approving the Malibu Prohibition of On-site Wastewater Disposal Systems, Los Angeles Regional Water Quality Control Board Resolution No. R4-2009-007. Staff proposes to clarify finding number eight, add finding number nine, and add a resolved clause to the draft State Water Board Resolution, as follows.

CHANGES TO THE DRAFT STATE WATER BOARD RESOLUTION

WHEREAS:

8. The regulatory action would immediately prohibit all new OWDS in the Malibu Civic Center area, and establish a **phased** schedule to cease discharges from **existing Phase One systems by November 5, 2015 and Phase Two** systems by November 5, 2019.
9. **In the event the Los Angeles Water Board revises the Phase Two prohibition boundaries and thus creates some uncertainty as to the ultimate sewer service area, the State Water Board encourages the City of Malibu to design and build a waste water treatment plant that can be built in stages, with the first stage of sufficient capacity to handle the Phase One prohibition area.**

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

3. **Directs the Los Angeles Water Board to report to the State Water Board on the status of any reconsideration of the Phase Two Boundaries no later than May 5, 2016. The Los Angeles Water Board should reconsider the prohibition boundaries for the residential areas in Phase Two if (1) Phase One facilities are built and operated and (2) new, final independent peer-reviewed scientific data are presented to the Los Angeles Water Board that provide the necessary information that the Los Angeles Water Board believes merits reconsideration of the boundaries in the adopted prohibition. The State Water Board will consider the recommendations and any accompanying basin plan amendment, and may review any failure to act in accordance with Water Code section 13320, subdivision (a) (or section 13248, if it becomes effective on January 1, 2011).**