



Linda S. Adams  
Secretary for  
Environmental Protection

# California Regional Water Quality Control Board San Diego Region

Over 50 Years Serving San Diego, Orange, and Riverside Counties  
Recipient of the 2004 Environmental Award for Outstanding Achievement from USEPA



Arnold Schwarzenegger  
Governor

9174 Sky Park Court, Suite 100, San Diego, California 92123-4353  
(858) 467-2952 • Fax (858) 571-6972  
<http://www.waterboards.ca.gov/sandiego>

April 17, 2008

Nardy Khan  
County of Orange, OC Public Works  
300 North Flower Street  
Santa Ana, CA 92703-5000

In reply refer to:  
**WPN:05C-009:CLOFLEN**

|              |             |
|--------------|-------------|
| WDID         | 9 000001348 |
| CIWQS        |             |
| Place        | 205029      |
| Reg. Measure | 176637      |
| Party        | 461928      |

Dear: Mrs. Khan

**SUBJECT:** REVIEW OF ANNUAL MONITORING REPORT FOR SECTION 401 WATER QUALITY CERTIFICATION NO. 05C-009, ALISO CREEK OUTLET MAINTENANCE PROGRAM PROJECT

**LOCATION:** ALISO CREEK AT ITS TERMINUS WITH THE PACIFIC OCEAN

The California Regional Water Quality Control Board, San Diego Region (Regional Board), reviewed the following report:

**2007 Water Quality Monitoring Report for Aliso Creek Outlet Maintenance Program Project**

Based upon our review of your annual monitoring report, we observed the following violations of the Conditions of 401 Water Quality Certification No. 05C-009, Aliso Creek Outlet Maintenance Project Certification:

**Finding: Condition C.1.a:** The County of Orange shall submit monitoring results annually by March 1 of each year.

**Violation:** The Annual Monitoring Report was received late via e-mail on April 08, 2008.

**Finding: Condition C.1.d:** Water Quality Data shall be obtained by grab samples (except Secchi disc turbidity monitoring) and reported for:

- Turbidity: One semi-annual maintenance event shall be monitored every two years, and two routine berm-breaching events shall be monitored each calendar year.

Nardy Khan  
County of Orange

- 3 -

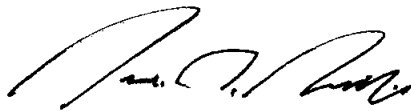
April 17, 2008  
401 Certification 05C-009

CWC Section 13385(e) requires that, when pursuing civil liability under CWC Section 13385, "At a minimum, liability shall be assessed at a level that recovers the economic benefit, if any, derived from the acts that constitute the violation."

If you have any questions regarding this notification, please call Chad Loflen directly at (858) 467-2727 or by email [cloflen@waterboards.ca.gov](mailto:cloflen@waterboards.ca.gov).

The heading portion of this letter includes a Regional Board code number noted after "In reply refer to:" In order to assist us in the processing of your correspondence please include this code number in the heading or subject line portion of all correspondence and reports to the Regional Board pertaining to this matter.

Respectfully,



James Smith  
Senior Environmental Scientist  
Northern Watershed Unit  
San Diego Regional Water Quality Control Board

cc:  
Adam Fischer  
California Water Quality Control Board, Santa Ana Region  
3737 Main St., Suite 500  
Riverside, CA 92501

Bill Orme  
State Water Resources Control Board  
Division of Water Quality  
1001 I Street  
Sacramento, CA 95814

*California Environmental Protection Agency*



**SENDER: COMPLETE THIS SECTION**

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- 2. Print your name and address on the reverse so that we can return the card to you.
- 3. Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Nady Khan  
 300 NORTH FLOWER STREET  
 SANTA ANA, CA 92703

2. Article Number  
(Transfer from service label)

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- Addressee

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C. Date of Delivery

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- Insured Mail  C.O.D.

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PS Form 3811, February 2004

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Sent To Nady Khan  
 Street, Apt. No. or PO Box No. 300 North Flower  
 City, State, ZIP+4 Santa Ana, CA 92703

PS Form 3800, August 2006

See Reverse for Instructions

4/17/2008