

California Regional Water Quality Control Board
Santa Ana Region

August 28, 2009

STAFF REPORT

ITEM: 6*

SUBJECT: Rescission of Waste Discharge Requirements, Order No. R8-2009-0054

DISCUSSION:

Waste discharge requirements for the facilities/entities listed in Attachment "A" of Order No. R8-2009-0054 are no longer necessary because discharges from the facility have ceased or are now covered under an applicable State or Regional Board general permit, or due to non-payment of annual permit fees. Discharges from these facilities to waters of the State are prohibited unless appropriate regulatory authorization is obtained.

RECOMMENDATION:

Adopt Order No. R8-2009-0054, as presented.

In addition to the dischargers listed in Attachment "A", comments were solicited from the following agencies:

U.S. Environmental Protection Agency, Permits Issuance Section (WTR-5)
State Water Resources Control Board, Office of the Chief Counsel – David Rice
California Department of Public Health, San Bernardino – Sean McCarthy
California Department of Public Health, Santa Ana – Oliver Pacifico
California Department of Public Health, San Diego – Steven Williams
State Department of Water Resources, Glendale
State Department of Fish and Game, Ontario
Orange County Water District – Nira Yamachika
Orange County Public Works/Watersheds – Chris Crompton
Riverside County Department of Environmental Health Services – John Watkins
Riverside County Transportation/Flood Control Department – Jason Uhley
San Bernardino County Environmental Health Services – Daniel Avera
San Bernardino County Department of Public Works, Flood Control – Naresh Varma

ORDER NO. R8-2009-0054

Attachment "A"

<u>ORANGE COUNTY</u>			
	<u>Order No.</u>	<u>Facility and Location</u>	<u>Reason for Rescission</u>
2	R8-2004-0021	General Waste Discharge Requirements for Short-Term Groundwater-Related Discharges and DeMinimus Wastewater Discharges to Surface Waters Within the San Diego Creek/Newport Bay Watershed	Discharges are now regulated under the Regional Board's General Groundwater Cleanup Permit, Order No. R8-2007-0041, NPDES No. CAG918002
<u>RIVERSIDE AND SAN BERNARDINO COUNTY</u>			
1	R8-2004-0048	Metropolitan Water District of Southern California, Inland Feeder Project	Project has been completed and no waste discharges are occurring at the site. WDR no longer required
<u>RIVERSIDE COUNTY</u>			
3	R8-2007-0043	Trumark Companies, Tract No. 34249, Canyon Hills Estates	Due to non-payment of Annual Fees (project not initiated)
4	R8-2006-0076	Suncal Stetson Ranch, LLC, Stetson Ranch Retention Basin, Hemet	Due to non-payment of Annual Fees (project not initiated)
5	R8-2007-0019	North Peak Land Company, LLC, North Peak Specific Plan (Tract Map No. 35123), Lake Elsinore	Due to non-payment of Annual Fees (project not initiated)
6	R8-2007-0042	Laing Sequoia Partners, LLC, McCanna Hills Specific Plan, Villages 1 and II, Nuevo	Due to non-payment of Annual Fees (project not initiated)
7	R8-2005-0048	SunCal Companies, McSweeny Farms Residential Development, Hemet	Due to non-payment of Annual Fees (project not initiated)
8	R8-2005-0051	Wasson Canyon Investments, LP/The Shopoff Group, Tract 31792, Lake Elsinore	Due to non-payment of Annual Fees (project not initiated)
9	R8-2006-0033	Pinnacle Communities/Highpointe Moreno Valley II, LLC, Quincy Channel Hydro-modifications, Moreno Valley	Due to non-payment of Annual Fees (project not initiated)
<u>SAN BERNARDINO COUNTY</u>			
10	R8-2004-0007	Big Bear Municipal Water District, Big Bear	Permit has expired and discharges are now regulated under the State Board's General Aquatic Pesticides-Weeds Permit, Order No. 2004-0009-DWQ, NPDES No. CAG990005

California Regional Water Quality Control Board
Santa Ana Region

Order No. R8-2009-0054

Rescission of Waste Discharge Requirements
for
Specific Facilities

The California Regional Water Quality Control Board, Santa Ana Region (hereinafter Board), finds that:

1. The Orders listed in Attachment "A" were issued by the Board at various times for the facilities described therein. Attachment "A" is hereby made a part of this Order. Waste discharge requirements for the facilities listed in Attachment "A" are no longer necessary because the facility discharge has ceased, the facility is covered under an applicable State or Regional Board general permit or because the discharger has failed to pay annual permit fees. Discharges from these facilities are prohibited unless appropriate regulatory authorization is obtained.
2. This action is based on the fact that specific discharges were not initiated or have ceased, that specific discharges are authorized under an applicable general permit issued by the State or Regional Water Board or that applicable fees have not been paid. As such, this action is exempt from the requirements of the California Environmental Quality Act in accordance with Section 15061(b)(3), Chapter 3, Title 14 of the California Code of Regulations.
3. The Board has notified the dischargers and interested agencies and persons of its intent to rescind the Orders for the facilities listed in Attachment "A" and has provided them with an opportunity to submit written comments and recommendations.
4. The Board, in a public meeting, heard and considered all comments pertaining to the rescission of waste discharge requirements.

IT IS HEREBY ORDERED that the Orders listed in Attachment "A" be rescinded.

I, Gerard J. Thibeault, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Santa Ana Region, on August 28, 2009.

Gerard J. Thibeault
Executive Officer