

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD

LOS ANGELES REGION

320 West 4th Street, Suite 200, Los Angeles, California 90013

(213) 576-6600 • Fax (213) 576-6640

<https://www.waterboards.ca.gov/losangeles/>

ORDER NO. R4-2022-XXXX

**TERMINATION OF INDIVIDUAL WASTE DISCHARGE REQUIREMENTS
FOR DISCHARGES TO LAND/GROUNDWATER
FOR
VISTA PACIFICA AT BROAD BEACH
File No. 96-140**

The California Regional Water Quality Control Board, Los Angeles Region (Regional Water Board) finds:

1. On March 3, 1997, the Regional Water Board adopted individual Waste Discharge Requirements (WDRs) contained in Order No. 97-028 along with Monitoring and Reporting Program (MRP) No. CI-7764 for domestic wastewater discharge from Vista Pacifica at Broad Beach at 6400 Lunita Road, Malibu, California 90265 (Site).
2. The Site was developed in 2002 and consists of a 38-unit condominium with five septic tanks and forty-two seepage pits to discharge domestic wastewater.
3. On February 14, 2012, a Notice of Violation (NOV) was issued for violations of effluent and groundwater limitations. The Site is now in full compliance with its discharge limitations.
4. On February 6, 2015, the Regional Water Board was informed of the change in ownership from Lunita Pacific, LLC to Vista Pacifica at Broad Beach Homeowners Association (hereafter Discharger). Subsequently, the Regional Water Board received a Board Order Transfer Request Form from the Discharger on November 30, 2020.
5. Sections 13260(a) and 13260(a)(1) of the California Water Code (CWC) require that a discharger of wastewater which could affect the waters of the State shall file with the Regional Water Board a Report of Waste Discharge (ROWD)/Form 200 for discharge to land. CWC Code Section 13263(e) provides that all WDRs shall be reviewed periodically and, upon such review, may be revised by the Regional Water Board.
6. On March 10, 2021, the Regional Water Board received an ROWD from the Discharger in response to a CWC Section 13260 directive issued by the Executive Officer on February 19, 2021. Subsequently, the Discharger provided supplemental information on April 30, 2021.

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Draft January 10, 2022

7. On September 23, 2014, the State Water Resources Control Board adopted General Waste Discharge Requirements for Small Domestic Wastewater Treatment Systems in Order No. WQ 2014-0153-DWQ (General WDRs), which authorize domestic wastewater discharge up to 100,000 gallons per day (GPD) and establish effluent limitations for onsite wastewater treatment systems. Enrollment under the General WDRs streamlines the permitting process for domestic wastewater discharges from an onsite wastewater treatment system and, where applicable, has replaced the need for issuance of individual WDRs.
8. On November 22, 2021, based on the estimated volume of waste discharge from the Site, the Regional Water Board enrolled the Discharger under General WDRs in Order No. WQ 2014-0153-DWQ, Series No. 056 with a maximum discharge limitation of 9,500 GPD from the septic tanks.
9. The discharge activity meets the requirements of the General WDRs, and the Discharger has enrolled in the General WDRs. Therefore, the individual WDRs in Order No. 97-028 are no longer needed. Order No. 97-028 shall be terminated except for purposes of enforcement.
10. Termination of individual WDRs in Order No. 97-028 is exempt from the California Environmental Quality Act because the termination of WDRs does not have the potential to cause a significant impact on the environment. See Title 14, California Code of Regulations § 15061(b)(3). This is especially true since the Discharger has enrolled in the General WDRs.

The Regional Water Board has notified the Discharger and interested agencies and persons of its intent to consider termination of Order No. 97-028 and has provided them with an opportunity to submit comments. The Regional Water Board, in a public meeting, heard and considered all comments and testimony pertinent to the Order.

IT IS HEREBY ORDERED that Order No. 97-028 be terminated, except for enforcement purposes.

The Executive Officer of the Regional Water Board is authorized, and is hereby directed, to certify and submit a copy of this Order to the Discharger, and to such individuals and governmental agencies that request it.

I, Renee Purdy, 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, Los Angeles Region, on February 10, 2022.

Renee Purdy
Executive Officer

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