



State Water Resources Control Board

May 30, 2013

EMAIL ONLY

William J. Thomas, Esq. Wendy Y. Wang, Esq. Best Best & Krieger LLP 500 Capitol Mall, Suite 1700 Sacramento, CA 95814 william.thomas@bbklaw.comwendy.wang@bbklaw.com

William Elliott 323 McCarthy Avenue Oceano, CA 93445 elliottslo@aol.com

Tess Dunham, Esq. Somach Simmons & Dunn 500 Capitol Mall Suite 1000 Sacramento, CA 95814 tdunham@somachlaw.com Deborah A. Sivas, Esq. Leah Russin, Esq. Alicia Thesing, Esq. Brigid DeCoursey, Esq. Environmental Law Clinic 559 Nathan Abbott Way Stanford, CA 94305-8610 dsivas@stanford.edu

Nancy McDonough, Esq.
Kari E. Fisher, Esq.
Ms. Pamela Hotz
California Farm Bureau Federation
Legal Services Division
2300 River Plaza Drive
Sacramento, CA 95833
kfisher@cfbf.com
photz@cfbf.com

Dear Messrs. Thomas and Elliott, Mses. Wang, Dunham, Sivas, Russin, Thesing, DeCoursey, McDonough, Fisher, and Hotz:

PETITIONS OF (a) MONTEREY COASTKEEPER, SANTA BARBARA CHANNELKEEPER, SAN LUIS OBISPO COASTKEEPER; (b) CALIFORNIA FARM BUREAU FEDERATION, MONTEREY COUNTY FARM BUREAU, SAN BENITO COUNTY FARM BUREAU, SAN LUIS OBISPO COUNTY FARM BUREAU, SANTA COUNTY FARM BUREAU, SANTA CLARA COUNTY FARM BUREAU, SANTA CRUZ COUNTY FARM BUREAU; (c) OCEAN MIST FARMS AND RC FARMS; (d) GROWER-SHIPPER ASSOCIATION OF CENTRAL CALIFORNIA, GROWER-SHIPPER ASSOCIATION OF SANTA BARBARA AND SAN LUIS OBISPO COUNTIES, AND WESTERN GROWERS; AND (e) JENSEN FAMILY FARMS, INC. AND WILLIAM ELLIOTT (CONDITIONAL WAIVER OF WASTE DISCHARGE REQUIREMENTS ORDER NO. R3-2012-0011 FOR DISCHARGES FROM IRRIGATED LANDS, MONITORING AND REPORTING PROGRAM ORDER

NOS. R3-2012-0011-01, R3-2012-0011-02, AND R3-2012-0011-03, AND RESOLUTION NO. R3-2012-0012), CENTRAL COAST WATER BOARD: REQUEST FOR 60-DAY EXTENSION SWRCB/OCC FILES A-2209 (a) - (e)

FELIGIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE OFFICER

The above petitions are currently being reviewed and a proposed order is being prepared. The State Water Resources Control Board's (State Water Board) regulations state that the State Water Board shall review and act on the petition within 270 days from the date of the 30-day letter, which, in this case, was issued on September 17, 2012. The regulations also allow for a 60-day extension with written agreement from petitioner. (Cal. Code Regs., tit. 23, § 2050.5, subd. (b).)

We plan to present a proposed order to the State Water Board, but are unable to do so by June 14, 2013, the 270-day deadline. I have spoken by phone in the last week with Messrs. Thomas, Elliott, and Shimek, and Mses. Dunham, Sivas, and Fisher, and understand that each petitioner is amenable to a 60-day extension. The 60-day extension would set the end of the time period for State Water Board action on the petitions at August 13, 2013.

Please confirm in writing by reply letter or e-mail message that you agree to the 60-day extension. If we do not hear from you by June 14, 2013, we will assume that you have consented consistent with our phone conversation.

If you have any questions regarding this letter, please contact me at (916) 322-3622 or at ewadhwani@waterboards.ca.gov.

Sincerely,

Emel G. Wadhwani Senior Staff Counsel

cc: See next page

cc: [Via Email Only]

Mr. Gordon R. Hensley
San Luis Obispo Coastkeeper
Environment in the Public Interest
EPI-Center, 1013 Monterey Street, Suite
202
San Luis Obispo, CA 93401
coastkeeper@epicenteronline.org

[Via Email Only]

Ms. Kira Redmond Mr. Ben Pitterle Santa Barbara Channelkeeper 714 Bond Avenue Santa Barbara, CA 93103 kira@sbck.org ben@sbck.org

[Via Email Only]

Mr. Dale Huss Ocean Mist Farms 10855 Ocean Mist Parkway Castroville, CA 95012 daleh@oceanmist.com

[Via Email Only]

Jensen Family Farms, Inc. 323 McCarthy Avenue Oceano, CA 93445 ElliottSLO@aol.com

[Via Email Only]

Mr. William Elliott
Jensen Family Farms, Inc.
323 McCarthy Avenue
Oceano, CA 93445
ElliottSLO@aol.com

[Via Email Only]

Mr. Steven Shimek
Monterey Coastkeeper
The Otter Project
475 Washington Street, Suite A
Monterey, CA 93940
exec@otterproject.org

[Via Email Only]

Mr. Dennis Sites RC Farms 25350 Paseo del Chaparral Salinas, CA 93908 dsitesagmgt@aol.com

[Via Email Only]

Ms. Abby Taylor-Silva, Vice President Policy and Communications
Grower-Shipper Association of
Central California
512 Pajaro Street
Salinas, CA 93901
abby@growershipper.com

[Via Email Only]

Mr. Richard S. Quandt, President Grower-Shipper Association of Santa Barbara and San Luis Obispo Counties 245 Obispo Street P.O. Box 10 Guadalupe, CA 93434 richard@grower-shipper.com

[Via Email Only]

Mr. Hank Giclas, Senior Vice President Strategic Planning, Science and Technology Western Growers P.O. Box 2130 Newport Beach, CA 92658 hgiclas@wga.com

(Continued next page)

cc: (Continued)

Mr. Ken Harris [Via Email Only]
Interim Acting Executive Officer
Central Coast Regional Water
Quality Control Board
895 Aerovista Place, Suite 101
San Luis Obispo, CA 93401
kharris@waterboards.ca.gov

Mr. Michael Thomas [Via Email Only]
Assistant Executive Officer
Central Coast Regional Water
Quality Control Board
895 Aerovista Place, Suite 101
San Luis Obispo, CA 93401
mthomas@waterboards.ca.gov

Ms. Angela Schroeter [Via Email Only]
Senior Engineering Geologist
Central Coast Regional Water
Quality Control Board
895 Aerovista Place, Suite 101
San Luis Obispo, CA 93401
aschroeter@waterboards.ca.gov

Ms. Lisa McCann [Via Email Only]
Environmental Program Manager I
Central Coast Regional Water
Quality Control Board
895 Aerovista Place, Suite 101
San Luis Obispo, CA 93401
Imccann@waterboards.ca.gov

Mr. Darrin Polhemus **[Via Email Only]**Deputy Director
Division of Administrative Services
1001 I Street, 18th Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
dpolhemus@waterboards.ca.gov

Lori T. Okun, Esq. [Via Email Only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
lokun@waterboards.ca.gov

Frances L. McChesney, Esq. [Via Email Only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
FMcChesney@waterboards.ca.gov

Jessica M. Jahr, Esq. [Via Email Only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
jjahr@waterboards.ca.gov

Philip G. Wyels, Esq. **[Via Email Only]**Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
pwyels@waterboards.ca.gov

Michael Lauffer, Esq. [Via Email Only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
mlauffer@waterboards.ca.gov

Lyris List