



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

AUG 05 2016

CERTIFIED MAIL AND EMAIL

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Dear Ms. Hayat and Messrs. Cooper and Pugsley:

PETITION OF NATURAL RESOURCES DEFENSE COUNCIL, INC. (NRDC), LOS ANGELES WATERKEEPER AND HEAL THE BAY, PETITION FOR REVIEW OF EXECUTIVE OFFICER'S ACTION TO CONDITIONALLY APPROVE NINE WMPS PURSUANT TO THE 2012 MS4 PERMIT; ORDER NO. R4-2012-0175; LOS ANGELES REGIONAL WATER QUALITY CONTROL BOARD: APPROVAL OF REQUEST TO PLACE EXISTING ACTIVE PETITION IN ABEYANCE
SWRCB/OCC FILE A-2386

Pursuant to your request dated July 19, 2016, the State Water Resources Control Board (State Water Board) has placed this active petition into abeyance effective on the date of your request. We will hold the petition in abeyance until July 19, 2018. Please pay careful attention to this date, because the State Water Board is not responsible for reminding petitioners that their abeyance periods are about to expire. If the State Water Board does not receive prior to 5:00 p.m. on the last business day before July 19, 2018 either (1) a written request to further extend the abeyance period, or (2) a written request to remove the petition from abeyance and reactivate the petition, then this petition will be deemed withdrawn as of July 19, 2018. If the petition is deemed withdrawn, you will not be able to seek judicial review of the regional water quality control board's action or inaction. Requests to extend abeyance periods or to remove petitions from abeyance should be sent to waterqualitypetitions@waterboards.ca.gov or to the mailing address below. A copy of the request must be sent to the other parties to the petition, including the regional water quality control board.

If you decide that you would like to remove this petition from abeyance and reactivate it at some time in the future, it is important that you carefully consult the State Water Board's regulations. The State Water Board mailed a notification requesting responses to the petition and the regional water quality control board's administrative record on November 10, 2015. The State Water Board is required to act on a petition within 270 days of mailing the notification, and that time limit may be extended up to 60 days by written agreement from the petitioner. Further, the

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

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time limit is tolled during the time the petition is being held in abeyance. (See Cal. Code Regs., tit. 23, § 2050.5, subds. (b) and (d)(3).) Your request for abeyance also includes a 60-day extension. Therefore, if you request that this petition be removed from abeyance and reactivated, the petition will be dismissed on the 78th day following the State Water Board's receipt of your written request to remove the petition from abeyance unless:

- (1) the State Water Board has received a written request from you to place this petition back in abeyance; or
- (2) the State Water Board acts on the petition.

If none of these events occurs prior to 5:00 p.m. on the last business day before the 78th day after the State Water Board receives your written request to remove the petition from abeyance, this petition will be automatically dismissed without further action by the State Water Board. Dismissal of a petition, whether done by operation of law or by a letter issued by the State Water Board, is a final agency action for purposes of seeking judicial review of the regional water quality control board's action or inaction.

If you have any questions regarding this letter, please contact me at (916) 341-5178.

***IN ALL FUTURE CORRESPONDENCE, PLEASE REFER TO
SWRCB/OCC FILE A-2386***

Sincerely,



Philip G. Wyels
Assistant Chief Counsel

cc: See next page

cc: **[via U.S. Mail & email]**

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