



Los Angeles Regional Water Quality Control Board

February 8, 2019

KW Malibu Colony, LLC
c/o TKG Management
211 North Stadium Blvd, Suite 201
Columbia, MO 65203

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
CLAIM NO. 7018 1830 0001 5952 8040

PROPOSED TERMINATION OF WASTEWATER DISCHARGE REQUIREMENTS FOR MALIBU COLONY PLAZA, 23705-23841 WEST MALIBU ROAD, MALIBU, CALIFORNIA (FILE NO. 00-065, ORDER NO. 00-182, CI-8158, GLOBAL ID WDR100001580)

Dear Madam/Sir:

The California Regional Water Quality Control Board, Los Angeles Region (Regional Board), is the public agency with primary responsibility for the protection of ground and surface water quality for all beneficial uses within major portions of Los Angeles and Ventura Counties. The facility mentioned above are located within the Regional Board's jurisdiction.

On December 7, 2000, the Regional Board adopted Waste Discharge Requirements (WDRs) Order No. 00-182 for the discharge of wastewater to land from an on-site wastewater disposal system (OWDS) at Malibu Colony Plaza located at 23705-23841 West Malibu Road in the City of Malibu (City). The individual WDRs required the discharge to meet effluent limitations and groundwater quality objectives in order to protect the water quality of the Malibu Valley Groundwater Basin and public health.

On November 5, 2009 the Regional Board adopted Resolution No. R4-2009-007 approving an amendment to Chapter 4 of the Water Quality Control Plan for the Coastal Watersheds of Los Angeles and Ventura Counties (Basin Plan), to prohibit OWDSs in the Malibu Civic Center Area (Basin Plan Amendment). The Basin Plan Amendment requires that all commercial discharges to OWDSs in the Malibu Civic Center Area cease by November 5, 2015. In August 2011, the Regional Board, the State Water Resources Control Board (State Board), and the City entered into a Memorandum of Understanding (MOU), which was subsequently revised on December 4, 2014 and February 2, 2017, for the City to construct and startup the Malibu Civic Center Wastewater Treatment Facility (MCCWTF) and connect commercial properties within the Phase I boundaries, including Malibu Colony Plaza, by September 30, 2018. Our data indicate that the wastewater generated from this facility was diverted to the MCCWTF before the September 30, 2018 deadline.

Therefore, the individual WDRs identified above as Order No. 00-182 are no longer needed because there is no wastewater discharge to land from the OWDS at Malibu Colony Plaza. Consequently, the Regional Board intends to consider terminating the WDRs. A tentative Order to terminate the individual WDRs will be released for public comment in later this month and will

IRMA MUÑOZ, CHAIR | DEBORAH SMITH, EXECUTIVE OFFICER

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likely be considered by the Board at its April 11, 2019 Board meeting. If you have any comments or questions regarding the Regional Board's proposal to terminate your individual WDRs, please provide your response to the Regional Board no later than February 15, 2019.

If you have any questions, please contact the Project Manager, Dr. Don Tsai, at (213) 620-2264 (Don.Tsai@waterboards.ca.gov), or the Chief of the Groundwater Permitting Unit, Dr. Eric Wu at (213) 576-6683 (Eric.Wu@waterboards.ca.gov).

Sincerely,


Deborah J. Smith

Executive Officer, Los Angeles Regional Water Quality Control Board

cc (via email): Ms. Reva Feldman, City of Malibu
Mr. Craig George, City of Malibu