

Los Angeles Regional Water Quality Control Board

January 16, 2014

Ms. Shauna Clark, City Manager
City of La Habra Heights
1245 N. Hacienda Road
La Habra Heights, CA 90631

STATUS OF THE CITY OF LA HABRA HEIGHTS' NOTIFICATION OF INTENT TO DEVELOP AN INDIVIDUAL WATERSHED MANAGEMENT PROGRAM (WMP) PURSUANT TO THE LOS ANGELES COUNTY MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) PERMIT AND REQUEST FOR A 12-MONTH WMP DEVELOPMENT SCHEDULE (NPDES PERMIT NO. CAS004001; ORDER NO. R4-2012-0175)

Dear Ms. Clark:

Part VI, section C.4(c), of Los Angeles Regional Water Quality Control Board (Los Angeles Water Board) Order No. R4-2012-0175 allows Permittees the option to submit to the Board's Executive Officer (EO) for approval a Notification of Intent (NOI) to prepare a Watershed Management Program (WMP) or Enhanced Watershed Management Program (EWMP). The Los Angeles Water Board received the City of La Habra Heights' (City) NOI, requesting a 12-month submittal date, to develop an individual WMP for its jurisdictional area. Approval of an individual WMP would allow the City to implement the requirements of the Order on a jurisdictional basis through customized strategies, control measures, and best management practices (BMPs) that meet the requirements of the Order.

Los Angeles Water Board staff reviewed the City's NOI and request for a 12-month submittal date and determined the City's NOI was appropriate. Board staff also met with you and the City's consultants on September 16, 2013 to discuss the City's NOI to develop an individual WMP. On December 6, 2013, the Board sent a letter to the City affirming the City's NOI to develop an individual WMP and stating that the deadline for submittal of the City's draft WMP was December 28, 2013. The letter also stated that the City must submit an accompanying Integrated Monitoring Program, meeting the requirements of Attachment E of the Order, with its draft WMP by December 28, 2013.

To date, the Los Angeles Water Board has not received the City's draft WMP or accompanying Integrated Monitoring Program, which were both due by December 28, 2013. Accordingly, until a final WMP for the City's jurisdictional area is approved by the Board, the City is subject to and must comply with all baseline provisions of the Order and its attachments per applicable deadlines set forth in the Order and attachments. These provisions include, but are not limited to, the following:

1. Comply with all provisions of Part III (Discharge Prohibitions);
2. Demonstrate compliance with receiving water limitations pursuant to Part V.A;
3. Conduct monitoring in accordance with the requirements specified in Part VI.B and Attachment E of the Order (Monitoring and Reporting Program for the Los Angeles County MS4 Permit);
4. Implement all minimum control measure requirements as set forth in Part VI.D, with the exception of Part VI.D.4 (which only applies to the Los Angeles County Flood Control District); and
5. Comply with all applicable requirements of Part VI.E (TMDL Provisions) and Attachment P, Section A and demonstrate compliance pursuant to Part VI.E.3.e.

If the City still intends to pursue an individual WMP, the City must submit its draft WMP and accompanying Integrated Monitoring Program to the Los Angeles Water Board as soon as possible for consideration. However, as stated above, until a final WMP for the City's jurisdictional area is approved by the Board, the City is subject to and must comply with all baseline provisions of the Order and its attachments.

Since the City is subject to the baseline provisions of the Order and its attachments, please note that several program start-up and submittal deadlines specific to the baseline provisions of the Order and its attachments are past due. These include, but are not limited to, the following major deadlines:

1. Beginning June 28, 2013, the City was required to implement the requirements contained in Part VI.D, with the exception of Part VI.D.4, which only applies to the Los Angeles County Flood Control District.
2. By December 28, 2013, the City was required to submit a non-storm water outfall-based screening and monitoring program plan that documents with written procedures an explanation of how the program is to be implemented.
3. Beginning June 28, 2013, the City was required to conduct monitoring on a jurisdictional basis per the requirements of Attachment E of the Order, Monitoring and Reporting Program for the Los Angeles County MS4 Permit, since the City did not elect to develop and then submit an Integrated Monitoring Program by December 28, 2013.

In the absence of an approved WMP, the aforementioned deadlines are applicable and require immediate attention. If you have any questions, please contact Mr. Ivar Ridgeway, Unit Chief of Storm Water Permitting, via email at Ivar.Ridgeway@waterboards.ca.gov or by phone at (213) 620-2150.

Sincerely,



Samuel Unger, P.E.
Executive Officer

cc: