

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION**

TENTATIVE ORDER NO. R9-2009-0098

AN ORDER RESCINDING ORDER NOS. R9-2002-0040, 93-001, AND 95-013

The California Regional Water Quality Control Board, San Diego Region, (Regional Board), finds that:

1. Order No. R9-2002-0040 prescribes Waste Discharge Requirements to the Department of the Navy for the class II waste management facility (Unit) for the treatment of petroleum hydrocarbon contaminated soil, and conditionally waives waste discharge requirements for disposal/reuse of waste soil at Naval Air Station North Island in San Diego County.
2. The Department of the Navy (Discharger) operated the site until September 22, 2006.
3. As specified by California Code of Regulations (CCR), Title 27, section 21090(f) for optional clean-closure of a waste management unit, the Navy had successfully completed clean-closure of the North Island soil treatment facility by removing all waste materials and contaminated components of the containment system. Soil and groundwater samples indicate that geologic materials were unaffected by the Unit and there was no release to groundwater from the Unit.
4. Order No. 93-001 prescribes waste discharge requirements to the Rainbow Municipal Water District (RMWD) for the discharge of up to 0.109 million gallons per day of treated wastewater from the RMWD Plant B, San Diego County to percolation ponds. As noted in Finding 1 of Order No. 93-001, RMWD ceased operating Plant B in 1988 but maintained waste discharge requirements for Plant B because of its intention to use the facility as a backup for its sewage collection system.
5. On August 6, 2009, RMWD requested rescission of Order No. 93-001 after terminating its plans to use Plant B as a backup for its sewage collection system.
6. Order No. 95-013 prescribes Waste Discharge Requirements to John Konyn for the discharge of wastewater generated at John Konyn Dairy in Valley Center, San Diego County to onsite disposal ponds.
7. On August 6, 2009, a representative of John Konyn and Son Dairy requested rescission of Order No. 95-013. Regional Board staff inspected the dairy and verified that cows were no longer being maintained at the dairy, and that the discharge to the disposal ponds has been terminated.
8. This Regional Board has notified the Discharger and all known interested persons of the intent to rescind Order Nos. R9-2002-0040, 93-001, and 95-013.

9. The Regional Board in a public meeting heard and considered all comments pertaining to the proposed rescission.

IT IS HEREBY ORDERED that Order Nos. R9-2002-0040, 93-001, and 95-013 are rescinded.

I, John H. Robertus, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Addendum adopted by the California Regional Water Quality Control Board, San Diego Region, on September 9, 2009.

Tentative

JOHN H. ROBERTUS
Executive Officer