

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

**REVISED NOTICE OF OPPORTUNITY TO COMMENT  
TENTATIVE CEASE AND DESIST ORDER NO. R9-2023-0085  
LAS PULGAS LANDFILL  
UNITED STATES MARINE CORPS BASE CAMP PENDLETON  
SAN DIEGO COUNTY**

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) is accepting written comments on Tentative Cease and Desist Order No. R9-2023-0085 (Tentative CDO), issued to the United States Marine Corps (USMC). If adopted, the Tentative CDO directs the USMC to cease accepting municipal solid waste at the Las Pulgas Landfill (Landfill) located on Basilone Road in Camp Pendleton, San Diego County until and unless specified corrective actions are in place. There are two municipal waste landfills on Camp Pendleton, Las Pulgas and San Onofre. A public hearing and a date for consideration of the Tentative CDO is forthcoming and will be announced separately.

Based on the facts presented in the Tentative CDO, the San Diego Water Board's Prosecution Team finds that the USMC's activities at the Landfill pose a significant and ongoing threat to Las Flores Creek, its tributaries, and the groundwater surrounding the Landfill (San Onofre Hydrologic Area). The waste discharge activities at the Landfill are in violation of State and Federal laws and regulations.<sup>1</sup>

If adopted, the Tentative CDO would require<sup>2</sup> the USMC to immediately cease accepting municipal waste at the Landfill, cease and desist from discharging and threatening to discharge waste into the groundwater and Las Flores Creek and its tributaries until the USMC completes corrective actions related to damaged sections of the Landfill, its Leachate Collection and Removal System, and handling of storm water runoff according to a time schedule.

**Document Availability and Submission of Written Comments**

A copy of the Tentative CDO is available for download and review from the San Diego Water Board's website at:

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<sup>1</sup> Specifically, California Code of Regulations (CCR) Title 27, Code of Federal Regulations (CFR) Title 40, Order No. 2010-0004 (Waste Discharge Requirements for the United States Marine Corps, Marine Corps Base Camp Pendleton, Las Pulgas Landfill, Camp Pendleton, California), the California Water Code (CWC), discharge prohibitions of the Water Quality Control Plan for the San Diego Basin, and the Industrial General Stormwater Permit.

<sup>2</sup> Pursuant to CWC sections 13267, 13301, and 13303.

[https://www.waterboards.ca.gov/sandiego/board\\_decisions/tentative\\_orders/](https://www.waterboards.ca.gov/sandiego/board_decisions/tentative_orders/)

**The San Diego Water Board is accepting written comments from the public on the Tentative CDO until 5:00 p.m. on ~~November 17, 2023~~December 1, 2023.** Interested persons may submit written comments by e-mail to the attention of Frank Melbourn at [SanDiego@waterboards.ca.gov](mailto:SanDiego@waterboards.ca.gov). Please indicate in the subject line of all written comments "GT-L10009449664:FMelbourn." The San Diego Water Board Prosecution Team will respond to all comments timely received, and comments and responses will be provided to the San Diego Water Board, for consideration. The San Diego Water Board may refuse to accept written comments received after the deadline. As a result of the comments received, the Prosecution Team may propose revisions to the Tentative CDO, for the Board's consideration.

### **Contact Information**

For questions or comments, please contact Frank Melbourn by:

Email: [fmelbourn@waterboards.ca.gov](mailto:fmelbourn@waterboards.ca.gov)

Telephone: 619-521-3372

Date of Notice: ~~October 12, 2023~~November 9, 2023