ITEM: 5

SUBJECT: Rescission of Waste Discharge Requirements and NPDES Permits: Tentative Order No. R9-2008-0065 is an Order rescinding the following waste discharge requirements: (Eric Becker)

a) Order No. R9-2005-0226, Waste Discharge Requirements for Port of San Diego, Dredging Project at the Tenth Ave Marine Terminal Berth 10-3 to 10-6, San Diego County.

b) Order No. R9-2005-0007, NPDES No. CA0107450, Waste Discharge Requirements for Culligan Water Conditioning of La Jolla, Inc., San Diego County

c) Order No. 93-126, Waste Discharge Requirements for Hiram Walker and Sons, Inc., Callaway Vineyard and Winery, Riverside County.

d) Order No. R9-2003-0050, NPDES No. CA0109029, Waste Discharge Requirements for Groundwater Extraction Waste Discharges to San Diego Bay From the San Diego Convention Center, San Diego County

PURPOSE: To adopt tentative Order No. R9-2008-0065, which will rescind the subject Waste Discharge Requirements (WDRs).

PUBLIC NOTICE: Notification of this action was included in the June 11, 2008 agenda notice, which was mailed on May 16, 2008 and has been posted on the Regional Board web page. This notification satisfies the requirements of California Government Code section 11125 for a 10-day notice.

DISCUSSION: The Regional Board was notified by the Port of San Diego, Culligan Water Conditioning of La Jolla, Inc.(Culligan), Hiram Walker and Sons, Inc. (Callaway Vineyard and Winery), and the City of San Diego Convention Center that their subject discharges were terminated. The Port of San Diego completed its dredging at the Tenth Avenue Marine Terminal in July 2006. The Culligan facility stopped discharging brine
to a storm drain in August 2006. The Callaway Vineyard and Winery in July 2007, and the City of San Diego Convention Center in March 2008, were both connected to the local sanitary sewerage system. The Callaway Vineyard and Winery, the Culligan, and the City of San Diego Convention Center facilities were inspected to verify the discharges had ceased.

Tentative Order No. R9-2008-0065 would rescind the WDRs for the discharge from the four subject facilities.

COMPLIANCE RECORD: The City of San Diego Convention Center has past violations that are subject to mandatory minimum penalties (MMP). The rescission of the WDR for the City of San Diego Convention Center does not preclude enforcement of violations that occurred prior to adoption of Tentative Order No. R9-2008-0065. There are no outstanding compliance issues with the other dischargers.

SIGNIFICANT CHANGES: Discharges have been terminated.

KEY ISSUES: None.

LEGAL CONCERNS: None.


RECOMMENDATION: Adoption of tentative Order No. R9-2008-0065 is recommended.