

State of California
Regional Water Quality Control Board
San Diego Region

EXECUTIVE OFFICER SUMMARY REPORT
October 12, 2016

- ITEMS: 6
- SUBJECT: Rescission of Waste Discharge Requirements: Lilac Oaks Campground, the Blough Residence, and the Leuthe Residence Onsite Wastewater Treatment Systems, San Diego County (Tentative Order No. R9-2016-0128) (*Fisayo Osibodu*)
- PURPOSE: To consider adopting Tentative Order No. R9-2016-0128 (Supporting Document No. 1).
- RECOMMENDATION: Adoption of Tentative Order No. R9-2016-0128 (Tentative Order).
- KEY ISSUES:
1. Approval of the recommended action will rescind the following Orders:
 - Order No. 94-74, *Waste Discharge Requirements for Milo and Joan Crouse, Lilac Oaks Campground, San Diego County.*
 - Order No. R9-2009-0007, *Waste Discharge Requirements for the Garcia¹ Residence Onsite Wastewater Treatment System, San Diego County.*
 - Order No. R9-2012-0056, *Waste Discharge Requirements for the Leuthe Residence Onsite Wastewater Treatment System, San Diego County.*
 2. The onsite wastewater treatment systems (OWTS) for the Blough and Leuthe Residences will be regulated by the County of San Diego Department of Environmental Health (County DEH) after rescission of the Orders.
 3. Lilac Oaks Campground's enrollment in the statewide General Order No. WQ-2014-0153-DWQ, *General Waste Discharge Requirements for Small Domestic Wastewater*

¹ Ownership of the property was transferred from Mr. Mauro and Ms. Nino Garcia to Mr. Dennis and Ms. Betty Rowland on April 3, 2013. Ms. Rowland informed the San Diego Water Board on September 15, 2016 that Mr. Andy Blough had purchased the property.

*Treatment Systems (General Order)*² will become effective upon adoption of the Tentative Order (Supporting Document No 2).

PRACTICAL VISION: The Practical Vision sets forth plans to achieve healthy waters through, among other things, prioritization of issues and actions, and prudent use of authorities in service to the people of California. The Tentative Order contributes to the Practical Vision by prudently using the statewide General Order and OWTS waiver to save staff resources that can be dedicated to other priority projects. Rescinding the three OWTS Orders will not interfere with the goal of the Practical Vision to maintain healthy waters in the San Diego Region because discharges of waste from these OWTS will continue to be appropriately regulated for the achievement of water quality objectives and protection of beneficial uses.³

DISCUSSION: The Tentative Order rescinds Orders Nos. 94-74, R9-2009-0007, and R9-2012-0056. A map showing the location of the subject facilities is included as Supporting Document No. 3.

Lilac Oaks Campground is a Recreational Vehicle Park located in Valley Center, San Diego County. The OWTS serving the facility consists of seven septic tanks and a subsurface disposal system that is regulated by Order No. 94-74. The Lilac Oaks Campground OWTS qualifies for regulation under the General Order and will be enrolled in the General Order upon rescission of Order No. 94-74.

Order No. R9-2009-0007 establishes requirements for the treatment and discharge of domestic wastewater from an advanced OWTS serving a single family residence located on Fortuna Ranch Road in Encinitas. Since Order No. R9-2009-0007 was issued, the property has changed ownership twice. Former owner, Ms. Betty Rowland, informed the San Diego Water Board on September 15, 2016 that Mr. Andy Blough now owns the property. San Diego Water Board staff notified Mr. Blough of the proposed action to rescind Order No. R9-2009-0007 by phone on

² Order No. 2014-0153-DWQ:
http://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2014/wqo2014_0153_dwq.pdf

³ Strategizing for Healthy Waters
http://www.waterboards.ca.gov/sandiego/water_issues/Practical_Vision/docs/PV_1_Strategizing_for_Healthy_Waters_Dec2013

September 15, 2016, and sent a follow up notification letter to Mr. Blough (Supporting Document No. 4). In addition, San Diego Water Board staff modified the Tentative Order to reflect the ownership change (Supporting Document No. 5).

The State Water Resources Control Board *Water Quality Control Policy for Siting, Design, Operation and Maintenance of Onsite Wastewater Treatment Systems* (OWTS Policy) includes a conditional waiver of WDRs for OWTS with design flows less than 10,000 gallons per day that also meet the requirements of a Local Agency Management Plan (LAMP). The Blough residence OWTS meets the requirements of the County DEH's LAMP. The Tentative Order rescinds Order No. R9-2009-0007 and allows the San Diego Water Board to defer regulation of the Blough residence OWTS to the County DEH.

Regulating the Lilac Oaks Campground OWTS under the General Order helps reduce the regional backlog of outdated WDRs while avoiding the time consuming work of issuing updated individual WDRs. This action, along with deferring regulation of the Rowland residence OWTS to the County DEH, saves resources for staff to work on higher priority projects, including compliance assurance work.

Order No. R9-2012-0056, *Waste Discharge Requirements for the Leuthe Residence Onsite Wastewater Treatment System, San Diego County*, establishes requirements for the treatment and discharge of domestic wastewater from an advanced OWTS for a proposed single family residence that was to be built on Camino Elena Road in Escondido. To date, neither the residence nor the OWTS have been constructed. Rescission of Order No. R9-2012-0056 will save the Leuthe's the cost of paying annual WDR fees for the non-existent OWTS. Regulation of any future OWTS at the property can be waived by the San Diego Water Board and deferred to the County DEH for regulation under its LAMP.

LEGAL CONCERNS: None.

SUPPORTING DOCUMENTS:

1. Tentative Order No. R9-2016-0128.
2. Notice of Applicability for Lilac Oaks Campground.
3. Map Showing Location of Facilities.
4. Notification Letter to Mr. Andy Blough
5. Underline/Strikeout Version of Tentative Order No. R9-2016-0128.
6. Notice of Public Hearing and Comment Period.

7. Transmittal Letters for Tentative Order No. R9-2016-0128.

SIGNIFICANT CHANGES:

Rescission of Orders Nos. 94-74, R9-2009-0007, and R9-2012-0056.

COMPLIANCE RECORD:

The Lilac Oaks Campgrounds has not submitted annual monitoring reports since 2012, however, staff has been in contact with the current owner to ensure that future monitoring reports are submitted on time.

PUBLIC NOTICE:

Notification of this action was sent to known interested parties by mail on July 1, 2016 and by email on July 5, 2016 (Supporting Documents No. 6 and 7). The Tentative Order was also posted on the San Diego Water Board website on July 6, 2016. These actions satisfy the public notification requirements of Water Code, division 7, section 13167.5 for a 30-day notice.