



County of San Diego

RICHARD E. CROMPTON
DIRECTOR

DEPARTMENT OF PUBLIC WORKS
5510 OVERLAND AVE, SUITE 410
SAN DIEGO, CALIFORNIA 92123-1237
(858) 694-2212 FAX: (858) 694-3597
Web Site: www.sdcountry.ca.gov/dpw/

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David W. Gibson, Executive Officer
California Regional Water Quality Control Board-San Diego Region
2375 Northside Drive, Suite 100
San Diego, CA 92108

REQUEST TO TRANSFER OF ORDER NO. R9-2012-0054, WASTE DISCHARGE REQUIREMENTS FOR THE HARMONY GROVE WATER RECLAMATION PLANT

Dear Mr. Gibson:

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) issued Waste Discharge Requirements for the Harmony Grove Water Reclamation Plant, Order No. R9-2012-0054 to the San Diego County Sanitation District (District) on November 13, 2012.

Per provisions of a Joint Improvement Agreement between the District and the developer of the Harmony Grove Village subdivision, the developer was required to construct wastewater improvements to serve the development and the District, or its successor, was obligated to accept ownership and responsibility of the improvements subject to conditions of the agreement. The improvements include the Harmony Grove Water Reclamation Plant and the Harmony Grove Village sanitary sewer collection system. Conditions for acceptance of the improvements, which include operation of the reclamation plant in compliance with waste discharge requirements for a period of up to six months, are expected to be satisfied and the improvements accepted by the District or its successor in mid to late 2019.

On June 4, 2017, the San Diego Local Agency Formation Commission (LAFCO) approved a reorganization proposal by the Rincon del Diablo Municipal Water District (Rincon) to activate its latent powers to provide sanitary sewer service for the Harmony Grove Village subdivision and concurrently detach the affected territory from the District service area. Upon recordation of the reorganization, the LAFCO Resolution orders

Rincon to assume all the rights, duties, and obligations of the District regarding provision of sewer service to Harmony Grove Village; including, without limitation, any contracts and ownership of property or facilities for the provision of sewer services. Rincon and the District have requested that the reorganization become effective on June 1, 2019.

Per Provision C.19 of Order No. R9-2012-0054, notice of transfer of the order must be received by the San Diego Water Board at least 30 days in advance of the proposed transfer and must include a written agreement between the existing and new discharger containing a specific date for transfer of the Order's responsibility and coverage between the current discharger and the new discharger. Furthermore, the agreement shall include an acknowledgement that the existing discharger is liable for violations up to the transfer date and that the new discharger is liable from the transfer date on.

The District and Rincon (the Parties) agree that transfer of Order No. R9-2012-0054 should be made concurrent with the reorganization of sewer services for Harmony Grove Village.


Therefore, the Parties are requesting transfer of Order No. R9-2012-0054 from the District to Rincon effective June 1, 2019 or as soon after that date as can be resolved by San Diego Water Board.

The Parties further agree that up to the date of transfer the District will remain liable for violations of Order No. R9-2012-0054, and from the transfer date on Rincon will be liable for violations of Order No. R9-2012-0054.

If you have any questions please contact Dan Brogadir, Sanitation District Program Manager, at (858) 694-2714 or Daniel.Brogadir@sdcounty.ca.gov.

By: 
Daniel Brogadir, Program Manager
San Diego County Sanitation District

Date: 3/12/2019

By: 
Greg Thomas, General Manager
Rincon del Diablo Municipal Water District

Date: March 12, 2019