

**California Regional Water Quality Control Board  
San Diego Region**

**Supporting Document No. 3.h.**

**Supplemental Late Comments from  
Sandy Kerl, Acting General Manager  
San Diego County Water Authority  
Received on March 21, 2019**

## Summary of Poseidon's Key Comments

The list below summarizes key elements detailed in Poseidon's comment letter dated January 28, 2019 that need to be confirmed, at a minimum, for the Water Authority to understand and manage its risk moving forward.

1. Please confirm the methodology staff used to arrive at the finding in the Water Code determination that flow augmentation results in a comparable marine life impact as the multiport diffuser for purposes of the Water Code determination;
2. Please confirm that the volume of water where shearing-related mortality occurs for purposes of determining the marine life mortality associated with the multiport diffuser will be set forth in the Water Code determination and is not subject to reconsideration at a future date;
3. Please confirm that when determining the intake and mortality associated with the multiport diffuser and flow augmentation brine discharge technologies pursuant to the Brine Discharge Technology Empirical Study, the San Diego Water Board will require Poseidon estimate the impact using the ETM/APF approach pursuant to chapter III.M.2.d.(2)(c)(i) of the Ocean Plan;
4. Please confirm that the finding in the Water Code determination that wastewater is unavailable is a one-time determination that is made at the time of the Water Code determination and is not subject to reconsideration; and
5. Please confirm that staff intends to extend the April 30, 2020 compliance date to complete construction and begin operation of the new dilution water intake pumps to reflect delays associated with adoption of the Tentative Order.