

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

**NOTICE OF PUBLIC HEARING AND OPPORTUNITY TO  
COMMENT**

**TENTATIVE SETTLEMENT AGREEMENT AND STIPULATION FOR  
ENTRY OF ADMINISTRATIVE CIVIL LIABILITY ORDER  
NO. R9-2025-0010**

**IN THE MATTER OF CITY OF SAN DIEGO,  
JANUARY 2023 SANITARY SEWER OVERFLOW  
SAN DIEGO BAY AND SAN DIEGO RIVER**

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) is considering the adoption of Tentative Order No. R9-2025-0010 (Tentative Order), a stipulated administrative civil liability Order to settle liability associated with a sanitary sewer system overflow (SSO) that occurred from the City of San Diego's sanitary sewer collection system on January 16, 2023. The SSO resulted in a discharge of approximately 9.8 million gallons of untreated sewage into north San Diego Bay and the San Diego River. The San Diego Water Board is accepting written comments on the Tentative Order and is scheduled to consider adoption of the Tentative Order at its regularly scheduled Board Meeting on June 11, 2025.

To resolve the violations described in the Tentative Order without formal administrative proceedings, the San Diego Water Board's Prosecution Team and the City of San Diego (Parties) reached a settlement and agreed to the imposition of an administrative civil liability in the amount of \$11,419,608. This penalty was calculated in accordance with the State Water Resources Control Board's Water Quality Enforcement Policy and its penalty calculation methodology, which is described in Attachment A to the Tentative Order and available at:

[https://www.waterboards.ca.gov/water\\_issues/programs/enforcement/docs/2024/2024-enforcement-policy.pdf](https://www.waterboards.ca.gov/water_issues/programs/enforcement/docs/2024/2024-enforcement-policy.pdf).

**Document Availability**

A copy of Tentative Order No. R9-2025-0010 and Attachment A are available for download and review from the San Diego Water Board's website at:

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

**Submission of Written Comments**

The San Diego Water Board is accepting written comments on the Tentative Order. **Written comments are due by 5:00 pm on April 21, 2025.** All comments timely received will be provided to the San Diego Water Board for consideration as part of the adoption process. The San Diego Water Board may refuse to accept written comments

received after the deadline.

Interested persons may submit written comments by e-mail to the attention of Christina Arias at [SanDiego@waterboards.ca.gov](mailto:SanDiego@waterboards.ca.gov) . Please indicate in the subject line of all written comments "Tentative Order No. R9-2025-0010; PIN: CW-631631:CArias."

### **Notice of Public Hearing**

A hearing before the San Diego Water Board is scheduled for the following date, time, and location:

June 11, 2025 at 9:00 a.m.  
San Diego Regional Water Quality Control Board  
Board Meeting Room  
2375 Northside Drive, Suite 108  
San Diego, California 92108  
And via Video and Teleconference

During the hearing the San Diego Water Board will accept public comment and consider whether to accept or reject the Tentative Order. Any changes to the hearing schedule or format will be noticed on the Board Agendas and Tentative Orders webpages.

### **Contact Information**

For questions, please contact Christina Arias by email or phone:

[Christina.Arias@waterboards.ca.gov](mailto:Christina.Arias@waterboards.ca.gov)

Telephone: (619) 521-3361

Date of Notice: March 19, 2025