



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Santa Ana Regional Water Quality Control Board

October 1, 2018

Mr. Scott Maloni
Vice President
Poseidon Water
5780 Fleet Street, Suite 140
Carlsbad, CA 92008

smaloni@poseidonwater.com

NOTICE OF COMPLETE APPLICATION FOR CALIFORNIA WATER CODE SECTION 13142.5(b) DETERMINATION FOR THE PROPOSED POSEIDON WATER HUNTINGTON BEACH DESALINATION PROJECT

Dear Mr. Maloni:

This letter is to inform you that your new application for a California Water Code Section 13142.5(b) (Section 13142.5(b)) Determination for the Proposed Poseidon Water Huntington Beach Desalination Project (Project) is complete.

On August 3, 2018, the Santa Ana Regional Water Quality Control Board (Regional Board) received a revised diffuser design (Appendix BBBB, dated July 31, 2018) for the Project. Regional Board staff reviewed the revised diffuser design and provided you with comments on August 17, 2018; the Regional Board received your response to the comments on September 24, 2018.

The revised diffuser design is a material change to Poseidon Water's application for a Section 13142.5(b) Determination for the Project. As we discussed, the initial application package as amended by the revised diffuser design constitutes a new application for a Section 13142.5(b) determination.

The Regional Board has reviewed the new submittal and your response to staff's comments, and deems Poseidon Water's application for a Section 13142.5(b) determination for the Project complete. We will proceed with our review of the new application unless you notify us of any disagreement with this procedure within seven business days. To be clear, Regional Board staff maintains its position that the Section 13142.5(b) determination is not necessarily subject to the Permit Streamlining Act.

If you would like to discuss this letter, please contact me at (951) 782-4493 or Lauma Willis at (951) 782-4920.

Sincerely,



Hope A. Smythe
Executive Officer
Santa Ana Regional Water Quality Control Board Commission

cc via email:

Jonathan Bishop, State Water Resources Control Board
Karen Larsen, State Water Resources Control Board
Phil Wyels, State Water Resources Control Board
Teresita Sablan, State Water Resources Control Board
Marleigh Wood, State Water Resources Control Board
Mark Smythe, Santa Ana Regional Water Quality Control Board
Lauma Willis, Santa Ana Regional Water Quality Control Board
Terri Reeder, Santa Ana Regional Water Quality Control Board
Julio Lara, Santa Ana Regional Water Quality Control Board
Claire Waggoner, State Water Resources Control Board
Daniel Ellis, State Water Resources Control Board
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Tom Luster, California Coastal Commission
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Kelly Huffman, Poseidon Water
Christopher Garrett, Latham & Watkins LLP
Sean Bothwell, California Coastkeeper Alliance
Joe Geever, Residents for Responsible Desalination
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