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JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

[via U.S. Mail and email]

Owini Toma
Chief Plant Operator
Fallbrook Public Utility District
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ownit@fpud.org

Stephen Jepsen
Executive Director
SCAP
605 Third Street
Encinitas, CA 92024
sjepsen@dudek.com

Dear Messrs. Toma and Jepsen:

PETITION OF FALLBROOK PUBLIC UTILITY DISTRICT AND SOUTHERN CALIFORNIA ALLIANCE OF POTWS (SCAP) FOR REVIEW OF WASTE DISCHARGE REQUIREMENTS FOR THE FALLBROOK PUBLIC UTILITY DISTRICT, FALLBROOK WATER RECLAMATION PLANT AND SANTA MARGARITA GROUNDWATER TREATMENT PLANT, ORDER NO. R9-2019-0169, NPDES NO. CA0108031, 2376 NORTHSIDE DRIVE, STE 100, SAN DIEGO, ISSUED BY SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD: ACKNOWLEDGMENT OF RECEIPT OF PETITION AND REQUEST FOR STAY
SWRCB/OCC FILE A-A-2688

This will acknowledge the State Water Resources Control Board's (State Water Board's) receipt of your petition. It is important that you review the relevant dates below carefully because they identify timelines for State Water Board review of your petition, but also affect your ability to seek judicial review of the regional water quality control board's action or inaction.

Please note that, unless one of the following events occurs, this petition will be dismissed pursuant to State Water Board regulations on the 91st day following receipt of the petition. This petition will be deemed dismissed on the 91st day **unless**:

- (1) the State Water Board has notified the petitioner, the regional water quality control board, and interested persons that they have 30 days to respond to the petition;

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

- (2) the State Water Board has received a written request from the petitioner to hold this petition in abeyance; or
- (3) the State Water Board has notified the petitioner prior to the 91st day that the petition is dismissed.

If none of these events occurs prior to 5:00 p.m. on the last business day before the 91st day, this petition will be automatically dismissed without further action by the State Water Board. Dismissal of a petition, whether by operation of law or by a letter issued by the State Water Board, is a final agency action for purposes of seeking judicial review of the regional water quality control board's action or inaction. (Cal. Code Regs., tit. 23, § 2050.5, subd. (e).)

If this petition challenges the assessment of administrative civil liability or penalties and you submit a written request to hold this petition in abeyance, the State Water Board must also receive written agreement from the regional water quality control board that this petition be held in abeyance prior to 5:00 p.m. on the last business day before the 91st day, or this petition will be automatically dismissed without further action by the State Water Board. (Cal. Code Regs., tit. 23, § 2050.5, subd. (d)(2).) Requests that petitions be held in abeyance must be sent to waterqualitypetitions@waterboards.ca.gov or to the mailing address below.

For a summary of information related to your petition, please see table below:

| | |
|---|--|
| SWRCB/OCC FILE NO. <i>(please use on all future correspondence)</i> | A-2688 |
| PETITION RECEIVED BY SWRCB | March 11, 2020 |
| 91st DAY AFTER RECEIPT OF PETITION | June 10, 2020 |
| PETITIONER(S) | Fallbrook Public Utility District & SCAP |
| DISCHARGER(S) <i>(if not the petitioner)</i> | Fallbrook Public Utility District |
| RWQCB | San Diego Regional Water Quality Board |
| RWQCB ACTION/INACTION BEING PETITIONED | Waste Discharge Requirements for the Fallbrook Public Utility District, Fallbrook Water Reclamation Plant and Santa Margarita Groundwater Treatment Plant, Order No. R9-2019-0169, NPDES No. CA0108031, 2376 Northside Drive, Ste 100, San Diego |
| STAY REQUESTED | Yes |
| NPDES NO. <i>(if applicable)</i> | CA0108031 |
| DATE OF ACTION OR INACTION | February 12, 2020 |

Owni Toma
Stephen Jensen

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If you did not receive an electronic copy of this correspondence and you would like to receive future correspondence from the State Water Board regarding this petition electronically, please send your email address to waterqualitypetitions@waterboards.ca.gov and include our **SWRCB/OCC File A-2688** in the subject line. Correspondence will also be sent in hard copy to those persons whose addresses appear on this letter. You will be notified of any further action on this petition by the State Water Board.

***IN ALL FUTURE CORRESPONDENCE, PLEASE REFER TO
SWRCB/OCC FILE A-2688***

Sincerely,

Original signed by

Philip G. Wyels
Assistant Chief Counsel

cc: See next page

Owni Toma
Stephen Jensen

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[via U.S. Mail and email]

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