

State of California
Regional Water Quality Control Board
San Diego Region

SUPPLEMENTAL
EXECUTIVE OFFICER SUMMARY REPORT
Wednesday, 21 June, 2006

ITEM: 3

SUBJECT: PUBLIC HEARING: Reissuance of the San Diego County Municipal Storm Water Permit (Tentative Order No. R9-2006-0011, Waste Discharge Requirements for Discharges of Urban Runoff from the Municipal Separate Storm Sewer Systems (MS4s) Draining the Watersheds of the County of San Diego, the Incorporated Cities of San Diego County, the San Diego Unified Port District, and the San Diego County Regional Airport Authority) (NPDES Permit No. CAS0108758) (*Phil Hammer*)

PURPOSE: Today's public hearing will provide the Regional Board with the opportunity to hear public testimony on Tentative Order No. R9-2006-0011. Consideration of adoption of the Tentative Order is tentatively scheduled for the August 16, 2006 Regional Board meeting. If it is determined that there is insufficient time to proceed with adoption of the Tentative Order at the August 16, 2006 Regional Board meeting, then the Regional Board meeting tentatively scheduled for September 13, 2006 would be the earliest date for the Regional Board to consider adoption of the Tentative Order.

PUBLIC NOTICE: The public hearing was originally scheduled for June 14, 2006. Interested parties were notified of this original public hearing date by email on March 13, 2006 and March 27, 2006, while the general public was notified in the San Diego Union Tribune on March 31, 2006.

Upon rescheduling of the public hearing for June 21, 2006, interested parties were re-notified by email of the new public hearing date on May 5, 2006, while the general public was re-notified in the San Diego Union

Tribune on May 11, 2006.

DISCUSSION:

The sole purpose of this Supplemental Executive Officer Report is to update the Supporting Documents list of the Executive Officer Summary Report. The Supporting Documents list below is simply an updated version of the same Supporting Documents list found in the Executive Officer Summary Report. Supporting Documents provided with this Supplemental Executive Officer Report are listed in bold below (Supporting Documents # 9-11). All other Supporting Documents listed were provided with the initial Executive Officer Summary Report.

KEY ISSUES:

1. The Tentative Order requires the Copermittees to develop a Hydromodification Management Plan (HMP), which will include criteria to control downstream erosion (hydromodification) caused by increases in urban runoff flow rates and durations resulting from new development.
2. The Tentative Order requires the Copermittees to track and inspect maintenance of treatment control best management practices implemented at new development projects at specified frequencies.
3. The Tentative Order requires the Copermittees to inspect and clean the MS4 and conduct street sweeping at specified frequencies.
4. The Tentative Order requires the Copermittees to annually conduct inspections of 40% of their inventoried industrial and commercial sites.
5. The Tentative Order includes specific requirements for implementation of watershed-based activities which directly reduce the discharge of pollutants.
6. The Tentative Order requires the Copermittees to assess the effectiveness of their programs in terms of impacts to water quality and modify their programs accordingly.

LEGAL CONCERNS:

None

**SUPPORTING
DOCUMENTS:**

1. Tentative Order No. R9-2006-0011. Renewal of Order No. 2001-01. Released for public review and comment on March 13, 2006.
2. Fact Sheet/Technical Report for Tentative Order No. R9-2006-0011. A comprehensive document providing background information and justification for each of the changes to Order No. 2001-01 included in the Tentative Order. In general, the document is organized according to the Tentative Order; discussions included in the document correspond with particular Tentative Order sections.
3. Summary of the Public Process for Reissuance of the San Diego County Municipal Storm Water Permit (Tentative Order No. R9-2006-0011). A document describing the public process undertaken in the development and reissuance of the Tentative Order. Key issues are also briefly discussed.
4. Summary of Modifications to the Directives of Order No. 2001-01 Found in Tentative Order No. R9-2006-0011. A document in table format summarizing the significant changes made to the directives of Order No. 2001-01, as found in Tentative Order No. R9-2006-0011.
5. Regional Board Letter to Copermittees Responding to Their Preliminary Comments. A May 15, 2006 letter to the Copermittees responding to their preliminary comments raised at the first public workshop on the Tentative Order. The discussions included in this letter served as the basis for further discussions at the second public workshop.
6. Preliminary Responses to Questions on Tentative Order No. R9-2006-0011 from the Building Association of San Diego County. A document providing preliminary responses to questions raised by BIA at the first public workshop on the Tentative Order. While the majority of BIA's questions have received preliminary responses, several preliminary responses are currently being developed. An updated document, with preliminary responses to all

BIA questions, will be provided with the Supplemental Executive Officer Summary Report.

7. Regional Copermittee Comments on Tentative Order No. R9-2006-0011: 4/25/2006 – Priority Issues for April 26, 2006 Workshop. A table created by the Copermittees identifying their initial main issues with the Tentative Order.

8. County of San Diego Proposed Permit Language. A November 1, 2005 County of San Diego submittal which includes language proposed for use in the Tentative Order.

9. **Written Comments from Copermittees.** All final written Copermittee comments received by 5:00 PM June 7, 2006.

10. **Written Comments from All Other Interested Parties.** All final written Interested Party comments received by 5:00 PM June 7, 2006.

11. **Updated Preliminary Responses to Questions on Tentative Order No. R9-2006-0011 from the Building Association of San Diego County.** This is an updated version of Supporting Document # 6. It includes additional preliminary responses that were not included in the original version of the document. All additional preliminary responses are highlighted so that they can be easily located in the document.

RECOMMENDATION(S): Receive public testimony and close public hearing.