



California Regional Water Quality Control Board

San Diego Region



Linda S. Adams
Secretary for
Environmental Protection

Over 50 Years Serving San Diego, Orange, and Riverside Counties
Recipient of the 2004 Environmental Award for Outstanding Achievement from USEPA

Arnold Schwarzenegger
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9174 Sky Park Court, Suite 100, San Diego, California 92123-4353
(858) 467-2952 • Fax (858) 571-6972
[http:// www.waterboards.ca.gov/sandiego](http://www.waterboards.ca.gov/sandiego)

February 25, 2010

Michael Busch, Vice President
California Operating Division
Arctic Glacier, Inc.
17011 South Central Avenue
Carson, CA 90746

CERTIFIED MAIL

7009 1410 0002 2347 3957

In reply refer to:

245791: JCofrancesco

Dear Mr. Busch:

SUBJECT: Tentative Order No. R9-2010-0028; An Order Rescinding Waste Discharge Requirements, Order No. R9-2005-0015, NPDES Permit No. CA0108391 and Time Schedule Order No. R9-2009-0047

Enclosed is a copy of Tentative Order No. R9-2010-0028. This Order, if adopted by the San Diego Regional Water Board, would rescind the NPDES permit for Mountain Water Ice Company (Facility) as contained in Order No. R9-2005-0015, NPDES No. CA0108391 and Time Schedule Order No. R9-2009-0047, *Requiring Mountain Water Ice Company, Oceanside California To Comply with Requirements Prescribed in Order No. R9-2005-0015 (NPDES Permit No. CA0108391)*. The Regional Water Board action to rescind Order No. R9-2005-0015 is based on 1) the March 9, 2010 expiration date for Order No. R9-2005-0015, 2) your decision not to submit a Report of Waste Discharge in application for reissuance of the NPDES permit, and 3) the Regional Water Board's understanding that wastewater discharges from the facility to the San Luis Rey River have been terminated.

The March 10, 2010 Board meeting will begin promptly at 9:00 a.m. and will be held at the following location:

Water Quality Control Board
Regional Board Meeting Room
9174 Sky Park Court
San Diego, California

Please review and comment on the tentative order at your earliest convenience. It is recommended that written comments be submitted as soon as possible to enable staff to amend the tentative order, if necessary, and allow changes to the tentative order to be fully reviewed by the Regional Water Board and interested parties.

The public comment period will remain open until the Regional Water Board takes action on March 10, 2010. However, to ensure that the Regional Water Board has the opportunity to fully study and consider written material, comments should be received

California Environmental Protection Agency

Michael Busch, Vice President
Mountain Water Ice Company

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February 25, 2010

by the Regional Water Board no later than 5:00 p.m. on Tuesday, March 2, 2010.

The heading portion of this letter includes a Regional Board code number noted after "In reply refer to:" In order to assist us in the processing of your correspondence, please include this code number in the heading or subject line portion of all correspondence and reports to the Regional Board pertaining to this matter.

If you have any questions or comments, please contact Joann Cofrancesco at (858) 637-5589 or via email at jcofrancesco@waterboards.ca.gov.

Respectfully,



David T. Barker
Supervising Engineer

DTB:bdk:jlc

Enclosure: Tentative Order No. R9-2009-0090.

cc by email (w/Enclosure):

- Philip Isorena, State Water Resources Control Board, Division of Water Quality, pisorena@waterboards.ca.gov
- Dave Smith, USEPA REGION 9, smith.davidw@epa.gov
- Nancy Yoshikawa, WTR-5, USEPA REGION 9, Yoshikawa.nancy@epa.gov