

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

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

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) is releasing, for public review and comment Tentative Order No. R9-2022-0164, Amendment No.1 to Order No. R9-2022-0030, *Waste Discharge Requirements for Torrey Highlands Office Project, San Diego County* (Tentative Order). The San Diego Water Board will consider adoption of the Tentative Order at its regularly scheduled meeting on **November 9, 2022**.

Order No. R9-2022-0030 was adopted by the San Diego Water Board on March 9, 2022 and serves as waste discharge requirements for the discharge of fill material attributable to the Torrey Highlands Office Project (Project). Order No. R9-2022-0030 authorizes unavoidable direct impacts by the Project to ephemeral tributaries of Deer Creek, wetland, and riparian waters and requires the Discharger to implement compensatory mitigation sufficient to offset the permanent impacts. Under the terms of the Order, the Discharger must provide assurance that replacement of the full range of lost aquatic resource(s) and/or functions through compensatory mitigation will be provided in perpetuity. The Project is located north of the intersection of Camino Del Sur and Carmel Mountain Road extension, within the City of San Diego, San Diego County, CA, south of State Route 56. The Project area lies within the Miramar Hydrologic Area (HA), (906.10).

The San Diego Water Board is considering adoption of the Tentative Order in response to a request submitted by The Preserve at Torrey Highlands LLC (Discharger) to correct a typographical error in section VI.C.2 of Order No. R9-2022-0030 in which the amount of mitigation credit to be purchased is incorrectly stated as 0.12 acres. The Tentative Order revises section VI.C.2 of Order No. 2022-0030 to correct the error and provide that the amount of mitigation credit to be purchased is 0.08 acres, consistent with Table 5 of Order No. 2022-0030.

**Document Availability**

The Tentative Order is available on the San Diego Water Board website at:

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

Interested persons may also receive copies of the Tentative Order, and related documents, including attachments, by contacting Mr. Alan Monji at (619) 521-3968 or e-mail at [Alan.Monji@waterboards.ca.gov](mailto:Alan.Monji@waterboards.ca.gov) or by visiting the San Diego Water Board's office at 2375 Northside Drive, Suite 100, San Diego, California 92108-2700, weekdays between 8:00 a.m. and 5:00 p.m.

**Submission of Written Comments**

Notice is hereby given that the San Diego Water Board will receive written comments on the Tentative in accordance with this notice pursuant to Water Code section 13167.5.

The submission of written comments is the opportunity for interested persons to raise and comment on issues pertaining to the Tentative Order. All written comments pertaining to the Tentative Order to be considered by the San Diego Water Board must be received no later than **5:00 p.m. on November 5, 2022**. Written comments must be sent to the San Diego Water Board office attention to Alan Monji or e-mailed to [sandiego@waterboards.ca.gov](mailto:sandiego@waterboards.ca.gov). Please indicate in the subject line of all written comments "Comment –Tentative Order No. R9-2022-0164" indicating the Amendment being addressed. The early submission of written comments on the Amendment is encouraged.

Consistent with State Water Resources Control Board regulations that apply to this proceeding, written comments received after **5:00 p.m. on November 5, 2022**, will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party.

### **Public Hearing for Consideration of Amendment Adoption**

A public hearing on this Amendment will be held during the San Diego Water Board meeting scheduled for **Wednesday, November 9, 2022**, at the **San Diego Regional Water Board Meeting Room, 2375 Northside Drive, San Diego California**. This item will be heard during a meeting that starts at 9:00 a.m. The meeting agenda, which will indicate any changes in the meeting location and may provide other specific information concerning this hearing, will be posted at least two weeks prior to the meeting date at [https://www.waterboards.ca.gov/sandiego/board\\_info/agendas/](https://www.waterboards.ca.gov/sandiego/board_info/agendas/).

The procedures governing San Diego Water Board meetings may be found in the California Code of Regulations (CCRs), title 23, section 647, et seq. and are available upon request.

Information related to these matters, including the amendment, is currently available and may be reviewed at the San Diego Water Board's office or on the San Diego Water Board's webpage at <https://www.waterboards.ca.gov/sandiego/>. The hearing facilities will be accessible to persons with disabilities. The meeting notice and agenda for this meeting will provide contact information for persons requesting special accommodations.

### **Contact for Further Information**

Please contact Alan Monji by phone at (619) 521-3968 or e-mail at [Alan.Monji@waterboards.ca.gov](mailto:Alan.Monji@waterboards.ca.gov) for information regarding the above proposed action. Please bring the foregoing to the attention of any person known to you who would be interested in these matters.

Notice issued on October 6, 2022