



State Water Resources Control Board

Division of Water Quality

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Arnold Schwarzenegger
Governor

Linda S. Adams
Secretary for
Environmental Protection

JAN 19 2010

Mr. David Hull, Chief Executive Officer
Humboldt Bay Harbor, Recreation, and Conservation District
P.O. Box 1030
Eureka, CA 95502-1030

Dear Mr. Hull:

CONDITIONALLY APPROVED APPLICATION PACKAGE FOR DISCHARGES INTO KING RANGE AREA OF SPECIAL BIOLOGICAL SIGNIFICANCE (ASBS)

Regarding your subject letter of October 8, 2008, our letter of May 18, 2009 was intended to inform you that your application for an Ocean Plan Exception has been accepted. Consistent with our previous letter of September 19, 2008, the State Water Board accepted your exception application specifically for storm water runoff and non-point source discharges incidental to the operation of the boat launch facility, road access, and public parking. As stated in our September 19, 2008 letter, the point source discharge into the ASBS from the Shelter Cove fish cleaning station was to be discontinued by December 31, 2009.

On October 8, 2008, with regard to the fish cleaning station, you requested a "more flexible approach" than a hard deadline of December 31, 2009. Our letter of May 18, 2009 did not address your request associated with the fish cleaning station discharge. However, we are now granting an extension to the notice to discontinue the un-permitted discharge into the ASBS from the fish cleaning station. We are now extending this date to April 1, 2010, in order that we may have time to work out a final remedy and establish a conclusive date for achieving such.

Should you have any questions, please feel free to contact me at (916) 341-5458 (dpolhemus@waterboards.ca.gov) or Dominic Gregorio, Senior Environmental Scientist, Ocean Unit, at (916) 341-5488 (dgregorio@waterboards.ca.gov).

Sincerely,

cc: Peter H. Weiner, Partner
Paul, Hastings, Janofsky & Walker LLP
55 Second Street, 24 Floor
San Francisco, CA 94105

California Environmental Protection Agency