



California Regional Water Quality Control Board

San Diego Region



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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)

June 23, 2009

In reply refer to:
704670: jhaas

Mr. Tom R. Rosales
General Manager
South Orange County Wastewater Authority
34156 Del Obispo Street
Dana Point, CA 92629

Dear Mr. Rosales:

Tentative ACL Order No. R9-2009-0048, SEP Reporting Requirements

The prosecution staff of the California Regional Water Quality Control Board, San Diego Region (Regional Board), has reviewed your June 17, 2009 request for a revision to Tentative Order No. R9-2009-0048. South Orange County Wastewater Authority (SOCWA) seeks to remove a tentative requirement for submitting status reports for the proposed supplemental environmental project (SEP). The Regional Board conducted a public hearing on Tentative Order No. R9-2009-0048 on May 13, 2009. On July 1, 2009, the Regional Board is scheduled to continue its deliberation on the matter and may approve, modify, or reject the Tentative Order.

The prosecution staff will recommend that the tentative SEP reporting requirements be revised to omit semi-annual reporting. However, the prosecution staff will recommend that annual SEP reports be required each July 1 and a final SEP report be required by March 2012. Annual progress reports will be used to track the SEP status and ensure the suspended liability is being used consistent with the intent of the Regional Board.

In the subject line of any response, please include the requested "**In reply refer to:**" information located in the heading of this letter. For questions pertaining to the subject matter, please contact Jeremy Haas at (858) 467-2735 or jhaas@waterboards.ca.gov.

Respectfully,

MICHAEL P. McCANN
Assistant Executive Officer

MPM:jh

California Environmental Protection Agency

cc via email:

Betty Burnett, District Counsel, South Coast Water District
Pat Chen, Miles Chen Law Group
Brennon Flahive, Environmental Compliance Administrator, SOCWA
Ken Schiff, Southern California Coastal Water Research Program
Mayumi Okamoto, State Water Resources Control Board, Office of Enforcement
Catherine Hagan, State Water Resources Control Board, Office of Chief Counsel

Order No.	Tent. R9-2009-0048
File No.	
GeoTracker No.	
NPDES No.	R9-2006-0054 (309059)
CIWQS Place ID	704670
WDID	
Reg. Measure No.	360847
Party ID	41388
Person ID	