

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

NOTICE OF OPPORTUNITY TO COMMENT

**SETTLEMENT AGREEMENT AND STIPULATION FOR ENTRY OF
ADMINISTRATIVE CIVIL LIABILITY ORDER NO. R9-2024-0060**

**IN THE MATTER OF
CITY OF OCEANSIDE, APRIL 2020 SANITARY SEWER
OVERFLOWS TO BUENA VISTA CREEK, BUENA VISTA LAGOON,
PILGRIM CREEK AND WINDMILL CREEK**

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) is considering the adoption of Settlement Agreement and Stipulation for Entry of Administrative Civil Liability Order No. R9-2024-0060 (Tentative Order) for alleged violations of water quality requirements as a result of two sanitary sewer overflows that occurred in April 2020. The San Diego Water Board is accepting written comments on the Tentative Order. The Tentative Order is currently scheduled for Board consideration on September 11, 2024.

The Tentative Order consists of a settlement agreement between the City of Oceanside (City) and the San Diego Water Board's Prosecution Team to address liability associated with the unauthorized discharge of approximately 988,333 gallons of raw sewage from the Buena Vista Lift Station (BVLS) to Buena Vista Creek and Buena Vista Lagoon (Violation 1) and 820,000 gallons of raw sewage from the San Luis Rey Water Reclamation Facility (SLRWRF) to Windmill Creek and Pilgrim Creek (Violation 2) during large storm events in April 2020.

The Tentative Order is intended to address allegations contained in Administrative Civil Liability Complaint R9-2023-0015 (Complaint), issued to the City on April 3, 2023. As described in the Tentative Order, to resolve these violations without formal administrative proceedings, the parties reached a settlement and agreed to the imposition of an administrative civil liability in the amount of \$1,537,737. This penalty was calculated in accordance with the State Water Resources Control Board's [Water Quality Enforcement Policy](#) and its penalty calculation methodology, which is described in the Complaint and Tentative Order.

Document Availability

A copy of the Tentative Order is available for download and review from the San Diego Water Board's website at:

https://www.waterboards.ca.gov/sandiego/board_decisions/tentative_orders/

Submission of Written Comments

The San Diego Water Board is accepting written comments on Tentative Order No. R9-2024-0060. Written comments are due by 5:00 pm on July 31, 2024. All written comments timely received will be provided to the San Diego Water Board. The San Diego Water Board may refuse to accept written comments received after the deadline.

Interested persons may submit written comments on the Tentative Order during the public comment period by email to the attention of Chiara Clemente at SanDiego@waterboards.ca.gov with "CClemente:PIN#631595" included in the subject line.

Notice of Board Consideration

This matter is tentatively scheduled for consideration by the San Diego Water Board at the following date, time, and location:

Wednesday, September 11, 2024 at 9:00 a.m.
San Diego Regional Water Quality Control
Board Meeting Room
2375 Northside Drive, Suite 108
San Diego, California 92108
And via Video and Teleconference

During the hearing the San Diego Water Board will accept public comment and consider whether to accept or reject the Tentative Order. Any changes to the hearing schedule or format will be noticed on the [Tentative Orders](#) webpage.

Contact Information

For questions or comments, please contact Chiara Clemente by email or phone:

Email: Chiara.Clemente@waterboards.ca.gov

Telephone: (619) 521-3371

U.S. Mail: California Regional Water Quality Control Board, San Diego Region, 2375 Northside Drive, Suite 100, San Diego, CA 92108-0002