

**Item Number 4**

**Supporting Document 1**

**Tentative Order No. R9-2021-0173**

**November 9 and 10, 2021**

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

**TENTATIVE ORDER NO. R9-2021-0173**

**AN ORDER RESCINDING ORDER NO. R9-2009-0072,  
WASTE DISCHARGE REQUIREMENTS FOR COUNTY OF SAN DIEGO  
SAN PASQUAL ACADEMY, SAN DIEGO COUNTY**

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board), finds that:

1. Order No. R9-2009-0072, *Waste Discharge Requirements for County of San Diego San Pasqual Academy, San Diego County* (Order No. R9-2009-0072), established requirements for the discharge of domestic wastewater from an onsite wastewater treatment system (OWTS). The San Pasqual Academy OWTS consists of bar screens, a lined aeration pond, and a one-acre percolation/spray irrigation area. The San Diego Water Board adopted Order No. R9-2009-0072 on December 16, 2009. The San Pasqual Academy OWTS is located at 17701 San Pasqual Valley Road in Escondido, California.

Addendum No. 1 to Order No. R9-2009-0072, *An Addendum Modifying Waste Discharge Requirements for the San Diego County Sanitation District, San Pasqual Academy Water Pollution Control Facility, San Diego County* (Addendum No. 1) modified Order No. R9-2009-0072 establishing an annual average flowrate and revising the discharge specification and monitoring frequency for total dissolved solids. The San Diego Water Board adopted Addendum No. 1 on February 10, 2016.

2. Order No. R9-2009-0072 and addenda must be replaced to ensure that the discharges are regulated consistent with current state policy and requirements. Discharges from small package treatment plants and OWTS such as these have certain common characteristics, such as similar constituents, concentrations of constituents, disposal techniques, and flow ranges, and they require the same or similar treatment standards. The State Water Resources Control Board issued Order WQ 2014-0153-DWQ, *General Waste Discharge Requirements for Small Domestic Wastewater Treatment Systems* (General Order), to regulate these types of discharges consistently throughout the state. Enrollment of the San Pasqual Academy OWTS in the General Order will provide a level of water quality protection equal to that provided in Order No. R9-2009-0072.
3. The discharge from the San Pasqual Academy OWTS is eligible for enrollment in the General Order based on information submitted in monitoring reports and obtained during a compliance inspection conducted by San Diego Water Board staff on March 23, 2015. As such, the discharge from the San Pasqual Academy

OWTS is more appropriately regulated under the General Order than individual Waste Discharge Requirements.

4. The San Diego Water Board will issue a Notice of Applicability (NOA) to the County of San Diego for enrollment in the General Order prior to the November 10, 2021 board meeting. The NOA's effective date of enrollment in the General Order coincides with the adoption date of this rescission Order.
5. Adoption of Order No. R9-2021-0173 is not subject to the California Environmental Quality Act (CEQA, Public Resources Code, section 21000 et seq.). Pursuant to California Code of Regulations, title 14, sections 15060(c)(2) and 15061(b)(3), the action to rescind Order No. R9-2009-0072 and addenda will not have potentially significant adverse effects on the environment because the discharges that were regulated by Order No. R9-2009-0072 are now regulated under the General Order. In addition, adoption of Order No. R9-2021-0173 is exempt from CEQA pursuant to categorical exemptions listed in title 14, section 15301 (ongoing or existing projects).

The State Water Resources Control Board considered the environmental impacts associated with the adoption of the General Order, and prepared an Initial Study in accordance with title 14, section 15063. Analysis in the Initial Study and early consultation with responsible and trustee agencies did not identify any significant impacts on the environment. Therefore, a Negative Declaration was prepared. The State Water Resources Control Board adopted the Negative Declaration on September 23, 2014, through Resolution No. 2014-0054, California Environmental Quality Act, Negative Declaration, General Waste Discharge Requirements for Small Domestic Wastewater Treatment Systems. The General Order will provide a level of water quality protection equal to that provided in Order No. R9-2009-0072.

6. The San Diego Water Board heard and considered all comments pertaining to the adoption of Order No. R9-2021-0173 in a public meeting on November 10, 2021.

**IT IS HEREBY ORDERED** that Order No. R9-2009-0072 is rescinded.

*I, David W. Gibson, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Diego Region, on November 10, 2021.*

**TENTATIVE**

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David W. Gibson, Executive Officer