



California Regional Water Quality Control Board Los Angeles Region



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Linda S. Adams
Acting Secretary for
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To: Dischargers and Responsible Jurisdictions Subject to the Malibu On-site Waste Disposal System (OWDS) Prohibition

From: Samuel Unger, P.E.
Executive Officer *Samuel Unger*

Date: January 28, 2011

Subject: NOTIFICATION OF EFFECTIVE DATE – BASIN PLAN AMENDMENT FOR MALIBU OWDS AT CIVIC CENTER AREA

The Los Angeles Regional Water Quality Control Board (Regional Board) hereby notifies all dischargers and responsible jurisdictions subject to the Malibu OWDS Prohibition in the Malibu Civic Center Area that the Basin Plan Amendment took effect on **December 23, 2010, when the Office of Administrative Law approved it.** The requirements of Malibu OWDS Prohibition are spelled out in the Regional Board Resolution No. R4-2007-007, and Attachment A, Amendment to the Water Quality Control Plan Los Angeles Region (Basin Plan Amendment). The Notice of Decision was filed with the Secretary of the California Resources Agency on January 18, 2011. The relevant documents are available at the Regional Board website at:

[http://www.waterboards.ca.gov/losangeles/water_issues/programs/basin_plan/Prohibition – On-Site Wastewater Disposal Systems in the Malibu Civic Center Area](http://www.waterboards.ca.gov/losangeles/water_issues/programs/basin_plan/Prohibition%20-%20On-Site%20Wastewater%20Disposal%20Systems%20in%20the%20Malibu%20Civic%20Center%20Area)

This Basin Plan Amendment prohibits all new discharges, except certain specific projects which have already progressed through the entitlement process, and are identified on table 4-zz of the Basin Plan Amendment. This Basin Plan Amendment requires that all commercial and residential dischargers within the basin plan amendment prohibition boundary cease discharges from OWDSs to land by November 5, 2015 and November 5, 2019, respectively.

Repairs: Owners of Onsite Wastewater Disposal Systems within the Prohibition boundaries should continue to maintain their OWDSs and make upgrades or repairs which do not increase the total flow to the system (after approval by the responsible agency). The Prohibition states that it is "not intended to prevent repairs and maintenance to existing septic/disposal systems, provided that repairs and maintenance do not expand the capacity of the systems and increase flows of wastewaters.

Permitting: Regardless of the location of the OWDS within the City of Malibu (City), a permit is required for operation. Commercial facilities require Waste Discharge Requirements (WDR) from the LARWQCB and residential facilities require permits from the City of Malibu. The State Water Resources Control Board requirements for OWDSs changed in 2000, when the State Legislature began to require the Regional Boards to individually permit each OWDS or prepare a local waiver. As a result, individual owners of OWDS in Malibu needed to obtain a permit to

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legally operate their disposal systems. The City and the LARWQCB sought to contact all dischargers between 2000 and 2004 about the new requirements. The City of Malibu was designated as a 'Qualified Local Agency' by the LARWQCB in 2004 and agreed to permit residences and commercial facilities discharging less than 2,000 gallons per day. Publically noticed meetings have been held by both agencies over the last decade to educate the public regarding these requirements.

All residential facilities in the City should have a permit from the City, receive regular inspections from the City, pump their septic tank annually, and refrain from disposing of drain cleaners, paints, medicine, or non-biodegradable fluids in their drains. Interested individuals should contact the following department for further information:

Environmental Health Division
City of Malibu
23815 Stuart Ranch Road
Malibu, CA 90265-4861
Attn: Mr. Craig George

Commercial facilities should already have a WDR with the LARWQCB. The LARWQCB will attempt to complete permits for dischargers within the Prohibition area. Dischargers, who do not have a permit, should complete an application using Form 200, Form 200 Appendix and fee schedule available on the LARWQCB website at

http://www.waterboards.ca.gov/losangeles/water_issues/programs/ground_water_permitting.shtml

Completed form and supporting documents should be sent to:

Groundwater Permitting Program
Los Angeles Regional Water Quality Control Board
310 West Fourth Street, Suite 200
Los Angeles, California 90012-2343
Attn: Dr. Rebecca Chou

Please contact Dr. Rebecca Chou at (213) 576-6618 or at rchou@waterboards.ca.gov with any questions. We look forward to working with you and all responsible jurisdictions toward successful implementation of the Malibu OWDS Prohibition.