



November 9, 2016

Ryan Mallory-Jones
State Water Resources Control Board
Office of Chief Counsel
1001 I Street, 22nd Floor
Sacramento, CA 95812-0100
Ryan.Mallory-Jones@waterboards.ca.gov

Via Electronic Mail

Re: *SWRCB/OCC File No. A-2456(a) —Request for Abeyance of Petition of San Diego Coastkeeper and Coastal Environmental Rights Foundation for Review of Action by the California Regional Water Quality Control Board, San Diego Region, in Adopting the National Pollutant Discharge Elimination System (NPDES) Permit and Waste Discharge Requirements for Discharges from the Municipal Separate Storm Sewer Systems (MS4s) Draining the Watersheds Within the San Diego Region; Order No. R9-2013-001, as Amended by Order Nos. R9-2015-0001 and R9-2015-0100; NPDES No. CAS0109266*

Dear Mr. Mallory-Jones:

On behalf of San Diego Coastkeeper and Coastal Environmental Rights Foundation (collectively, “Petitioners”), we are writing with regard to our petition filed December 17, 2015 on the San Diego Regional Water Quality Control Board’s approval of the San Diego Regional MS4 Permit (Petition SWRCB/OCC File No. A-2456).

On March 15, 2016, the State Water Resources Control Board (“State Water Board”) issued a Notice that Petitioner’s petition was complete and the State Water Board would begin review of the petition. State Water Board Regulations generally require final disposition within 270 days of the date a petition is deemed complete (December 9, 2016 in this case).¹

On November 4, 2016, the State Water Board issued a Notice that the Board anticipates its review of the petition will not be completed until after the 270-day period has passed. As a result, the State Water Board Notice is proposing to adopt an order to review the matter on its own motion under 23 Cal. Code Regs. Section 2050.5(c).

Petitioners hereby request that the SWRCB place *SWRCB/OCC File No. A-2456(a)* into abeyance, pursuant to 23 Cal. Code Regs. Section 2050.5(d), effective as of the date of this letter. Petitioners’ request is for an indefinite period, but Petitioners reserve the right to remove *SWRCB/OCC File No. A-2456(a)* from abeyance at their discretion.

¹ 23 Cal. Code Regs. Section 2050.5(e)

Please do not hesitate to contact us with any questions, and thank you for your attention to this matter.

Sincerely,



Matt O'Malley
Attorney for San Diego Coastkeeper



Marco Gonzalez
Livia Borak
Attorneys for Coastal Environmental
Rights Foundation

CC:
See Attached Pages for Distribution List

Adrianna Crowl **[via email only]**
State Water Resources Control Board
Adrianna.Crowl@waterboards.ca.gov

A-2456(b)
Jennifer M. Cervantez **[via email only]**
City Manager
City of Rancho Santa Margarita
22112 El Paseo
Rancho Santa Margarita, CA 92688
jcervantez@cityofrsm.org

E. Maximous, P.E. **[via email only]**
City Engineer
City of Rancho Santa Margarita
22112 El Paseo
Rancho Santa Margarita, CA 92688
emaximous@cityofrsm.org

Gregory E. Simonian **[via email only]**
Woodruff, Spradlin & Smart
555 Anton Boulevard, Suite 1200
Costa Mesa, CA 92626-7670
gsimonian@wss-law.com

James H. Eggart **[via email only]**
Woodruff, Spradlin & Smart
555 Anton Boulevard, Suite 1200
Costa Mesa, CA 92626-7670
jeggart@wss-law.com

A-2456(c)
Bruce E. Channing **[via email only]**
City Manager
City of Laguna Hills
24035 El Toro Road
Laguna Hills, CA 92653
bchanning@ci.laguna-hills.ca.us

Kenneth H. Rosenfield **[via email only]**
Director of Public Services
City of Laguna Hills
24035 El Toro Road
Laguna Hills, CA 92653
krosenfield@ci.laguna-hills.ca.us

Gregory E. Simonian **[via email only]**
Woodruff, Spradlin & Smart
555 Anton Boulevard, Suite 1200
Costa Mesa, CA 92626-7670
gsimonian@wss-law.com

James H. Eggart **[via email only]**
Woodruff, Spradlin & Smart
555 Anton Boulevard, Suite 1200
Costa Mesa, CA 92626-7670
jeggart@wss-law.com

A-2456(d)
Amanda Carr **[via email only]**
Deputy Director
Attn: Chris Crompton
OC Public Works
County of Orange
2301 N. Glassell Street
Orange, CA 92865
Amanda.Carr@ocpw.ocgov.com
Chris.crompton@ocpw.ocgov.com

Shane Silsby, Director **[via email only]**
OC Public Works
County of Orange/Orange County Flood
Control District
PO Box 4048
Santa Ana, CA 92702-4048
Shane.silsby@ocpw.ocgov.com

Julia Woo **[via email only]**
Deputy County Counsel
333 W. Santa Ana Blvd., Suite 407
Post Office Box 1379
Santa Ana, CA 92702-1379
Julia.woo@coco.ocgov.com

A-2456(e)
City of Dana Point **[via email only]**
Attn: Brad Fowler
Director of Public Works & Engineering
33282 Golden Lantern
Dana Point, CA 92629
bfowler@danapoint.org

Jeremy Jungreis **[via email only]**
Patrick Munoz
Travis Van Ligten
611 Anton Blvd, 14th Floor
Costa Mesa, CA 92626
jjungreis@rutan.com
pmunoz@rutan.com
tvanligten@rutan.com

A-2456(f)
City of Laguna Beach **[via email only]**
David Shissler, Director of Water Quality
505 Forest Avenue
Laguna Beach, CA 92651
dshissler@lagunabeachcity.net

Jeremy N. Jungreis **[via email only]**
Philip D. Kohn
Travis Van Ligten
611 Anton Blvd, 14th Floor
Costa Mesa, CA 92626
jjungreis@rutan.com
pkohn@rutan.com
tvanligten@rutan.com

A-2456(g)
William P. Curley, III **[via email only]**
Lozano Smith LLP
515 S. Figueroa Street, Suite 750
Los Angeles, CA 90071
wcurley@lozanosmith.com

A-2456(h)
Rod Foster **[via email only]**
City Manager
30111 Crown Valley Parkway
Laguna Niguel, CA 92677
rfoster@cityoflagunaniguel.org

Nancy Palmer **[via email only]**
Environmental Programs Manager
City Landscape Architect
30111 Crown Valley Parkway
Laguna Niguel, CA 92677
npalmer@cityoflagunaniguel.org

Terry E. Dixon **[via email only]**
City Attorney
30111 Crown Valley Parkway
Laguna Niguel, CA 92677
tdixon@cityoflagunaniguel.org

A-2456(i)
Stuart E. McKibbin, P.E. **[via email only]**
David H. Garcia, P.E.
Riverside County Flood Control &
Water Conservation District
1995 Market Street
Riverside, CA 92501
smckibbi@rcflood.org
dhgarcia@rcflood.org

Aldo Licitra **[via email only]**
Associate Engineer/NPDES
City of Temecula
41000 Main Street
Temecula, CA 92590
Aldo.licitra@cityoftemecula.org

Matt Bennett **[via email only]**
Deputy City Engineer
City of Wildomar
23873 Clinton Keith Rd, Ste 201
Wildomar, CA 92595
mbennett@cityofwildomar.org

Steve Horn **[via email only]**
County of Riverside
408 Lemon Street, 4th Floor
Riverside, CA 92501
shorn@rceo.org

James Ozouf **[via email only]**
Associate Civil Engineer
City of Murrieta
1 Town Square
24601 Jefferson Avenue
Murrieta, CA 92562
jozouf@murrieta.org

Aaron C. Gettis, Esq. **[via email only]**
Deputy County Counsel
County of Riverside
3960 Orange Street, Suite 500
Riverside, CA 92501
agettis@co.riverside.ca.us

David W. Burhenn, Esq. **[via email only]**
Burhenn & Gest LLP
624 S. Grand Avenue, Suite 2200
Los Angeles, CA 90017
dburhenn@burhenngest.com

A-2456(j)
James Makshanoff **[via email only]**
City Manager
City of San Clemente
100 Avenida Presidio
San Clemente, CA 92672
CityManager@San-Clemente.org

Cameron William **[via email only]**
Director of Public Works
City of San Clemente
910 Calle Negocio
San Clemente, CA 92673
CameronW@San-Clemente.org

Shawn Hagerty **[via email only]**
J.G. Andre Monette
Rebecca Andrews
Ryan Baron
655 West Broadway, 15th Floor
San Diego, CA 92101
Shawn.Hagerty@bbklaw.com
Andre.Monette@bbklaw.com
Rebecca.Andrews@bbklaw.com
Ryan.Baron@bbklaw.com

A-2456(k)
Ben Siegel **[via email only]**
Interim City Manager
City of San Juan Capistrano
32400 Paseo Adelanto
San Juan Capistrano, CA 92675
BSiegel@sanjuancapistrano.org

Hossein Ajideh, PhD., P.E. **[via email only]**
Senior Civil Engineer
City of San Juan Capistrano
32400 Paseo Adelanto
San Juan Capistrano, CA 92675
HAjideh@sanjuancapistrano.org

Shawn Hagerty **[via email only]**
J.G. Andre Monette
Rebecca Andrews
Ryan Baron
655 West Broadway, 15th Floor
San Diego, CA 92101
Shawn.Hagerty@bbklaw.com
Andre.Monette@bbklaw.com
Rebecca.Andrews@bbklaw.com
Ryan.Baron@bbklaw.com

A-2456(l)
David Doyle **[via email only]**
City Manager
City of Aliso Viejo
12 Journey, Suite 100
Aliso Viejo, CA 92656-5335
DDoyle@cityofalisoviejo.com

Shaun Pelletier [**via email only**]
Director of Public Works
City of Aliso Viejo
12 Journey, Suite 100
Aliso Viejo, CA 92656-5335
SPelletier@cityofalisoviejo.com

Shawn Hagerty [**via email only**]
J.G. Andre Monette
Rebecca Andrews
Ryan Baron
655 West Broadway, 15th Floor
San Diego, CA 92101
Shawn.Hagerty@bbklaw.com
Andre.Monette@bbklaw.com
Rebecca.Andrews@bbklaw.com
Ryan.Baron@bbklaw.com

Laurie Walsh [**via email only**]
Senior WRC Engineer
San Diego Regional Water Quality
Control Board
2375 Northside Drive #100
San Diego, CA 92108
Laurie.Walsh@waterboards.ca.gov

David W. Gibson [**via email only**]
Executive Officer
San Diego Regional Water Quality
Control Board
2375 Northside Drive, Suite 100
San Diego, CA 92108
David.Gibson@waterboards.ca.gov

James Smith [**via email only**]
Assistant Executive Officer
San Diego Regional Water Quality
Control Board
2375 Northside Drive, Suite 100
San Diego, CA 92108
James.Smith@waterboards.ca.gov

Lori T. Okun, Esq. [**via email only**]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Lori.Okun@waterboards.ca.gov

Catherine George Hagan, Esq. [**via email only**]
Office of Chief Counsel, State Water Board
c/o San Diego Region, Regional Water Quality
Control Board
2375 Northside Drive, Suite 100
San Diego, CA 92108
Catherine.Hagan@waterboards.ca.gov

Adriana Nunez, Esq. [**via email only**]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Adriana.Nunez@waterboards.ca.gov

Ryan Mallory-Jones, Esq. [**via email only**]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Ryan.Mallory-Jones@waterboards.ca.gov

Philip G. Wyels, Esq. [**via email only**]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Philip.Wyels@waterboards.ca.gov

Mr. David W. Smith, Chief [**via email only**]
Permits Office
U.S. EPA, Region 9
75 Hawthorne Street
San Francisco, CA 94105
smith.davidw@epa.gov

Mr. Ken Greenberg, Chief [**via email only**]
Clean Water Act Compliance (NPDES)
U.S. EPA, Region 9
75 Hawthorne Street
San Francisco, CA 94105
greenberg.ken@epa.gov

Richard Gilb **[via email only]**
San Diego Co. Reg. Airport Authority
Environmental Affairs Department
P.O. Box 82776
San Diego, CA 92138-2776
rgilb@san.org

Helen Davies**[via email only]**
City of Escondido
201 North Broadway
Escondido, CA 92025
hdavies@ci.escondido.ca.us

Joe Kuhn**[via email only]**
City of La Mesa
8130 Allison Avenue
La Mesa, CA 91941
jkuhn@ci.la-mesa.ca.us

Mo Lahsaie**[via email only]**
City of Oceanside
300 North Coast Highway
Oceanside, CA 92054
mlahsaie@ci.oceanside.ca.us

Cecilia Padres-Tipton**[via email only]**
City of Santee
10601 Magnolia Avenue
Santee, CA 92071-1266
ctipton@cityofsanteeca.gov

Joann Weber**[via email only]**
County of San Diego
5510 Overland Ave., Suite 410
San Diego, CA 92123
Joann.weber@sdcounty.ca.gov

Dan Goldberg**[via email only]**
City of Solana Beach
635 South Highway 101
Solana Beach, CA 92075
dgoldberg@cosb.org

Jamie Campos**[via email only]**
City of El Cajon
200 East Main Street
El Cajon, CA 92020-3912
jcampos@ci.el-cajon.ca.us

Elaine Lukey/James Wood**[via email only]**
City of Carlsbad
1635 Faraday Avenue
Carlsbad, CA 92008
eluke@ci.carlsbad.ca.us
James.wood@carlsbadca.gov

Mikhail Ogawa **[via email only]**
City of Del Mar
1050 Camino Del Mar
Del Mar, CA 92014
mikhail@mogawaeng.com

Erik Steenblock**[via email only]**
City of Encinitas
505 South Vulcan Ave
Encinitas, CA 92024-3633
esteenblock@ci.encinitas.ca.us

Malik Tamimi**[via email only]**
City of Lemon Grove
3232 Main Street
Lemon Grove, CA 91945
mtamimi@lemongrove.ca.gov

Steven Strapac**[via email only]**
City of Poway
13325V Civic Center Drive
Poway, CA 92064
SStrapac@poway.org

Karen Holman**[via email only]**
San Diego Unified Port District
P.O. Box 120488
San Diego, CA 92112
kholman@portofsandiego.org

Boushra Salem**[via email only]**
City of Chula Vista
1800 Maxwell Road
Chula Vista, CA 91911
bsalem@chulavistaca.gov

Chris Helmer**[via email only]**
City of Imperial Beach
825 Imperial Beach Blvd.
Imperial Beach, CA 91932
chelmer@imperialbeachca.gov

Barbra Tipton[**via email only**]
City of National City
1243 National City Blvd
National City, CA 91950-4397
btipton@nationalcityca.gov

Reed Thornberry[**via email only**]
City of San Marcos
1 Civic Center Drive
San Marcos, CA 92069
rthornberry@san-marcos.net

Moy Yahya [**via email only**]
City of Aliso Viejo
12 Journey, Suite 100
Aliso Viejo, CA 92656-5335
myahya@cityofalisoviejo.com

Devin Slaven [**via email only**]
City of Lake Forest
25550 Commercentre Drive, Suite100
Lake, Forest, CA 92630
dslaven@lakeforestca.gov

Keith Van Der Maaten[**via email only**]
City of San Juan Capistrano
32400 Paseo Adelanto
San Juan Capistrano, CA 92675
Kvandermaaten@sanjuancapistrano.org

Nancy Palmer[**via email only**]
City of Laguna Niguel
30111 Crown Valley Parkway
Laguna Niguel, CA 92677
npalmer@cityoflagunaniguel.org

Rae Beimer[**via email only**]
City of Rancho Santa Margarita
22112 El Paseo,
Rancho Santa Margarita, CA 92688
RBeimer@cityofrsm.org

Aldo Licitra [**via email only**]
City of Temecula
41000 Main Street
Temecula, California 92590
aldo.licitra@cityoftemecula.org

Drew Kleis[**via email only**]
City of San Diego
9370 Chesapeake Drive, Ste. 100, M.S. 1900
San Diego, CA 92123
akleis@sanidiego.gov

Cheryl Filar[**via email only**]
City of Vista
200 Civic Center Dr.
Vista, CA 92084
cfilar@cityofvista.com

Humza Javed[**via email only**]
City of Laguna Hills
24035 El Toro Rd.
Laguna Hills, CA 92653
hjaved@ci.laguna-hills.ca.us

Greg Yi[**via email only**]
Orange County Flood Control
300 N. Flower Street, Suite 716
Santa Ana, CA 92703
greg.yi@rdmd.ocgov.com

Lisa Zawaski[**via email only**]
City of Dana Point
33282 Golden Lantern
Dana Point, California 92629
lzawaski@danapoint.org

Joe Ames [**via email only**]
City of Mission Viejo
200 Civic Center
Mission Viejo, CA 92691
james@cityofmissionviejo.org

Bill Woolsey/ Bob Moehling [**via email only**]
City of Murrieta
One Town Square
Murrieta, CA 92562
wwoolsey@murrieta.org
bmoehling@murrieta.org

Steven Horn[**via email only**]
County of Riverside
4080 Lemon Street, 4th, Floor
Riverside, CA 92501
shorn@rceo.org

Matt Bennett[**via email only**]
City of Wildomar
23873 Clinton Keith Rd., Suite 201
Wildomar, CA 92595
mbennett@cityofwildomar.org

Christopher Macon [**via email only**]
City of Laguna Woods
24264 El Toro Rd.
Laguna Woods, CA 92637
cmacon@lagunawoodscity.org

Mary Vondrak[**via email only**]
City of San Clemente
910 Calle Negocio, Suite 100
San Clemente, CA 92673
vondrakM@san-clemente.org

Tracy Ingebrigtsen[**via email only**]
City of Laguna Beach
505 Forest Avenue
Laguna Beach, California 92651
tingebrigtsen@lagunabeachcity.net

Chris Crompton[**via email only**]
County of Orange
2301 N. Glassell Street
Orange, CA 92865
chris.crompton@ocpw.ocgov.com

Scott Bruckner[**via email only**]
Riverside County Flood Control
1995 Market Street
Riverside, CA 92501
sebruckner@rcflood.org