

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION
TENTATIVE
ORDER NO. R9-2006-0007**

**AN ORDER RESCINDING ORDER NOS. 88-67, 94-32, 94-33, 94-62, 94-71, 94-130
AND 96-60.**

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

1. On June 6, 1988 this Regional Board adopted Order No. 88-67, *Waste Discharge Requirements for Pre-Mixed Concrete Company, Carlsbad Plant*. Order No. 88-67 established requirements for the operation of a concrete batching plant located at 3701 Haymar Drive, Carlsbad, in San Diego County. On November 1, 1998, Hanson Aggregates acquired and became principal operator of Pre-Mix Concrete Company, Carlsbad Plant, and assuming responsibility for compliance with Order No. 88-67.
2. By letter dated April 5, 2005, Mr. Peter G. Zager, Environmental Manager of Hanson Aggregates West Region notified the Regional Board that as of April 1, 2005 Hanson has moved its Carlsbad Plant concrete operations to its new North Oceanside facility and requested rescission of Order No. 88-67.
3. On May 12, 1994, this Regional Board adopted Order No. 94-71, *Waste Discharge Requirements for Florence Kirkpatrick, Alpine Springs R. V. Resort, San Diego County*. Order No. 94-71 established requirements for operation and maintenance of all onsite subsurface wastewater treatment facilities at Alpine Springs R.V. Resort located at 5635 Willows Road, Alpine, in San Diego County.
4. By letter dated November 16, 2005, Ms. Sue Richards of Alpine Springs RV Park notified the Regional Board that since December 2003, Alpine Springs RV Park stopped using its onsite subsurface wastewater disposal system, and all wastewater generated from Alpine Spring RV Park is discharged to the Viejas Sewage Treatment Plant for treatment and disposal. Ms. Richard's November 16, 2005 letter requested rescission of Order No. 94-71.
5. On December 8, 1994, this Regional Board adopted Order No. 94-130, *Waste Discharge Requirements for John and Joanne DeRaadt Dairy, San Diego County*. Order No. 94-130 established requirements for the operation of a dairy located at 2822 Harmony Grove Road, Escondido, in San Diego County.
6. By letter dated January 3, 2006, Mrs. Joanne DeRaadt notified the Regional Board that the DeRaadt Dairy in San Diego County closed on December 23, 2003, and moved to Stanislaus County. The January 3, 2006 letter requested rescission of Order No. 94-130.

7. On April 14, 1994, this Regional Board adopted Order No. 94-32, *Waste Discharge Requirements for H.G. Fenton Material/Pre-Mixed Concrete Company, Mission Valley Plant, San Diego County*. Order No. 94-32 established requirements for the operation of a sand and gravel processing and concrete batching facility located at 9300 Friars Road, San Diego, CA. On November 1, 1998, Hanson Aggregates acquired and became principal operator of H.G. Fenton Material/Pre-Mixed Concrete Company, Mission Valley Plant, and assumed responsibility for compliance with Order No. 94-32.
8. By letter dated July 5, 2005, Mr. Peter G. Zagar, Environmental Manager, Hanson Aggregates West Region, notified the Regional Board that as of June 6, 2005 Hanson closed its Mission Valley Ready Mix Concrete operation.
9. On April 14, 1994, this Regional Board adopted Order No. 94-33, *Waste Discharge Requirements for H.G. Fenton Material Company, Pala Plant, San Diego County*. Order No. 94-33 established requirements for the operation of a sand and gravel mining and processing plant located at 10331 Highway 76, Pala, in San Diego County. On November 1, 1998, Hanson Aggregates acquired and became principal operator of H.G. Fenton Material Company, Pala Plant, and assumed responsibility for compliance with Order No. 94-33.
10. By letter dated October 4, 2005, Mr. Peter G. Zagar, Environmental Manager, Hanson Aggregates West Region, notified the Regional Board that as of September 15, 2005, Hanson closed its Pala sand and gravel processing plant.
11. On May 12, 1994, this Regional Board adopted Order No. 94-62, *Waste Discharge Requirements for Calmat Company Pala Plant, San Diego County*. Order No. 94-62 established requirements for the discharge of sand and gravel wash water and concrete mixer trucks wash water from the plant located 6.5 miles east of I-15 along Highway 76, Pala, in San Diego County. In January 1999, Vulcan Materials Company purchased Calmat Company and became principal operator of Calmat Company, Pala Plant, and responsible for compliance with Order No. 94-62.
12. By Letter dated January 27, 2006, Mr. Tony Varisco, Principal Environmental Specialist, Vulcan Materials Western Division, notified the Regional Board that the discharges from the Vulcan Materials Pala Production Plant terminated in late 2004 and facilities were dismantled and removed in 2005, and requested rescission of Order No. 94-62.
13. On October 10, 1996, this Regional Board adopted Order No. 96-60, *Waste Discharge Requirements for the San Diego Unified Port District, National City Marina, San Diego County*. Order No. 96-60 established requirements for dredging and disposal of up to 638,000 cubic yards (cy) of sediment during the construction of the National City Marina in San Diego Bay.
14. By letter dated November 3, 2005, Ms. Allison Gutierrez of the San Diego Unified Port District notified the Regional Board that the dredging project was completed in January 21, 2005, and requested rescission of Order No. 96-60.

15. It is appropriate to rescind these Waste Discharge Requirements because the facilities are closed, operations that could impact waters of the state have terminated, and all discharges have ceased.
16. The Regional Board has notified all known interested parties of its intent to rescind Order Nos. 88-67, 94-32, 94-33, 94-62, 94-71, 94-130 and 96-60.
17. The Regional Board, in a public hearing, heard and considered all comments pertaining to the rescission of Order Nos. 88-67, 94-32, 94-62, 94-33, 94-71, 94-130 and 96-60.
18. These facilities are existing facilities and as such are exempt from the provisions of the California Environmental Quality Act, in accordance with Title 14, California Code of Regulations, Article 19, Section 15301.

IT IS HEREBY ORDERED that Order Nos. 88-67, 94-32, 94-62, 94-33, 94-71, 94-130 and 96-60 are rescinded.

I, John H. Robertus, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an addendum adopted by the California Regional Water Quality Board, San Diego Region, on April 12, 2006.

 TENTATIVE
JOHN H. ROBERTUS
Executive Officer