

State of California  
Regional Water Quality Control Board  
San Diego Region

EXECUTIVE OFFICER SUMMARY REPORT  
February 14, 2007

ITEM: 10

SUBJECT: **STATUS REPORT:** Reissuance of the San Diego Regional Water Quality Control Board's Waiver Policy (Wayne Chiu).

PURPOSE: To provide the San Diego Regional Water Quality Control Board (San Diego Water Board) a status report and information on the process and requirements for waiving regulation of specific types of discharge.

PUBLIC NOTICE: The Agenda notice for the February 14, 2007 San Diego Water Board meeting serves as public notice for this item.

DISCUSSION: The Basin Plan currently includes waivers of waste discharge requirements and/or filing of reports of waste discharge ("waivers") for specific types of waste discharge. A waiver for a specific type of waste discharge includes conditions which must be met in order to prevent pollution and be eligible for regulation by the waiver.

There are 26 conditional waivers that were adopted and issued by the San Diego Water Board in September 2002, and became effective January 2003. The existing waivers are valid for a period of five years. The existing waivers must be renewed or allowed to expire by December 31, 2007.

For each type of waste discharge regulated by a waiver that is allowed to expire, the San Diego Water Board must determine whether to adopt general or individual waste discharge requirements for that type of waste discharge. For each type of waste discharge regulated by a waiver that is renewed, the conditions of the waiver must be reviewed for effectiveness and revised, as needed.

In addition, new types of waste discharge may be identified for a waiver of waste discharge requirements and/or filing of reports of waste discharge if the San Diego Water Board

determines that waiving regulation is consistent with the Basin Plan and not against the public interest.

The San Diego Water Board is in the process of reviewing the existing waivers and waiver conditions. Additionally, the San Diego Water Board is considering new waivers of waste discharge requirements and/or filing reports of waste discharge for several types of waste discharge.

A draft technical report reviewing the existing and new waivers and discussing the proposed waivers is planned for release in late May or early June 2007 for formal public review. After the formal public review and comment period, the revised proposed waivers will be brought before the San Diego Water Board during the September 12, 2007 meeting for adoption.

**SUPPORTING  
DOCUMENTS:**

1. Copy of the existing Waiver of Waste Discharge Requirements, adopted September 11, 2002, effective January 1, 2003.

**RECOMMENDATION(S):** This is an informal item only. No action is recommended.