



Linda S. Adams
Secretary for
Environmental Protection

California Regional Water Quality Control Board San Diego Region

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Supporting Document No. 2
Item No. 8
June 9, 2010

May 27, 2010

Mr. Sandor Halvax
Director of Environmental Services
BAE Systems San Diego Ship Repair
PO Box 13308
San Diego, CA 92170

In reply refer to:
257991:KSchwall
WDID No.: 9 000000137

Dear Mr. Halvax:

**SUBJECT: CONSIDERATION OF ADOPTION OF TENTATIVE ORDER NO.
R9-2010-0092, AN ORDER MODIFYING ORDER NO. R9-2009-0080
NPDES NO. CA0109151, BAE SYSTEMS SAN DIEGO SHIP REPAIR INC.
DISCHARGE TO SAN DIEGO BAY**

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) intends to consider adoption of the subject tentative order at a San Diego Water Board meeting on June 9, 2010. If adopted, the tentative Order would remove discharge requirements for the drydock Dilligence/AFDL from BAE's NPDES Permit Order No. R9-2009-0080. Consequently, no shipbuilding/repair work, and thus no waste discharges resulting from these activities, would be authorized at the drydock unless NPDES permit coverage was obtained by another responsible party prior to discharge. It is our understanding that the drydock has been sold to Knight and Carver. Adoption of the subject tentative Order would not allow Knight and Carver to begin using the drydock for ship repair/construction work. Knight and Carver's NPDES permit will need to be modified to add a new discharge point for the drydock, and adding a new discharge point does not qualify as a minor modification so additional public notice procedures must be followed. Based on the current NPDES permit workload, the earliest estimate for bringing this action before the San Diego Water Board would be in the August – September time frame.

The subject tentative Order will be presented to the San Diego Water Board on Wednesday, **June 9, 2010**. The meeting will begin promptly at 9:00 AM and will be held at the following location:

California Regional Water Quality Control Board, San Diego Region
San Diego Water Board Meeting Room
9174 Sky Park Court, Suite 100
San Diego, California

California Environmental Protection Agency

BAE Systems Tentative Order

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May 27, 2010

The tentative order is available for download from the San Diego Water Board's website listed below. Alternatively, contact us to request a paper copy.

www.waterboards.ca.gov/sandiego

You can find the subject order under "Board Decisions", "Tentative Orders".

Please review and comment on the tentative Order at your earliest convenience. It is recommended that written comments be submitted as soon as possible to enable staff to amend the tentative Order, if necessary, and allow changes to the tentative Order to be fully reviewed by the San Diego Water Board and interested parties. To ensure that the San Diego Water Board has the opportunity to fully study and consider written material, comments should be received in the San Diego Water Board's office no later than noon on Wednesday, June 2, 2010. The final deadline for submittal of written comments, however, is at the hearing on June 9, 2010.

The heading portion of this letter includes a San Diego Water Board code number noted after "In reply refer to:" In order to assist us in the processing of your correspondence please include this code number in the heading or subject line portion of all correspondence and reports to the San Diego Water Board pertaining to this matter.

If you have any questions regarding the above, please contact Ms. Kristin Schwall at (858) 467-2345, or via email at kschwall@waterboards.ca.gov.

Respectfully,



DAVID T. BARKER
Supervising Engineer

DTB:bdk:kks

cc by e-mail: Michael O'Leary, Knight and Carver, moleary@knightandcarver.com
Jamie Marincola, USEPA, Marincola.Jamespaul@epamail.epa.gov
David Smith, USEPA, Smith.DavidW@epamail.epa.gov

Order No.	R9-2009-0080 & R9-2010-0092
NPDES No.	CA0109151
CIWQS Place ID	257991
WDID	9 000000137
Reg. Measure No.	370013