

**REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION**

**EXECUTIVE OFFICER SUMMARY REPORT
June 12, 2019**

ITEM NO. 6

SUBJECT

Consideration of Tentative Order No. R9-2019-0079, *An Order Rescinding Order No. 94-109, Waste Discharge Requirements for San Diego County, Lower Otay Lake County Park, San Diego County* (Brandon Bushnell).

STAFF RECOMMENDATION

Adoption of Tentative Order No. R9-2019-0079 is recommended.

KEY ISSUES

Tentative Order No. R9-2019-0079 (**Supporting Document 1**), if adopted, rescinds Order No. 94-109, *Waste Discharge Requirements for San Diego County, Lower Otay Lake County Park, San Diego County*. Upon adoption of Tentative Order No. R9-2019-0079, the onsite wastewater treatment system (OWTS) at the Lower Otay Lake County Park will be regulated under the County of San Diego Local Agency Management Program for Onsite Wastewater Treatment Systems (LAMP).¹

PRACTICAL VISION

Tentative Order No. R9-2019-0079 is consistent with the Strategizing for Healthy Waters chapter of the Practical Vision.² Working as partners with county government helps the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) focus staff resources on larger projects and facilities within the region that pose a greater threat to water quality.

DISCUSSION

The Lower Otay Lake County Park is located at 2270 Wueste Road, Chula Vista, California (**Supporting Document No. 2**). The San Diego Water Board conducted an inspection of the Lower Otay Lake County Park Station on January 7, 2019. San Diego Water Board staff confirmed the facility's OWTS treats less than 10,000 gallons a day, which meets the requirements for site to be regulated under the San Diego County LAMP (**Supporting Document No. 3**). While the reporting requirements of the LAMP are less stringent than Order No. 94-109, they are more appropriate for the Lower Otay Lakes County Park OWTS because of the facility's low threat and complexity. Additionally, the OWTS is located down gradient of Otay Lake and does not pose a threat to the water quality of the lake.

¹ County of San Diego LAMP:

<https://www.sandiegocounty.gov/content/dam/sdc/deh/lwqd/RWQCB%20Approved%20LAMP%20Final%202-24-15.pdf>

² Practical Vision: https://www.waterboards.ca.gov/sandiego/water_issues/programs/practical_vision/docs/PV-WQCC_Version.pdf

SIGNIFICANT CHANGES

The significant differences between Order No. 94-109 and the LAMP are:

1. Lower Otay Lake County Park will no longer be required to submit monitoring reports to the San Diego Water Board. Additionally, monitoring reports are not required under the County of San Diego LAMP, however, pumping records must be provided to the County of San Diego upon request.
2. Lower Otay Lake County Park will be required to submit proposed upgrades to the OWTS to the County of San Diego for review and approval.

COMPLIANCE RECORD

Lower Otay Lake County Park has failed to submit multiple monitoring reports. The San Diego Water Board issued four Staff Enforcement Letters and a Notice of Violation in response to these violations. During the January 2019 inspection, San Diego Water Board staff determined that the site is currently in compliance with Order No. 94-109.

PUBLIC NOTICE

Notification of this action was sent to known interested parties by mail on April 16, 2019 (**Supporting Document No. 4 and 5**). Tentative Order No. R9-2019-0079 was posted on the San Diego Water Board website on April 16, 2019. No comments were received regarding the Tentative Order. These actions satisfy the public notification requirements of Water Code, division 7, section 13167.5 for a 30-day notice and public comment period.

SUPPORTING DOCUMENTS

1. Tentative Order No. R9-2019-0079
2. Location Maps
3. San Diego County LAMP Confirmation Notification
4. Transmittal of Tentative Order No. R9-2019-0079
5. Notice of Public Hearing and Comment Period