STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION

Wednesday, December 9, 2026 – 9:00 a.m.
San Diego Regional Water Quality Control Board
Board Meeting Room
2375 Northside Drive, Room 108
San Diego, California 92108
And via Video and Teleconference
(Gov. Code, § 11123.2)

Video and Teleconference Option: *This meeting will occur with both a physical meeting location and an option to participate from a remote location. Members of the public who wish to observe or to address the San Diego Water Board may do so at the noticed, physical location or may use the Zoom application to address the San Diego Water Board from a remote location.* ***Those who intend to address the Board are strongly encouraged to register prior to the date of the Board meeting.*** *A majority of the board members will be physically present at the noticed meeting location above.*

- *Those who only wish to watch the meeting and will not comment or present on an item can view the meeting webcast at the San Diego Water Board's YouTube Live Stream Link or https://video.calepa.ca.gov/.*
- *Members of the public who wish to comment or give a presentation on an agenda item must register to participate here: Webinar Registration – Zoom.*
- *Additional information about participating telephonically or via the remote meeting solution is available here: https://www.waterboards.ca.gov/sandiego/board_info/remote_meeting/.*

MEETING NOTICE AND AGENDA

BOARD MEETING

Public comments on agenda items will be limited to three minutes each. Depending on the number of speakers and the time available, the Board Chair retains discretion to limit the time to less than three minutes or to grant additional time for each person to speak. Where speakers can be grouped by affiliation or interest, such groups may consider consolidating their time to a spokesperson.

DECLARATION OF A QUORUM

Betty H. Olson, Ph.D., Acting Chair; Celeste Cantú, Board Member; Yen Tu, Board Member; Emily Wier, Board Member.

PUBLIC FORUM

Any member of the public may address and ask questions of the Board relating to any matter within the San Diego Water Board's jurisdiction, provided the matter is not on the agenda or pending before the San Diego Water Board.

BOARD BUSINESS

1. The Board will consider approval of the following Board Meeting Minutes: November 10, 2026.
2. Chair's, Board Members', State Board Liaison's, and Executive Officer's Reports.
3. Executive Officer's Update on Transboundary Flows from Mexico.

CONSENT CALENDAR

**Items on the consent calendar may be removed at the request of any Board member or person. If an item is removed from the consent items calendar, it will only be voted on at this meeting if the Board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons.*

4. Consideration of Tentative Order No. R9-2026-0107, *An Order Terminating Order No. 98-84, Waste Discharge Requirements for Kamp Anza LLC, Kamp Anza RV Resort, Riverside County* (Tentative Order No. R9-2026-0107). *(Adrian Hinkle)*

ACTION ITEMS

5. Consideration of Tentative Order No. R9-2026-0007, NPDES No. CA0109223, *Waste Discharge Requirements for the Channelside Water Resources LP Claude "Bud" Lewis Carlsbad Desalination Plant Discharge to the Pacific Ocean* (Tentative Order No. R9-2026-0007). *(Cailynn Smith)*

6. Resolution Honoring the Service of Gary Strawn (Tentative Resolution No. R9-2026-0125). *(David Gibson)*

INFORMATIONAL ITEMS

Written comments on informational items will be accepted by email at rb9agenda@waterboards.ca.gov, so long as they are received by December 2, 2026. Please include the Agenda Item Number and title in the subject line.

7. Update on the Basin Plan Amendment for a Biological Water Quality Objective for Freshwater Streams. (*Chad Loflen*)
8. Non-Point Source Program Overview. *(Kaylee Popovich)*
9. Introduction to San Diego Water Board Border Water Quality Protection Unit and Update from the U.S. Section of the International Boundary and Water Commission (USIBWC). *(Melissa Corona)*
10. Saturn Boulevard Culvert Improvement Project Update. *(Ariel Cutter)*
11. An overview of Order No. R9-2024-0001, Conditional Waivers of Waste Discharge Requirements for Low Threat Discharges in the San Diego Region (Conditional Waivers). *(Adrian Hinkle and Martin Pham)*

REGULATORY UPDATE

12. Findings from the City of Oceanside's Feasibility Study to Evaluate Long-Term Improvement Alternatives to Eliminate or Minimize the Risk of Future Flooding from Buena Vista Creek to the Buena Vista Lift Station as Stipulated in Settlement Agreement and Stipulation for Entry of Administrative Civil Liability Order No. R9-2024-0060. *(Christina Arias)*

CLOSED SESSIONS
Closed Sessions are not open to the Public

13. Discussion of Ongoing Litigation [Authorized under Government Code §11126, subd. (e)]. The San Diego Water Board may meet in closed session to discuss ongoing litigation for the following cases:

Civil Actions (Judicial and Administrative, other than Petitions for Review filed with the State Water Board)

a. *Test Claim on California Regional Water Quality Control Board, San Diego Region, Order No. R9-2013-0001 (Regional MS4 Permit) filed with Commission on State Mandates by County of San Diego. (San Diego Region Water Permit – County of San Diego, Test Claim No. 14-TC-03 (filed June 2015). (Alex Sauerwein, Eric Gillman)*

b. *Test Claim on California Regional Water Quality Control Board, San Diego Region, Order No. R9-2013-0001 as amended by Order No. R9-2015-0001 and Order No. R9-2015-0100 (Regional MS4 Permit) filed with the Commission on State Mandates by Orange County Copermittees, Test Claim No. 15-TC-02 (filed June 2016). (Alex Sauerwein, Eric Gillman)*

c. *Test Claim on California Regional Water Quality Control Board, San Diego Region, Order No. R9-2015-0100, Provisions A.4, B.2, B.3.a, B.3.b, B.4, B.6, D.1.c(6), D.2.a(2), D.3, D.4, E.3.c(2), E.3.c(3), E.3.d, E.5.a, E.5.c(1)(a), E.5.c(2)(a), E.5.c(3), E.5.e, E.6, F.1.a, F.2.a, F.2.b, F.2.c, F.3.b(3), and F.3.c*. 16-TC-05, County of Riverside, Riverside County Flood Control and Water Conservation District, and the Cities of Murrieta, Temecula, and Wildomar, Co-Claimants, filed with Commission on State Mandates, (June 2017). *(Alex Sauerwein, Eric Gillman)*

d. *Test Claim on California Regional Water Quality Control Board, San Diego Region, Order No. R9-2017-0077, Sections A.1, A.3, and A.5, 17-TC-05*, City of San Juan Capistrano and County of San Diego, Claimants, filed with the Commission on State Mandates, (June 2017). *(Alex Sauerwein, Eric Gillman)*

e. *Baldwin & Sons, Inc.; Sunranch Capital Partners, LLC; Sunrise Pacific Construction, Inc.; SRC-PH Investments, LLC; Baldwin & Sons, LLC; Shawn M. Baldwin; Randall G. Bone; and Jose Capati v. California Regional Water Quality Control Board San Diego Region*, Verified Petition for Writ of Mandate, Orange County Superior Court, Case No. 30-2022-01291447-CU-WM-CJC, filed November 4, 2022. (*Alex Sauerwein*)

f. *Quality Investors 1 2016 LLC and David G. Epstein v. California State Water Resources Control Board; Regional Water Quality Control Board, San Diego Region,* Verified Petition for Writ of Mandate, Superior Court of the State of California, County of San Diego, Case No. 37-2024-00001837-CU-WM-CTL, filed January 16, 2024. (*Alex Sauerwein*)

g. Olivia Yutang Liu v. State Water Resources Control Board and San Diego Regional Water Quality Control Board, Verified Petition for Writ of Administrative Mandamus, Superior Court of the State of California, County of Sacramento, Case No. 25WM000081, filed May 12, 2025. *(Alex Sauerwein)*

h. Guhn Y. Kim and Yun Soon Kim as Administrators of the Kim Family Trust of 2017 v. San Diego Regional Water Quality Control Board, Verified Petition for Writ of Administrative Mandamus or Mandate, Superior Court of the State of California, County of San Diego, Case No. 25CU028677C, filed June 2, 2025. *(Alex Sauerwein)*

14. Consideration of Initiation of Litigation or Discussion of Significant Exposure to Litigation. The San Diego Water Board may meet in closed session to initiate or consider initiating litigation concerning matters within its jurisdiction or to discuss significant exposure to litigation [Authorized under Government Code §11126(e)].

15. Deliberation on a Decision to be Reached Based on Evidence Introduced in a Hearing. The San Diego Water Board may meet in closed session to consider evidence received in an adjudicative hearing and to deliberate on a decision to be reached based upon that evidence [Authorized under Government Code §11126(c)(3)].

16. Personnel. The San Diego Water Board may meet in closed session to consider the appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee unless the employee requests a public hearing [Authorized under Government Code §11126(a)].

DIRECTIONS TO MEETING

From Downtown: Green Line light rail towards Santee to Fenton Parkway Station. Walk to 2375 Northside Drive (about 9 minutes). Head northwest on Fenton Parkway to Northside Drive. Right on Northside Drive.

I-15 north – take the Friars Road West exit (toward Qualcomm Stadium) – follow signs to stay on Friars Road. Turn left onto Northside Drive. Turn left at first signal (Fenton Marketplace Drwy). Our building is located at the end of the court – veer to the left into the parking structure.

From the North: Pacific Surfliner Train 572 towards San Diego Santa Fe Depot. Walk to San Diego Old Town Transit Center (about 1 minute). Green Line light rail towards Santee to Fenton Parkway Station. Walk to 2375 Northside Drive (about 9 minutes). Head northwest on Fenton Parkway to Northside Drive. Right on Northside Drive.

I-15 south – take the Friars Road West exit – follow signs to stay on Friars Road. Turn left onto Northside Drive. Turn left at first

signal (Fenton Marketplace Drwy). Our building is located at the end of the court – veer to the left into the parking structure.

IMPORTANT INFORMATION

Agenda and items will be available electronically at: https://www.waterboards.ca.gov/sandiego/board_info/agendas/.

Video broadcast of meetings will be available at YouTube Livestream Link, or at https://video.calepa.ca.gov

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION
Summary of Board Actions and Proceedings
At the November 10, 2026, Board Meeting

ITEM TYPE	ITEM NO. AND DESCRIPTION	REGIONAL BOARD ACTION(S)
MINUTES	**ITEM 1 –** Minutes of the October 14, 2026, Board Meeting	
CONSENT ITEM	**ITEM 4 –** Rescission of Waste Discharge Requirements for DS Waters of America, LP, Lakeside Bottling Plant (Tentative Order No. R9-2026-0101). Written comments for this item were due on September 24, 2026. *(Martin Pham)*	
NON-CONSENT ITEMS	**ITEM 3(a) –** Tijuana River Trash Boom Update from Rural Community Assistance Corporation (RCAC) and Alter Terra. *(Melissa Corona)*	Informational Item; no action taken.
	ITEM 5 – A Resolution Endorsing the Proposed 2027 Board Meeting Schedule (Tentative Resolution No. R9-2026-0113). *(David Gibson)*	
	ITEM 6 – State of the Ocean Report from South Orange County Wastewater Authority, San Juan Creek Ocean Outfall, and Aliso Creek Ocean Outfall. *(Joann Lim)*	Informational item; no action taken.
	ITEM 7 – Land Disposal Program Overview. (*Josh Hufferd*)	Informational item; no action taken.

NOTES

A. GENERAL STATEMENT. The primary duty of the San Diego Water Board is to protect the quality of the waters within the region for all beneficial uses. This duty is implemented by formulation and adoption of water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic and industrial waste discharges. Responsibilities and procedures of the Regional Water Quality Control Board come from the State's Porter-Cologne Water Quality Act and the Nation's Clean Water Act.

The purpose of the meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer.

All interested persons may speak at the San Diego Water Board meeting and are expected to orally summarize their written submittals. Testimony should be presented in writing prior to the meeting and only a summary of pertinent points presented orally. Oral testimony (i.e., direct testimony or comment) will be limited in time by the Board Chair (typically 3 minutes for interested persons and no more than 10 minutes for designated parties). A timer may be used, and speakers are expected to honor the time limits.

B. PROCEDURE FOR CONSENT (UNCONTESTED) CALENDAR (see Cal. Code of Regs., tit. 23, § 647.2) Consent or uncontested agenda items are items for which there appears to be no controversy, and which can be acted upon by the San Diego Water Board with no discussion. Such items have been properly noticed and all interested parties consent to the staff recommendation. The San Diego Water Board Chair will recognize late revisions submitted by staff and will then call for a motion and vote on all of the consent calendar items by the San Diego Water Board.

If any San Diego Water Board member or member of the public raises a question or issue regarding an item that requires San Diego Water Board discussion, the item may be removed from the consent calendar and considered separately in an order determined by the Chair. Anyone wishing to contest a consent item on the agenda is expected to appear at the San Diego Water Board meeting telephonically or via the remote meeting solution and explain to the San Diego Water Board the reason that it is contested.

C. PROCEDURE FOR INFORMATION ITEMS (see Cal. Code of Regs., tit. 23, § 649 et seq.). Information items are items presented to the San Diego Water Board for discussion only and for which no San Diego Water Board action or vote is normally taken. The San Diego Water Board usually will hear a presentation by staff but may hear presentations by others. Comments by interested persons shall also be allowed. Members of the public wishing to address the San Diego Water Board on the topic under discussion should notify the clerk beforehand and indicate their request to speak to the San Diego Water Board. Comments from the public should be for clarification or to add to the San Diego Water Board’s understanding of the item; such comment should

not be testimonial in nature or argumentative, as speakers are not under oath and the proceeding is not adversarial. Time limits may be imposed on interested persons.

D. PROCEDURES FOR NON-CONSENT (CONTESTED) AGENDA ITEMS. Non-consent or contested agenda items are items to which the parties involved have not consented and the staff recommendation is in dispute. The procedure that applies to such items depends on the nature of the matter. Matters before the San Diego Water Board may be quasi-legislative or quasi-judicial (adjudicative proceedings). Such items may require a public hearing, and all interested persons will be provided an opportunity to make comments.

Contested Adjudicative Matters

Contested agenda items that are adjudicative, not quasi-legislative, are governed by the rules for adjudicative proceedings. State Water Resources Control Board (State Water Board) regulations setting forth the procedures for adjudicative proceedings before the State and Regional Water Boards are codified in Division 3 of Title 23 of the California Code of Regulations. Adjudicative proceedings before the State and Regional Water Boards are governed by State Water Board regulations as authorized by Chapter 4.5 of the Administrative Procedures Act (commencing with Gov. Code, § 11400). State Water Board regulations further provide that, with certain exceptions, adjudicative proceedings will be conducted in accordance with Evidence Code sections 800 through 805 and Government Code section 11513. Other provisions of Chapter 5 of the Government Code do not apply to adjudicative proceedings before the State and Regional Water Boards. For more information about laws and regulations relevant to adjudicative proceedings, please visit https://www.waterboards.ca.gov/laws_regulations/.

Quasi-legislative Matters

Quasi-legislative matters include rulemaking and some informational proceedings. These matters may include hearings for the adoption or amendment of regulations, water quality control plans, and hearings to gather information to assist the State and Regional Water Boards in formulating policy for future action. They are not adjudicative proceedings and are subject to different procedures. (See Cal. Code of Regs., tit. 23, § 649 et seq.)

E. CONTRIBUTIONS TO SAN DIEGO WATER BOARD MEMBERS SEEKING ELECTED OFFICE (see also Gov. Code §84308). All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit before the San Diego Water Board shall disclose on the record of the proceeding any contributions of $250 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his or her agent, within the last 12 months to any San Diego Water Board member who holds an elected office or is seeking elected office. All permit applications and all person who actively support or oppose adoption of a set of waste discharge requirements or an NPDES permit pending before the San Diego Water Board

are prohibited from making a contribution of $250 or more to any San Diego Water Board member who holds an elected office or is seeking elected office for three months following a San Diego Water Board decision on the permit application.PROCEDURAL INFORMATION. The San Diego Water Board may meet in closed session to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation (Gov. Code, § 11126, subd. (e)); deliberate on a decision to be reached based upon evidence introduced in an adjudicatory hearing (Gov. Code, § 11126, subd. (c)(3)); or to consider the appointment, employment or dismissal of a public employee to hear complaints or charges brought against a public employee (Gov. Code, § 11126, subd. (a)).

The San Diego Water Board may break for lunch at approximately noon at the discretion of the Chair. During the lunch break San Diego Water Board members may have lunch together. Other than properly noticed closed session items, San Diego Water Board business will not be discussed.

Agenda items are subject to postponement. A listing of postponed items will be posted in the meeting room. You may contact the designated staff contact person in advance of the meeting day for information on the status of any agenda item.

Speaker Cards: All persons desiring to address the San Diego Water Board are encouraged to fill out a speaker card. Speaker cards are normally provided near the entrance to the meeting room. San Diego Water Board staff can assist you in locating the speaker cards.

Please fill out a separate card for each item you plan to speak on. All relevant sections, including the oath, must be completed. Please use the appropriate color card, as indicated below:

- Blue: Public Comments (for items requiring no San Diego Water Board action—Public Forum, status reports, etc.).
- Green: Public Testimony, in support of the tentative action.
- Pink: Public Testimony, opposed to the tentative action.

F. AVAILABILITY OF EXECUTIVE OFFICER'S REPORT AND AGENDA MATERIAL. Visit our website at https://www.waterboards.ca.gov/sandiego/publications_forms/publications/eoreports.html to view the Executive Officer's Report, which will be available two days prior to the San Diego Water Board meeting. A copy can also be obtained by contacting Ms. Chris Blank at (619) 521-3382 or Christina.Blank@waterboards.ca.gov .

The Board meeting agenda and copies of most agenda items to be considered by the San Diego Water Board are posted on the San Diego Water Board's website at https://www.waterboards.ca.gov/sandiego/board_info/agendas/.

Details concerning other agenda items are available for public reference. The appropriate staff contact person, indicated within the specific agenda item, can

answer questions and provide additional information. For additional information about the Board, please see the San Diego Water Board's website at Board Members | San Diego Regional Water Quality Control Board (ca.gov)

G. PETITION OF SAN DIEGO WATER BOARD ACTION. In accordance with Water Code section 13320 and section 2050 et seq. of title 23 of the California Code of Regulations, any person affected adversely by most decisions of the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) may petition the State Water Board to review the decision. The petition must be received by the State Board within 30 days of the San Diego Water Board's meeting at which the adverse action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request.

H. HEARING RECORD. Material presented to the Board as part of testimony (e.g. photographs, slides, charts, diagrams, etc.) that is to be made part of the record must be provided to the Board. Photographs or slides of large exhibits are acceptable.

All Board files, exhibits, and agenda material pertaining to items on this agenda are hereby made a part of the record.

I. LANGUAGE SERVICES. This meeting will be offered in English. To request translation of a written document, interpretation services for the meeting, or sign language services please use one of the following options at least ten (10) business days before the meeting, if possible:

- Submit an online request: bit.ly/LanguageAccessForm
- Call (916) 341-5254
- Email languageservices@waterboards.ca.gov

Contact us to request information in your language.

Contáctenos para solicitar información en su idioma.

Liên hệ chúng tôi để yêu cầu thông tin bằng ngôn ngữ của quý vị.

귀하의 언어로 작성된 정보를 요청하려면 저희에게 문의하십시오.

ਆਪਣ ਭਾ ਵਿਚ ਜਾਣਕਾਰ ਪਾਪਤ ਕਰਨ ਲਈ ਸਡ ਨਲ ਸਾਬਕ ਕਰ।.

Makipag-ugnayan sa amin para humiling ng impormasyon sa iyong wika.

请联系我们，以您的语言获取相关信息

J. ACCESSIBILITY. Individuals who have special accommodation needs, please contact Ms. Chris Blank at (619) 521-3382 or Christina.Blank@waterboards.ca.gov at least 5 business days prior to the meeting. TTY/TDD/Speech-to-Speech users may dial 7-1-1 for the California Relay Service.