

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

ORDER NO. R9-2008-0065

**AN ORDER RESCINDING ORDER NOS. R9-2005-0226, R9-2005-0007,
93-126, AND R9-2003-0050**

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

1. On October 12, 2005, the Regional Board adopted Order No. R9-2005-0226, *Waste Discharge Requirements for Port of San Diego, Dredging Project at the Tenth Ave Marine Terminal Berth 10-3 to 10-6, San Diego County*. Order No. R9-2005-0226 established requirements for the dredging of approximately 30,000 cubic yards from the 10th Avenue Marine Terminal in San Diego Bay and the disposing of the dredged material off shore at Environmental Protection Agency's (EPA's) LA-5 Ocean Disposal Site.
2. By letter dated November 21, 2007, Allison Gutierrez, Associate Environmental Specialist of the Port of San Diego, notified the Regional Board that dredging was completed on July 15, 2006 and requested rescission of Order No. R9-2005-0226.
3. On February 9, 2005, the Regional Board adopted Order No. R9-2005-0007, National Pollutant Discharge Elimination System (NPDES) No. CA0107450, *Waste Discharge Requirements for Culligan Water Conditioning of La Jolla, Inc., San Diego County*. Order No. R9-2005-0007 established requirements for the discharge of 3,000 gallons per day of brine waste water to the Pacific Ocean via a storm drain.
4. By letter dated August 1, 2007, Grant Boroff, President of Culligan Water Conditioning of La Jolla, Inc. requested rescission of the Waste Discharge Requirements (WDRs) and NPDES due to cessation of the brine discharge on August 31, 2006. On May 13, 2008, the Regional Board inspected the facility and confirmed that the discharge has been terminated.
5. On December 20, 1993, the Regional Board adopted Order No. 93-126, *Waste Discharge Requirements for Hiram Walker and Sons, Inc., Callaway Vineyard and Winery, Riverside County*. Order No. 93-126 established requirements for the discharge of up to 0.013 million gallons per day (MGD) of winery wastewater into evaporation ponds.
6. By letter dated January 14, 2008, Peter Chang of Callaway Vineyard and Winery, notified the Regional Board that the facility has ceased discharge to the evaporation ponds. On July 17, 2007, the facility began routing

winery wastewater to the Eastern Municipal Water District's sanitary sewer system. On May 21, 2008, the Regional Board inspected the facility and confirmed Callaway's connection to the sanitary sewer and discharges to the evaporation ponds have been terminated. The evaporation ponds have been backfilled with clean soil and are now closed.

7. On March 12, 2003, the Regional Board adopted Order No. R9-2003-0050, NPDES No. CA0109029, *Waste Discharge Requirements for Groundwater Extraction Waste Discharges to San Diego Bay From the San Diego Convention Center, San Diego County*. Order No. R9-2003-0050 established requirements for the discharge of up to 1.0 MGD of extracted groundwater into San Diego Bay.
8. By letter dated April 28, 2008, Mario Sierra, Director of General Services of the City of San Diego, notified the Regional Board that the discharge to San Diego Bay had been terminated and requested rescission of Order No. R9-2003-0050. On the March 26, 2008, the discharge was redirected to the City of San Diego sanitary sewer system. On June 3, 2008, the Regional Board inspected the facility and confirmed that the discharge to the Bay has been terminated.
9. The Regional Board has notified all known interested parties of its intent to rescind Order Nos. R9-2005-0226, R9-2005-0007, 93-126, and R9-2003-0050.
10. The Regional Board, in a public hearing, heard and considered all comments pertaining to the rescission of Order Nos. R9-2005-0226, R9-2005-0007, 93-126, and R9-2003-0050.
11. The California Environmental Quality Act does not apply to the adoption of this order because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. (Cal. Code Regs., tit. 14, sec. 15061(b)(3).).
12. The rescission of these WDRs does not preclude enforcement of violations that occurred prior to adoption of Order No. R9-2008-0065.

IT IS HEREBY ORDERED that Order Nos. R9-2005-0226, R9-2005-0007, 93-126, and R9-2003-0050 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 June 11, 2008.


JOHN H. ROBERTUS
Executive Officer