

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

**TENTATIVE
ORDER NO. R9-2014-0034**

**CALIFORNIA WATER CODE SECTION 13300 TIME SCHEDULE ORDER
REQUIRING
CITY OF SAN DIEGO
TO COMPLY WITH REGIONAL WATER BOARD ORDER NOS.
R9-2007-0001 AND 2001-01**

Section I: Introduction

This Order is issued to the City of San Diego (City) and is based on California Water Code (Water Code) section 13300, which authorizes the Regional Water Quality Control Board, San Diego Region (San Diego Water Board) to issue a Time Schedule Order.

Section II: Findings

The San Diego Water Board finds that:

1. The City owns and operates a municipal separate storm sewer system (MS4) comprised of roads, streets, gutters and approximately 50 miles of natural and concrete/earthen channels, detention basins, and storm drain outfalls that cover approximately 342.4 square-miles of metropolitan area through which it discharges urban runoff into waters of the United States/State within the San Diego Region and ultimately the Pacific Ocean.
2. On January 24, 2007, the San Diego Water Board adopted Order No. R9-2007-0001, *NPDES No. CAS0108758, Waste Discharge Requirements for Discharges of Urban Runoff From the Municipal Separate Storm Sewer Systems Draining the Watersheds of the County of San Diego, the Incorporated Cities of San Diego County, the San Diego Unified Port District, and the San Diego County Regional Airport Authority*. This Order renewed National Pollutant Discharge Elimination System (NPDES) Permit No. CAS0108758, which was first issued on July 16, 1990 (Order No. 90-42), and then renewed on February 21, 2001 (Order No. 2001-01). The City is a named Copermittee to Order No. R9-2007-0001, and was a named Copermittee of Order No. 2001-01 (collectively MS4 Permits).

3. The MS4 Permits issued by the San Diego Water Board specify the requirements necessary for the City to reduce the discharge of pollutants in urban runoff to the maximum extent practicable (MEP).¹ MEP is a dynamic performance standard which evolves over time. As urban runoff management knowledge increases, the City's urban runoff management programs must continually be assessed and modified to incorporate improved programs, control measures, best management practices (BMPs), etc. in order to achieve the evolving MEP standard. The MS4 Permits require the development and implementation of a Standard Urban Stormwater Mitigation Plan (SUSMP) to reduce the negative impacts of storm water runoff to receiving waters. The City's SUSMP identifies a number of site design BMP, source control BMP, and permanent post-construction treatment control BMP (TCBMP) requirements which apply to public and private new development and significant redevelopment projects.
4. On October 1, 2010, the San Diego Water Board issued Notice of Violation (NOV) No. R9-2010-0135 and Water Code Section 13267 Request for Technical Report (RTR) for 1) failure to implement the MS4 Permits' SUSMP requirements, 2) failure to enforce the MEP standard, and 3) failure to verify correct installation of TCBMPs.
5. The NOV addressed violations for projects subject to the requirements of both Order No. 2001-01 (February 21, 2001 to January 24, 2007) and Order No. R9-2007-0001 (January 24, 2007 to present). The violations alleged in the NOV subject the City to potential civil liability assessment of \$10,000 per day of violation pursuant to Water Code section 13385. The San Diego Water Board reserved its authority to pursue additional enforcement action.
6. On November 30, 2010, the City provided a response to the RTR. The report identified a total of 163 private and public development sites that had either missing (137 sites) or ineffective (26 sites) storm water TCBMPs, in violation of Order Nos. 2001-01 and R9-2007-0001; many of these sites had multiple missing or ineffective BMPs. The report concluded that these violations were the result of a number of deficiencies within the City's SUSMP program.
7. In December 2012, the San Diego Water Board prosecution staff met with City staff to inform them that formal enforcement was pending for the violations. Subsequent discussions with the City resulted in settlement negotiations aimed at bringing the City's SUSMP program and both private and public projects into compliance with the MS4 Permits' requirements.

¹Maximum extent practicable (MEP) is a technology-based standard established in section 402(p)(3)(B)(iii) of the Clean Water Act that operators of MS4s must meet.

8. Results of the City's investigation into missing and ineffective TCBMPs found a total of 306 private projects and 13 public projects in violation of the MS4 Permits' Discharge Prohibitions and SUSMP requirements. As of March 2014, there are 142 private projects and 8 public projects that remain out of compliance with MS4 permit requirements due to missing or ineffective TCBMPs. Detailed summaries of all public and private projects in violation of the MS4 Permits' requirements are contained in Attachments A and B, incorporated herein by reference. The City has informed the San Diego Water Board that the remaining non-compliant sites require additional time to achieve compliance.

Section III: Violations of San Diego Water Board MS4 Permits

9. As a result of the events discussed in this Order, the San Diego Water Board finds that there is a threatened and continuing violation of San Diego Water Board Order No. R9-2007-0001 and Order No. 2001-01.
10. Order No. 2001-01 includes Discharge Prohibition A.4, which states:

“Applicable to New Development and Redevelopment
Post-development runoff containing pollutants loads which cause or contribute to an exceedance of receiving water quality objectives or which have not been reduced to the maximum extent practicable is prohibited.”
11. Order No. R9-2007-0001 includes Discharge Prohibition A.2, which states:

“Discharges from MS4s containing pollutants which have not been reduced to the MEP are prohibited.”
12. Order No. R9-2007-0001, provision D.1.f., requires:

“Prior to occupancy of each Priority Development Project subject to SUSMP requirements, each Copermittee shall inspect the constructed LID, source control, and treatment control BMPs to verify that they have been constructed in compliance with all specifications, plans, permits, ordinances, and this Order. This initial BMP verification inspection does not constitute an operation and maintenance inspection as required above in section D.1.e.(2)(c).”
13. The remaining missing and ineffective public and private TCBMPs threaten to discharge pollutants to the City's MS4 system and ultimately surface waters of the United States/State. The widespread discharge of pollutants not reduced to the MEP had a general negative impact on the beneficial uses of all the receiving waters exposed to the episodic nature of the discharges.

Section IV: Regulatory Considerations

14. Water Code section 13300 states, in relevant part, “[w]henver a regional board finds that a discharge of waste is taking place or threatening to take place that violates or will violate requirements prescribed by the regional board, or the state board, or that the waste collection, treatment or disposal facilities of a discharger are approaching capacity, the board may require the discharger to submit for approval of the boards, with such modifications as it may deem necessary, a detailed time schedule of specific actions the discharger shall take in order to correct or prevent a violation of requirements.”
15. Water Code section 13385(a)(4) provides that:
 - “(a) A person who violates any of the following shall be liable civilly in accordance with this section...
 - (4) An order or prohibition issued pursuant to Section 13243 or Article 1 (commencing with section 13300) of Chapter 5, if the activity subject to the order or prohibition is subject to regulation under this chapter.”
16. Water Code section 13385(c) provides that:
 - “(c) Civil liability may be imposed administratively by the state board or a regional board pursuant to Article 2.5 (commencing with Section 13323) of Chapter 5 in an amount not to exceed the sum of both of the following:
 - (1) Ten thousand dollars (\$10,000) for each day in which the violation occurs.”
17. This Time Schedule Order, issued pursuant to Water Code section 13300, implements the requirements of San Diego Water Board Order No. R9-2007-0001, issued pursuant to Chapter 5.5 of the Water Code, on a time schedule.
18. Failure to comply with the time schedule established in this Order may result in the assessment of penalties specified in Water Code section 13385(c).

19. Water Code section 13267, subdivision (b) states, “[i]n conducting an investigation specified in subdivision (a), the regional board may require that any person who has discharged, discharges, or is suspected of having discharged or discharging, or who proposes to discharge waste within its region, or any citizen or domiciliary, or political agency or entity of this state who has discharged, discharges, or is suspected of having discharged or discharging, or who proposes to discharge, waste outside of its region that could affect the quality of the waters within its region shall furnish, under penalty of perjury, technical or monitoring program reports which the regional board requires. The burden, including costs, of these reports shall bear a reasonable relationship to the need for the report and the benefits to be obtained from the reports. In requiring these reports, the regional board shall provide the person with a written explanation with regard to the need for the reports, and shall identify the evidence that supports requiring that person to provide the reports.” The Findings herein provide the explanation and evidence supporting the requirements pursuant to Water Code Section 13267. Based on the nature and possible consequences of not achieving compliance with the MS4 Permits’ requirements, the burden of providing the required reports bears a reasonable relationship to the need for the reports, the costs, and the benefits to be obtained from the reports.
20. Pursuant to Water Code section 13304, and consistent with other statutory and regulatory requirements, including but not limited to Water Code section 13365, the San Diego Water Board is entitled to, and will seek reimbursement for all reasonable costs actually incurred by the San Diego Water Board to investigate unauthorized discharges of waste and to oversee cleanup of such waste, abatement of the effects thereof, or other remedial action, required by this Order.
21. The issuance of this Order is an enforcement action by a regulatory agency and is exempt from provisions of the California Environmental Quality Act, pursuant to Section 15321 subdivision (a)(2), Title 14, California Code of Regulations.
22. The San Diego Water Board has notified all known interested persons and the public of its intent to consider adoption of this Order in accordance with Title 40 of the Code of Federal Regulations Part 25, and in accordance with the Bagley – Keene Open Meeting Act Requirements.

IT IS HEREBY ORDERED that, pursuant to sections 13300 and 13267 of the Water Code and all applicable laws, the City, its agents, successors, and assigns shall, in accordance with the following tasks, implement the following outstanding measures and facility improvements yet to be completed that will bring all non-compliant projects into compliance with San Diego Water Board Order R9-2007-0001 and 2001-01, pursuant to the time schedule described below in Table 1.

Table 1 –Time Schedule to comply with San Diego Water Board Order Nos. R9-2007-0001 and 2001-01

Task	Compliance Date
Submit to the San Diego Water Board and begin implementation of a Compliance and Reporting Plan that describes the City’s process for bringing all 150 private and public projects with missing and ineffective TCBMPs, as identified in Attachments A and B, into compliance with MS4 permit requirements.	September 15, 2014
Complete issuance of Civil Penalty Notices to all private non-compliant projects as identified in Attachment A.	November 1, 2014
Submit to San Diego Water Board quarterly Compliance Update Reports detailing the City’s efforts to bring all deficient projects into compliance.	For the reporting period of August 15, 2014 to September 14, 2016: Aug-Oct due date is Nov 30 Nov-Jan due date is Feb 28 Feb-Apr due date is May 31 May-Jul due date is Aug 31
Achieve compliance at all public and private projects identified as noncompliant.	August 15, 2016
Submit Final Compliance Summary Report	September 14, 2016

1. All technical reports required herein that involve planning, investigation, evaluation, design, or other work requiring the proper application of engineering or geologic sciences, shall be prepared by, or under the supervision of a California Registered Engineer or Registered Geologist (as applicable) pursuant to California Business and Professions Code sections 6735, 7835, and 7835.1, and shall be signed by a registered professional.
2. Technical reports required herein shall be submitted electronically, in pdf format with Optical Character Recognition (OCR) to CMeans@waterboards.ca.gov and CClemente@waterboards.ca.gov with the subject line “TSO R9-2014-0034; PIN #255222”.

3. Any person signing a document submitted under this Order shall make the following certification:

“I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my knowledge and on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.”

4. In the event that compliance with the final August 15, 2016 deadline in this Order becomes impossible, despite the timely good faith efforts of the City, due to circumstances beyond the control of City or its agents, employees, contractors, consultants and any other person acting on the City’s behalf, and which could not have been reasonably foreseen and prevented or minimized by the exercise of due diligence by the City, the City shall notify the San Diego Water Board Assistant Executive Officer in writing within thirty (30) days of the date that the City first knew of the event or circumstance that caused or would cause the City to miss the final compliance deadline of August 15, 2016. The notice shall describe the reason for the nonperformance and specifically refer to this Paragraph. The notice shall describe the anticipated length of time the delay may persist, the cause or causes of the delay, the measures taken or to be taken by the City to prevent or minimize the delay, the schedule by which the measures will be implemented, and the anticipated date of compliance. The City shall adopt all reasonable measures to avoid and minimize such delays. The determination as to whether the circumstances were beyond the reasonable control of the City and its agents will be made by the Assistant Executive Officer. Where the Assistant Executive Officer concurs that compliance was or is impossible, despite the timely good faith efforts of the City, due to circumstances beyond the control of the City that could not have been reasonably foreseen and prevented by the exercise of reasonable diligence by the City, a new final compliance deadline shall be established. Where the Assistant Executive Officer does not concur that compliance was or is impossible, the San Diego Water Board may pursue further enforcement including the assessment of administrative civil liability penalties.
5. Except for the time schedule above, nothing in this Order supersedes or amends the requirements of San Diego Water Board Order No. R9-2007-0001, or subsequent Orders thereto.

6. Any person aggrieved by this action of the San Diego Water Board may petition the State Water Resources Control Board to review the action in accordance with Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Resources Control Board must receive the petition by 5:00 p.m., 30 days after the date that this Order is adopted, except that if the thirtieth day following the date that this Order is adopted falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Resources Control Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions will be provided upon request or may be found on the Internet at:

http://www.waterboards.ca.gov/public_notice/petitions/water_quality

I, DAVID W. GIBSON, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Diego Region on August 13, 2014.

 tentative

DAVID W. GIBSON

Executive Officer

Date: _____

ATTACHMENTS:

Attachment A. City of San Diego - Private Deficient Projects Unresolved

Attachment B. City of San Diego - Public Deficient Projects Unresolved

City of San Diego-Private Deficient Projects
Unresolved

Project ID	Project Name	Address	Public/Private	Private Project Agreement Date	Status	Research Concluded	Deficiency Resolved	CPN List	Resolution Date	Insufficient Drawings	Missing Inserts	Missing Veg Swale/Strip	Missing Bioretention	Missing DS Filter	Missing Det Basin	Missing Filtration System	Missing Flow-Through Planter	Missing HDS	Missing Infiltration Basin	Ineffective Inserts	Ineffective Veg Swale/Strip	Ineffective Bioretention	Ineffective DS Filter	Ineffective Det Basin	Ineffective Filtration System	Ineffective Flow-Through Planter	Ineffective HDS	Ineffective Infiltration Basin	Ineffective Interceptor	Ineffective Baffle Box	Ineffective PerVIOUS Pavement
	Boys and Girls Club	4635 Clairemont Mesa Blvd. San Diego, CA 92117	Private	7/10/2012	Audit		No																								
	Casa Del Sol Mobile Home Park	2272 Smythe Ave, San Diego, CA 92173	Private	7/13/2012	Audit		No																								
	Kaiser Medical Office Building Carmel Valley	3851 Shaw Ridge Rd. San Diego, 92130	Private	8/22/2012	Audit		No																								
	Kearny Mesa Volkswagen	8040 Balboa Ave, San Diego, CA 92111	Private	8/10/2012	Audit		No																								
	New Seasons 52 Restaurant	4505 La Jolla Village Dr., San Diego, CA 92122	Private	8/8/2012	Audit		No																								
	San Diego Chinese Mandarin Church	3441 Clairemont Mesa Blvd, San Diego, CA 92117	Private	8/15/2012	Audit		No																								
	Sandy Lane	13551 Rancho Santa Fe Farms Rd., San Diego, CA	Private	10/17/2012	Audit		No																								
	SDG&E Admin Building	4848 Santa Fe St. San Diego, CA	Private	9/12/2012	Audit		No																								
	Sea World San Diego Attraction 2014	500 Sea World Drive, San Diego, CA 92109	Private	3/15/2013	Audit		No																								
	Smith Family Residence	8182 Doug Hill Rd., San Diego, CA 92127	Private	8/17/2012	Audit		No																								
	Sunroad Centrum 12	Spectrum Center Blvd., 1/4 mile east of Kearny Villa Rd.	Private	6/29/2012	Audit		No																								
82	Aviation Drive	6673 & 6677 Aviation Drive	Private	8/8/2003	Deficient		No	2013			9																				
1348	Atlas Self Storage	4511 Riviera Shores St	Private	9/11/2003	Deficient		No					1																			
820	White Horse Estates	Del Mar Mesa Rd between Loriet Ct and Aquitaine Ct	Private	10/21/2003	Deficient		No	2013																							
278	Dicopel Inc	8695 Avenida Costa Blanca	Private	10/31/2003	Deficient		No	2013													2										
423	Market Creek Plaza	~300-404 Euclid Avenue	Private	11/17/2003	Deficient		No	2013			2																				
267	Golden Oak at Piper Ranch Business Park	1578 Air Wing Rd	Private	11/21/2003	Deficient		No	2013																							
767	Unknown Title, Agrmnt 2003-1452158	750 11TH AVE	Private	12/8/2003	Deficient		No						1									1									
816	Westgate Friends Center	3850 Westgate Place	Private	12/10/2003	Deficient		No				1																				
315	Inn La Jolla	5410-5490 La Jolla Blvd	Private	4/5/2004	Deficient		No	2013								1															
1357	Remington Hills	Otay Mesa Rd and Remington Hills Dr, east of Remington Hills Dr	Private	7/8/2004	Deficient		No	2013			4																				
1359	Stonebridge Estates	Stonebridge Pkwy and arterial roads between Pomerado Rd and Via Santa Pradera	Private	7/13/2004	Deficient		No	2013				7																			
605	Riviera Drive Townhomes	3949-3967 Riviera Dr	Private	10/4/2004	Deficient		No	2013			4																				
1360	Talmadge Senior Village	5252 El Cajon Blvd	Private	10/13/2004	Deficient		No																								
410	2919-2921 E Street	2919, 2921 E Street	Private	11/1/2004	Deficient		No	2011																							
198	Del Mar Clubhouse	5200 Grand Del Mar Way	Private	11/17/2004	Deficient		No	2013			5																				
228	Evening Creek Plaza	13522 Sabre Springs Pky	Private	12/7/2004	Deficient		No	2013			1																				
1361	The Preserve at Del Mar	Rancho Toyon Place and The Preserve Way	Private	12/9/2004	Deficient		No									1															
651	Schloss New SDU	5860 Meadows Del Mar	Private	12/13/2004	Deficient		No	2011			1																				
137	Cal-Mex Truck Parking	7921 Airway Road	Private	2/18/2005	Deficient		No	2013			1																				
330	Johnson Residence (59606)	8037 ENTRADA DE LUZ EAST	Private	3/8/2005	Deficient		No	2013			1																				
461	Monde	3970, 3986 9th Ave.	Private	4/4/2005	Deficient		No							1																	
733	The Shop @ Spectrum, Grading, PI	9187 Clairmont Mesa Blvd	Private	5/13/2005	Deficient		No	2013																							
506	Ocean View Grading	6021 & 6051 Business Center Ct	Private	6/9/2005	Deficient		No	2013																							
620	Safdie Residence	7555 Miramar Ave	Private	6/22/2005	Deficient		No	2013			2																				
1350	Cantare	7651 St. Andrews Ave	Private	7/5/2005	Deficient		No					1																			
155	CC La Jolla Inc.	8515 Costa Verde Blvd	Private	7/18/2005	Deficient		No	2011			1																				
801	Villa Starlight	7785 Starlight Dr	Private	7/19/2005	Deficient		No	2013				2																			
414	Lytton Street Entrance - Liberty Station	Historic Decatur Rd from Lytton St to Sims Rd	Private	10/4/2005	Deficient		No																								
134	Cabrillo Point Loma	Kenyon Street and Fordham Street	Private	10/13/2005	Deficient		No	2013			3																				
156	Cereza Street Apartments	4777 Cereza St	Private	10/25/2005	Deficient		No	2011																							
611	Roman Catholic Bishop Of San Diego	3390 Glencolum Drive	Private	11/7/2005	Deficient		No	2013																							
655	Scientific Research LJ Commons	4755 Nexus Center Drive	Private	12/6/2005	Deficient		No				1																				
761	University C/V Phase Z2	6133 Kantor St	Private	1/5/2006	Deficient		No	2013																							
516	Otay Mesa Repackers	8620 Avenida Costa Blanca	Private	2/28/2006	Deficient		No	2013			6																				
353	US Concrete	2735 Cactus Road	Private	3/22/2006	Deficient		No	2013																							
382	Lot 1 and 2 Booth Business Park	5055 Ruffin Road	Private	3/22/2006	Deficient		No	2011				1																			
392	Lot 3 Three Canyons-Arroyos Del Mar, 6640 Three Canyons Court	6640 Three Canyons Court	Private	4/5/2006	Deficient		No	2013			2																				
817	West Cluster	Artesian Road and Artesian Spring Rd	Private	5/15/2006	Deficient		No																								
495	North Park Condos PI	3950 Ohio St	Private	6/5/2006	Deficient		No	2013																							
153	Casa Sueno Dorado	6915 The Preserve Way	Private	6/9/2006	Deficient		No	2013				1																			
799	Villa Di Buon Vista	6930 The Preserve Way	Private	6/9/2006	Deficient		No	2011			4	1																			
1355	Ocean View Hills Corporate Center - Phase 3	property on the east and west sides of Exposition Way	Private	8/7/2006	Deficient		No																								

City of San Diego-Private Deficient Projects
Unresolved

Project ID	Project Name	Address	Public/ Private	Private Project Agreement Date	Status	Research Concluded	Deficiency Resolved	CPN List	Resolution Date	Insufficient Drawings	Missing Inserts	Missing Veg Swale/Strip	Missing Bioretention	Missing DS Filter	Missing Det Basin	Missing Filtration System	Missing Flow- Through Planter	Missing HDS	Missing Infiltration Basin	Ineffective Inserts	Ineffective Veg Swale/Strip	Ineffective Bioretention	Ineffective DS Filter	Ineffective Det Basin	Ineffective Filtration System	Ineffective Flow- Through Planter	Ineffective HDS	Ineffective Infiltration Basin	Ineffective Interceptor	Ineffective Baffle Box	Ineffective Pervious Pavement
80	Auburn Park	5085 University Avenue	Private	9/20/2006	Deficient		No	2013			8																				
165	Chollas Creek Villas	49th St. and Nogal St.	Private	10/3/2006	Deficient		No	2013				1																			
667	Seabreeze at Old El Camino Real	13684-13712 Old El Camino Real	Private	12/18/2006	Deficient		No				2	13																			
687	Silberstein Residence	2727 Inverness Drive	Private	1/18/2007	Deficient		No				1																				
464	Montoro	8578 Ruelle Monte Carlo	Private	2/2/2007	Deficient		No	2013				1																			
518	Our Lady of Mt Carmel Grading	13541 Stoney Creek Rd	Private	2/20/2007	Deficient		No							3											1						
459	MJK 54th & El Cajon Blvd.	5404-5420 El Cajon Blvd	Private	3/26/2007	Deficient		No	2013													1										
764	University City Village-Phase K	5824 Kantor Street	Private	4/30/2007	Deficient		No	2013				1																			
3	1061 Saturn Blvd	1061 Saturn Blvd	Private	5/15/2007	Deficient		No				2	1																			
781	Evangelical Formosan Church	13885 EL CAMINO REAL	Private	7/20/2007	Deficient		No	2013																							
782	KFC Restaurant # Y450071	2829 UNIVERSITY AVE	Private	7/23/2007	Deficient		No	2013													3										
783	Allred Collins Business Park East - Lot 4 & 5	7620 COPLEY PARK PL	Private	7/27/2007	Deficient		No				1																				
1076	Cassimatis Residence	6653 Mulberry St	Private	11/1/2007	Deficient		No	2013				3																			
1082	Children's Hospital	8105 Birmingham Way	Private	11/19/2007	Deficient		No	2013			5									1											
1059	USD: University Center Grading	5880 Marian Wy	Private	1/2/2008	Deficient		No	2013																							
1060	Liva Distributor	3171 Iris Ave	Private	1/7/2008	Deficient		No	2013				1																			
1062	Wong New Duplex / Genesee Center	4441 Clairemont Mesa Blvd	Private	1/8/2008	Deficient		No	2013					8																		
1087	Greater Apostolic Church Grading	138 28th St, 2754 Imperial Ave & NE corner of 28th & L St	Private	1/11/2008	Deficient		No	2013			2										1										
1089	Aguirre Residence Grading	18616 Aceituno St	Private	1/25/2008	Deficient		No	2013				1																			
1155	Eads Ave Grading	7541 Eads Ave	Private	2/15/2008	Deficient		No				2			11																	
1160	Summit Rancho Bernardo G/EA	16620 W Bernardo Dr	Private	6/17/2008	Deficient		No	2013			2				1																
1194	7-Eleven (5102 Waring)	5102 WARING RD	Private	8/14/2008	Deficient		No	2013			1									1											
1188	Wong Duplex	4439 CLAIREMONT MESA BL	Private	9/15/2008	Deficient		No	2013					8																		
1223	Averil Apartments	139 AVERIL RD	Private	9/15/2008	Deficient		No	2013			2																				
1125	Clews Land & Livestock, LLC	11600 Clews Ranch Rd	Private	9/16/2008	Deficient		No					11		1																	
1126	Del Mar Windmill Estates, LLC	Lansdale Ct and Lansdale Dr	Private	9/19/2008	Deficient		No	2013				2																			
1127	Andrew Scull	918 Muirlands Dr	Private	9/23/2008	Deficient		No	2013							1																
1131	Thomas Jefferson School of Law	1155 Island Ave	Private	11/24/2008	Deficient		No						2																		
1110	El Pedregal Apartments	104 Averil Rd	Private	12/4/2008	Deficient		No	2013			5																				
1115	St. Vincent De Paul Church	4080 Hawk St	Private	1/5/2009	Deficient		No	2013			3	1		1																	
1135	Simpson Parkview, LP	3540 Aero Ct	Private	2/2/2009	Deficient		No	2013			1																				
1136	Davis Trucking, LLC	2451 Siempre Viva Ct	Private	2/4/2009	Deficient		No	2013			1																				
1166	Baywood Homes	7895 Entrada De Luz East	Private	5/11/2009	Deficient		No	2013			1	1																			
1152	Minto Investment Group, LLC	800-828 Broadway and 1018 9th ave	Private	6/5/2009	Deficient		No	2013			2																				
1168	Murphy's Market	3596 Fairmount Avenue	Private	6/8/2009	Deficient		No	2013																							
1262	Three Canyons Pt Private Roads	N/S and E/W Private Roads north of Del Vino Ct	Private	9/1/2009	Deficient		No	2013			2																				
1163	MJK 30th & El Cajon Grading	3001 El Cajon Blvd.	Private	10/6/2009	Deficient		No	2013			3																				
1304	Osprey St Residence (32)	4343 Osprey Street	Private	11/23/2009	Deficient		No				1																				
1249	City Heights Square	4300 University Av	Private	5/3/2010	Deficient		No									19															
1276	Altamirano Wy Residence (03)	4340 Altamirano Way	Private	9/24/2010	Deficient		No					1																			
1279	Adesa San Diego Cactus Rd	2241 Cactus Rd	Private	11/24/2010	Deficient		No	2013			4																				
1282	Village Lindo Paseo	5565-5633 Lindo Paseo	Private	12/20/2010	Deficient		No																								
1283	CA Proton Treatment Center	9730-9790 Summers Ridge Road	Private	12/23/2010	Deficient		No																								
1288	Scripps Oncology Bldg	10670 John Jay Hopkins Drive	Private	5/6/2011	Deficient		No																								
1289	Euclid Family Health Center	950 S. Euclid Ave	Private	5/6/2011	Deficient		No														1										
1290	Sea World Entertainment Park (Manta Roller Coaster)	500 Sea World Drive	Private	5/13/2011	Deficient		No				14																				
1291	Market and 26th Retail	2611 Market St	Private	5/27/2011	Deficient		No					1																			
1292	Westwood Shell	16998 West Bernardo Dr	Private	6/8/2011	Deficient		No				2	2																			
1294	Mission Apartments (Hancock)	1815 Hancock St	Private	6/15/2011	Deficient		No				5																				
1328	La Esquina	2222 Logan Ave	Private	6/24/2011	Deficient		No				1																				
1319	Ascension Church	11292 Clairemont Mesa Blvd	Private	7/1/2011	Deficient		No				1																				
1321	First Unitarian Universalist Church	4190 Front St	Private	8/12/2011	Deficient		No					2		2																	
362	Las Americas Phase 1B1	4211 Camino De La Plaza	Private		Deficient		No	2011			5																				
66	Allegro Towers	1455 Kettner Blvd.	Private	6/20/2003	Research	No	No			X																					
1379	Entrada Apartments	453 13th St	Private	7/23/2003	Research	No	No			X																					
728	The Egyptian	University Ave and Park Blvd	Private	2/25/2004	Research	No	No			X																					
187	Creekside Villas	Creekside Village Way & Creekside Village Square	Private	4/23/2004	Research	No	No			X																					
183	Copart Auto Storage	7847 Airway Rd	Private	10/11/2004	Research	No	No			X																					
2	'G' Lofts West Seventh Ave., 'G' Street & Eight Ave.	703 G Street	Private	12/5/2004	Research	No	No			X																					
630	Santa Barbara - MBO	5405-5595 VALERIO TRL	Private	1/26/2005	Research	No	No				2																				
314	Industrial Shell	8560 Siempre Viva Road	Private	2/9/2005	Research	No	No			X																					
1179	Pacific Highlands Ranch Unit 11	13505-13545 Zinnia Hills Pl	Private	2/24/2005	Research	No	No				1																				
543	Pepper Tree Villas	Lots 21-23, Block O, Imperial Gardens, Map No. 1978	Private	3/24/2005	Research	No	No			X																					
513	Otay Commercial	9925 AIRWAY RD	Private	5/6/2005	Research	No	No			X																					
962	13164 Chambord Way	13164 Chambord Way	Private	5/18/2005	Research	No	No				1																				
965	13167 Sunstone Pt	13167 Sunstone Pt	Private	5/18/2005	Research	No	No				1																				

City of San Diego-Private Deficient Projects
Unresolved

Project ID	Project Name	Address	Public/Private	Private Project Agreement Date	Status	Research Concluded	Deficiency Resolved	CPN List	Resolution Date	Insufficient Drawings	Missing Inserts	Missing Veg Swale/Strip	Missing Bio-retention	Missing DS Filter	Missing Det Basin	Missing Filtration System	Missing Flow-Through Planter	Missing HDS	Missing Infiltration Basin	Ineffective Inserts	Ineffective Veg Swale/Strip	Ineffective Bio-retention	Ineffective DS Filter	Ineffective Det Basin	Ineffective Filtration System	Ineffective Flow-Through Planter	Ineffective HDS	Ineffective Infiltration Basin	Ineffective Interceptor	Ineffective Baffle Box	Ineffective Pervious Pavement
969	13183 Sunstone Pt	13183 Sunstone Pt	Private	5/18/2005	Research	No	No				1																				
975	13188 Sunstone Pt	13188 Sunstone Pt	Private	5/18/2005	Research	No	No				1																				
976	13180 Sunstone Pt	13180 Sunstone Pt	Private	5/18/2005	Research	No	No				1																				
571	Rachal Residence Grading	5275 Cromwell Ct	Private	6/24/2005	Research	No	No			X																					
546	Pino Apartments	6496 LANSTON ST	Private	7/26/2005	Research	No	No			X																					
47	9706 La Jolla Farms Rd	9706 La Jolla Farms Road	Private	9/20/2005	Research	No	No			X																					
380	Lot #6 Rancho Pacifica	4840 RANCHO DEL MAR TRL	Private	11/2/2005	Research	No	No			X																					
74	Aqua View Condos	3445-3449 Bayside Walk	Private	11/30/2005	Research	No	No			X																					
167	City Heights Square Senior Housing	4065 43rd Street	Private	2/14/2006	Research	No	No			X																					
332	Kassen Residence	13150 Camino Ramillette	Private	3/2/2006	Research	No	No			X																					
449	Mission Blvd Office	4263 Mission Blvd.	Private	3/20/2006	Research	No	No			X																					
813	WCPC	8801 KENAMAR DR	Private	5/25/2006	Research	No	No			X																					
363	Lees Auto Repair	6140 Mission Gorge Road	Private	8/23/2006	Research	No	No			X																					
415	MacDonald Residence	5725 MEADOWS DEL MAR	Private	10/31/2006	Research	No	No				1																				
230	Fairway House	6906 Fairway Road	Private	6/13/2007	Research	No	No			X																					
1078	Minh Houg Supermarket	4029 Euclid Ave	Private	11/19/2007	Research	No	No			X																					
1081	Santa Monica Ave Grading	4689 Santa Monica Ave	Private	11/19/2007	Research	No	No			X																					
1083	Bonair St, 377-383	377-383 Bonair St	Private	11/21/2007	Research	No	No			X																					
1182	1220 Grand Avenue Duplexes	1220-1226 GRAND AV	Private	12/14/2007	Research	No	No			X																					
1094	Los Vientos	1629-68 National Ave	Private	2/5/2008	Research	No	No			X																					
1101	Sorrento Gateway Grading	4930 Directors Pl	Private	3/14/2008	Research	No	No			X																					
1193	Family Health Centers of San Diego	3514 30TH ST	Private	8/14/2008	Research	No	No			X																					
1201	Villa Nueva Community Ctr	1901 DEL SUR BL	Private	8/14/2008	Research	No	No			X																					

Attachment B
City Of San Diego -Public Deficient Projects

	Project ID	BMP ID	Project Name	BMP Type	Deficiency	As-built Date	Deficiency Resolved
1	1011	4928	Central Police Facility - K-9 Facility	Detention Basin	Ineffective	2/04' Date WQTR was Signed	No
2	1367	4924	Central Police Facility - Vehicle Maintenance	Filtration Systems	Missing	2/04' Date WQTR was Signed	NO
3	982	3213	George L Stevens Senior Center	Vegetated Swale	Ineffective	no as-built	No
4	857	2398	Breen Park Site - Development	Vegetated Swale	Ineffective	10/05'	No
		3080		Vegetated Swale	Ineffective		
		3081		Vegetated Swale	Ineffective		
		3082		Vegetated Swale	Ineffective		
5	140	1343	Camino Ruiz Neighborhood Park	Vegetated Swale	Ineffective	8/04' Planning Date	No
6	1001	3231	Hilltop Community Park Development	CDS	Missing	3/07' Planning Date	No
7	984	3215	Memorial Skateboard Park	Unknown	Missing	2/04'	No
8	859	2399	Otay Mesa/Nestor Library Expansion	Vegetated Swale	Ineffective	4/06'	No
		2826		Vegetated Swale	Missing		