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SECRETARY FOR
ENVIRONMENTAL PROTECTION

California Regional Water Quality Control Board, San Diego Region

June 20, 2013

Mary Anne Skorpanich
OC Watersheds
Orange County Public Works Department
2301 N. Glassell Street
Orange, CA 92865-2773

In reply refer to / attn:
Place ID: 658018Lwalsh

Ms. Skorpanich:

Subject: Conditional Finding of Adequacy for the December 16, 2011 Model Water Quality Management Plan (Model WQMP) for South Orange County MS4 Permit Order No. R9-2009-0002, NPDES No. CAS108740

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) reviewed the South Orange County Model Water Quality Management Plan (Model WQMP) dated December 16, 2011 submitted by the South Orange County Copermittees. The Model WQMP is required under section F.1.d of Order No. R9-2009-0002, *Waste Discharge Requirements for Discharges of Runoff from the Municipal Separate Storm Sewer Systems (MS4) Draining the Watershed of the County of Orange, the Incorporated Cities of Orange County, and the Orange County Flood Control District with the San Diego Region* ("Order"). The Model WQMP provides guidance for preparation of a local Standard Stormwater Mitigation Plan (SSMP) for priority development projects under the jurisdiction of South Orange County Copermittees regulated under the Order. The Model WQMP also describes minimum Best Management Practices (BMPs) that must be incorporated into Priority Development Projects to reduce discharges of non-storm water runoff and storm water pollutants and prevent such discharges from causing or contributing to a violation of water quality standards.

San Diego Water Board staff held a teleconference on May 30, 2013 with the County of Orange, the Principal Copermittee of the South Orange County Storm Water Program, to discuss staff's comments on the Model WQMP. Based on this discussion and staff's review of the Model WQMP, the San Diego Water Board finds the Model WQMP to be adequate and in compliance with section F.1.d of the Order, provided the Model WQMP is revised to address the following four items:

- 1) The Model WQMP must be revised to clarify that effective December 16, 2012, ***in addition*** (emphasis added) to the Priority Development Project categories described in section F.1.d(2) of the Order, all pollutant generating development or redevelopment projects that result in the disturbance of one or more acres of land will be considered Priority Development Projects.

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- 2) Model WQMP section 7.II-1.5, and any other appropriate tables and figures, must be revised to clarify that public agency street, road, highway, and freeway Priority Development Projects are subject to the treatment control and hydromodification requirements in section F.1.d of the Order. Priority Development Projects which employ a green street design approach must meet the treatment control and hydromodification standards set forth in section F.1.d of the Order to be in compliance with the Order.
- 3) The Model WQMP must be revised to clarify within the Priority Development Project determination process that private road Priority Development Projects are subject to the requirements of section F.1.d of the Order.
- 4) The Model WQMP must be revised to include a discussion notifying Copermittees that each local SSMP must implement a process to verify compliance with the Model WQMP requirements. The process must also include identification of the roles and responsibilities of various municipal departments in implementing the Model WQMP requirements. The full discussion in each local SSMP must comply with requirements in section F.1.d(9) of the Order.

Please note that section F.1 of the Order provides that South Orange County Copermittees must update their own local SSMP, and amended ordinances consistent with the Model WQMP within 180 days of the date of this letter. Accordingly each South Orange County Area Copermittee must, no later than December 20, 2013, adopt their own local SSMP incorporating all requirements of the Model WQMP (as revised under the terms of this letter) in accordance with section F.1 of the Order.

In the subject line of any response, please include the requested **"In reply refer to:"** information located in the heading of this letter. For questions pertain to the subject matter, please contact Laurie Walsh at (858) 467-2970 or lwalsh@waterboards.ca.gov.

Respectfully,



David W. Gibson
Executive Officer
San Diego Regional Water Quality Control Board

DWG:dtb esb:law

cc: Distribution list via email: Orange County Copermittees

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Tech Staff Info & Use	
Order No.	R9-2009-0002
Party (GT/CIWQS) ID	
File No.	n/a
WDID	n/a
NPDES No.	CAS108740
Reg. Measure ID	
Place ID	658018
Person ID	n/a
Inspection ID	n/a

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