



## State Water Resources Control Board

September 9, 2024

**RECEIVED**  
September 9, 2024  
*Commission on  
State Mandates*

### VIA DROP BOX

Heather Halsey  
Executive Director  
Commission on State Mandates  
980 Ninth Street, Suite 300  
Sacramento, CA 95814

Re: *San Diego Regional Water Quality Control Board Order No. R9-2007-0001, Permit CAS0108758, Parts D.3.a.(3)(b)(iii), D.5.a(1), D.5.a.(2), D.5.b.(1)(a), D.5.b.(1)(b)(iii-vi), D.5.b.(1)(c), D.5.b.(1)(d), D.5.b.(2), D.5.b.(3), E.2.f., E.2.g., F.1, F.2., F.3., I.1., I.2., I.5., J.3.a.(3)(c)(iv)-(viii), (x)-(xv), the first sentence of L.1. as it applies to the newly mandated activities, and L.1.a.(3)-(6), 07-TC-09-R County of San Diego, Cities of Carlsbad, Del Mar, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, Solana Beach, Chula Vista, Coronado, Del Mar, El Cajon, Encinitas, Escondido, Imperial Beach, La Mesa, Lemon Grove, National City, Oceanside, San Diego, and Vista, Claimants*

### **REQUEST FOR TWO-WEEK EXTENSION OF TIME TO SUBMIT COMMENTS ON, AND MAKE ANY OBJECTIONS TO, CLAIMANTS' WRITTEN COMMENTS AND PROPOSED REASONABLE REIMBURSEMENT METHODOLOGY**

Dear Ms. Halsey:

On February 20, 2024, the Claimants in this matter filed their comments on the Draft Proposed Decision and Parameters and Guidelines, along with supporting documentation. By letter dated March 29, 2024 (Notice), the Commission on State Mandates (Commission) notified Claimants that their documents were deemed in substantial compliance with the filing requirements and established a deadline of September 30, 2024, for the State Water Resources Control Board (State Water Board) and California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) (collectively the Water Boards), Department of Finance and the State Controller's Office to submit comments on, and make any objections to, Claimants' written comments and proposed reasonable reimbursement methodology (RRM). The Commission's Notice also tentatively set the hearing in this matter for March 28, 2025.

E. JOAQUIN ESQUIVEL, CHAIR | ERIC OPPENHEIMER, EXECUTIVE DIRECTOR

For the reasons explained below, the Water Boards request that the Commission grant a two-week extension of the September 30, 2024 deadline so that comments on Claimants' submittal are due **October 14, 2024**. The Water Boards are coordinating comments with the Department of Finance and request that the deadline be extended for Department of Finance as well as the State Controller's Office so that all comments on Claimants' submittal have the same due date.

Section 1187.9, subdivision (a), of the Commission's regulations provides that as long as a postponement of a hearing would not be required, there is no prejudice to any party or interested party, and there is no other good reason for denial, a request for extension of time to file comments shall be approved.

Claimants' comments on the Draft Proposed Decision and Parameters and Guidelines include a proposed RRM and request over \$250,000,000 in reimbursement from the State. As the Commission's Notice recognizes, the supporting volumes contain approximately 80,000 pages. The Water Boards have been evaluating the comments and supporting documents to develop comments for the Commission's consideration. A key member of the Water Boards' team working on the analysis and development of comments recently had a family medical emergency that resulted in unanticipated absence from work. This absence has delayed progress in analyzing and developing written comments. The Water Boards believe that requested two-week extension of the comment deadline is essential to provide thorough comments and further believe that the requested extension will not require postponement of the March 28, 2025 hearing date. I have consulted with Claimants, Department of Finance, and State Controller's Office and am authorized to represent that none of these parties object to the proposed two-week extension. Finally, I am aware of no prejudice to any interested party or any other good reason for denial of our request.

The Water Boards appreciate your consideration of this extension request. Please let me know if you have any questions. I can be reached at (619) 521-3012 or by e-mail at [catherine.hagan@waterboards.ca.gov](mailto:catherine.hagan@waterboards.ca.gov).

I declare under penalty of perjury that the foregoing is true and correct to the best of my personal knowledge, information and belief.

Sincerely,



Catherine George Hagan  
Attorney IV

cc: Service List [via Commission Drop Box]

## DECLARATION OF SERVICE BY EMAIL

I, the undersigned, declare as follows:

I am a resident of the County of Sacramento and I am over the age of 18 years, and not a party to the within action. My place of employment is 980 Ninth Street, Suite 300, Sacramento, California 95814.

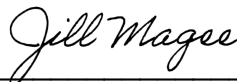
On September 11, 2024, I served the:

- **Current Mailing List dated September 4, 2024**
- **Notice of Extension Request Approval issued September 11, 2024**
- **Water Boards' Request for Extension of Time filed September 9, 2024**

*San Diego Regional Water Quality Control Board Order No. R9-2007-0001, Permit CAS0108758, Parts D.3.a.(3)(b)(iii), D.5.a.(1), D.5.a.(2), D.5.b.(1)(a), D.5.b.(1)(b)(iii-vi), D.5.b.(1)(c), D.5.b.(1)(d), D.5.b.(2), D.5.b.(3), E.2.f., E.2.g., F.1., F.2., F.3., I.1., I.2., I.5., J.3.a.(3)(c)(iv)-(viii), (x)-(xv), the first sentence of L.1. as it applies to the newly mandated activities, and L.1.a.(3)-(6), 07-TC-09-R County of San Diego, Cities of Carlsbad, Del Mar, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, Solana Beach, Chula Vista, Coronado, Del Mar, El Cajon, Encinitas, Escondido, Imperial Beach, La Mesa, Lemon Grove, National City, Oceanside, San Diego, and Vista, Claimants*

by making it available on the Commission's website and providing notice of how to locate it to the email addresses provided on the attached mailing list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on September 11, 2024 at Sacramento, California.



---

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# COMMISSION ON STATE MANDATES

## Mailing List

**Last Updated:** 9/4/24

**Claim Number:** 07-TC-09-R

**Matter:** San Diego Regional Water Quality Control Board Order No. R9-2007-0001  
Permit CAS0108758 Parts D.1.d.(7)-(8), D.1.g., D.3.a.(3), D.3.a.(5), D.5, E.2.f,  
E.2.g, F.1, F.2, F.3, I.1, I.2, I.5, J.3.a.(3)(c)iv-viii & x-xv, and L.

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City of Chula Vista  
City of Del Mar  
City of Encinitas  
City of Escondido  
City of Imperial Beach  
City of La Mesa  
City of Lemon Grove  
City of National City  
City of Oceanside  
City of Poway  
City of San Diego  
City of San Marcos  
City of Santee  
City of Solana Beach  
City of Vista

### TO ALL PARTIES, INTERESTED PARTIES, AND INTERESTED PERSONS:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, § 1181.3.)

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