



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board



January 10, 2018

VIA DROP BOX

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

*California Regional Water Quality Control Board, San Diego Region,
Order No. R9-2015-0001, Provisions A.2, A.3.b, A.4, B, E.3.c(2), E.3.d, E.5., E.5.e, E.6, F, and
Attachment E; and Order No. R9-2015-0100, Provision B.3.c, 15-TC-02*

County of Orange, Orange County Flood Control District, and the Cities of Aliso Viejo, Dana Point, Laguna Beach, Laguna Hills, Laguna Niguel, Lake Forest, Mission Viejo, Rancho Santa Margarita, San Clemente, and San Juan Capistrano, Claimants

REQUEST FOR 30 DAY EXTENSION OF TIME TO SUBMIT ADMINISTRATIVE RECORDS

Dear Ms. Halsey:

By letter dated December 14, 2017, the Commission on State Mandates (Commission) issued a Notice of Complete Test Claim, Renaming of Matter, Request for Administrative Record, and Tentative Hearing Date in the above Test Claim (Notice). Within the Notice, the Commission requested that the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) and the State Water Resources Control Board (State Water Board) (collectively Water Boards) provide copies of the official administrative records of their respective agencies for adoption or review of San Diego Water Board Order Nos. R9-2015-0001 and R9-2015-0100. The administrative record(s) are due on or before January 15, 2018.

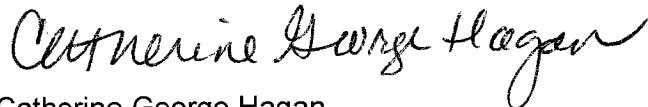
The San Diego Water Board has prepared the official administrative record for adoption of Order Nos. R9-2015-0001 and R9-2015-0100. While petitions for review of Order No. R9-2015-0001 were filed with the State Water Board, the State Water Board has not exercised jurisdiction over these petitions and no administrative record exists regarding any discretionary action taken by that board in this matter. In contrast, the State Water Board initiated review of petitions challenging portions of Order No. R9-2015-0100. Since late 2016, however, those petitions have been held in abeyance, not subject to active State Water Board review. As a result, a State Water Board administrative record, albeit limited in scope and not including a final decision concerning permit requirements, exists for this latter order. At this time, we are in the process of locating all of the relevant documents to compile them into an organized record for submittal but require additional time to ensure the record to date is complete. We request an extension of time of 30 days, or until **February 14, 2018**, to complete and submit the records.

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

We anticipate that the Commission prefers that all records associated with 15-TC-02 be submitted on the same date and therefore request an extension for submittal of *all* records. However, the San Diego Water Board is prepared, if directed, to submit the records for its discretionary actions without the extension.

We appreciate the Commission's consideration of our request. Please do not hesitate to contact me with any questions. I can be reached at (619) 521-3012 or by email at catherine.hagan@waterboards.ca.gov.

Sincerely,

A handwritten signature in cursive script that reads "Catherine George Hagan".

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 January 12, 2018, I served the:

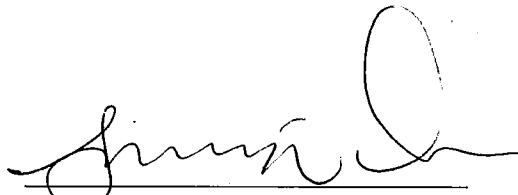
- **Notice of Extension Request Approval issued January 12, 2018**
- **SWRCB and SDRWQCB's Request for Extension of Time filed January 10, 2018**

California Regional Water Quality Control Board, San Diego Region, Order No. R9-2015-0001, Provisions A.2, A.3.b, A.4, B, E.3.c(2), E.3.d, E.5, E.5.e, E.6., F, and Attachment E; and Order No. R9-2015-0100, Provision B.3.c., 15-TC-02

County of Orange, Orange County Flood Control District, and the Cities of Aliso Viejo, Dana Point, Laguna Beach, Laguna Hills, Laguna Niguel, Lake Forest, Mission Viejo, Rancho Santa Margarita, San Clemente, and San Juan Capistrano, 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 January 12, 2018 at Sacramento, California.



Lorenzo Duran
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980 Ninth Street, Suite 300
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 12/21/17

Claim Number: 15-TC-02

Matter: California Regional Water Quality Control Board, San Diego Region, Order No. R9-2015-0001, Provisions A.2, A.3.b, A.4, B, E.3.c(2), E.3.d, E.5, E.5.e, E.6., F, and Attachment E; and Order No. R9-2015-0100, Provision B.3.c.

Claimants: City of Aliso Viejo
 City of Dana Point
 City of Laguna Beach
 City of Laguna Hills
 City of Laguna Niguel
 City of Lake Forest
 City of Mission Viejo
 City of Rancho Santa Margarita
 City of San Clemente
 City of San Juan Capistrano
 County of Orange
 Orange County Flood Control District

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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