



# MEMORANDUM

RIVERSIDE COUNTY EXECUTIVE OFFICE

Bill Luna  
County Executive Officer

**DATE:** January 3, 2011

**TO:** Dusty Williams-Flood Control, Mark Wills-Flood Control, George Johnson-TLMA, Caroline Syms-Luna-Planning, Greg Neal-Planning, Mike Lara-Building and Safety, Juan Perez-Transportations, Patty Romo-Transportation, Glenn Baude-Code Enforcement, Tim Miller-EDA, Chuck Waltman-EDA, Scott Bangle-Regional Parks, Tracy Novak-Regional Parks

**FROM:** *Michael R. Shetler 1/3/2011*  
Michael R. Shetler, Senior Management Analyst, NPDES Program Administrator

**RE:** **Procedure for Compliance with Santa Ana Regional Water Quality Control Board (SARRWQCB) Order No. R8-2010-0033, Affecting Previously Approved New Developments or Significant Redevelopments.**

As you are aware, the SARWQCB issued the 4<sup>th</sup> term Municipal Separate Storm Sewer System (MS4) permit Order No. R8-2010-0033 (Order) to the County on January 29, 2010. This Order requires the continued implementation of the 2007 Drainage Area Management Plan (DAMP) until a new Water Quality Management Plan (WQMP) is put into place by July 29, 2011. This memo is to provide affected county departments with direction on the implementation of the provisions of the Order with regard to previously approved new development and significant redevelopment (Development Projects) within those portions of the county that are regulated under the Order within the Santa Ana River Watershed. For the purposes of this memo, "Approved Development Projects" are those projects that:

- (i) are located within the Santa Ana River Watershed;
- (ii) have been issued final conditions of approval;
- (iii) have not commenced grading on their site; and
- (iv) whose current entitlement will expire, unless an extension of time is approved.

Effective immediately, all previously Approved Development Projects within the Santa Ana River Watershed that request an extension of time shall be issued “Conditions of Approval” requiring preparation of a project specific WQMP as part of their extension of time approval process.

This procedure will affect various Approved Development projects including those that:

- were submitted to the County prior to December 31, 2004;
- were tentatively approved without conditions requiring a project specific WQMP;
- are currently going through the improvement plan review process;
- may have gone through several plan reviews but have yet to receive final approval; and/or
- may have approved grading plans, but have not commenced grading on the site.

Approved Development Projects whose improvement plans are approved **AND** can proceed with grading without requiring an extension of time **before July 29, 2011**, will not be subject to this procedure. *However, please note that, **effective July 29, 2011**, all Development Projects shall be required to meet the provisions of the Order and prepare a project specific WQMP, irrespective of whether a WQMP was required as part of the original entitlement process.*

*In addition, all Approved Development Projects must also be in compliance with the Statewide Construction General Permit, Order 2009-0009 DWQ and be registered in the SMARTs System.*

Your full cooperation in the implementation of this procedure is vital to the county’s ability to achieve continued compliance with the Order.

cc: David Huff, Jason Uhley, Mekbib Degaga, Alex Gann, Dean Deines, Claudia Steiding, Steve Horn, Marc Brewer, Chandra Thomas, Ward Maxwell, Claudio Padres, Albert Martinez, Christopher Hans, Jay Orr