

### A COMPILATION OF STORMWATER AND OTHER RELATED WATER NEWS

By S. Wayne Rosenbaum, Foley & Lardner LLP

#### NATIONAL NEWS

##### **Construction Runoff – Court Says EPA Should Develop Standards –**

(Water Quality Newsflash, August 21, 2006) In 2004, U.S. EPA announced that it would not develop discharge standards for construction site runoff (<http://www.epa.gov/guide/construction/rule.html>). As specified in the Clean Water Act, “BCT/BAT” is the minimum performance standard for industrial-type wastewater discharges including construction site stormwater runoff. *BCT* stands for *Best Conventional Pollutant Control Technology* and applies only to the following pollutants: suspended solids (TSS), biological oxygen demand (BOD), pH, and fecal coliform bacteria. *Best Available Technology Economically Achievable (BAT)* applies to toxic pollutants such as metals and pesticides, as well as “nonconventional pollutants,” which includes everything else.

Normally, both BCT and BAT are numeric limits that are defined by EPA for the specific industry involved (these are called “effluent limitations guidelines”). The guidelines usually provide either a concentration limit or a pound pollutant/per pound product type of limitation. In the absence of these guidelines, BCT/BAT is based on a case-by-case determination made by the its

permit writer (using “best professional judgment” or BPJ). These case-by-case determinations are supposed to be documented and must address specific criteria listed in the federal regulations. For BCT, which includes suspended solids, the criteria specify that the costs should not be excessive when compared with the costs achieved by sewage treatment plants (per pound of pollutant).

Unfortunately, what BCT/BAT actually means for construction site stormwater runoff is not clear. EPA’s announcement in 2004 meant that states were left on their own in determining BAT/BCT for construction sites. California responded, in part, by setting up the Storm Water (“Blue Ribbon”) Panel to make recommendations on the feasibility of numeric effluent limits. Now the U.S. District Court for the Central District of California has ruled that EPA should have set effluent limitations guidelines for construction site runoff as well as new source performance standards. The case was brought by several environmental groups and the states of New York and Connecticut. EPA has indicated it will study the decision to determine

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next steps. If EPA does develop standards it would likely clarify the level of protection needed for construction sites.

Decision: [http://docs.nrdc.org/water/wat\\_06062901A.pdf](http://docs.nrdc.org/water/wat_06062901A.pdf)

### **New Data Shows Ocean Cooling**

(OC Register, 8/17) OPINION. "[The world's oceans cooled suddenly between 2003 and 2005, losing more than 20 percent of the global-warming heat they'd absorbed over the previous 50 years. That's a vast amount of heat, since the oceans hold 1,000 times as heat as the atmosphere.](#)"

### **No ESA Consultation Required for Water Diversions, Ninth Circuit Rules**

(Martin Law Group, August 16, 2006) Siding with federal land managers, the Ninth Circuit Court of Appeals last month reversed a district court opinion that would have required the U.S. Bureau of Land Management ("BLM") to consult with either NOAA Fisheries or the U.S. Fish and Wildlife Service ("the Services") under the Endangered Species Act ("ESA") on the impacts of water diversions and ditches located on three streams in the Upper Salmon River basin. The Ninth Circuit found that no federal action had occurred, and that the BLM was not required to consult with either of the Services. [FULL ARTICLE »](#)

### **Ninth Circuit, In First Case Applying Supreme Court's *Rapanos* Decision, Holds NPDES Permit Required for Sewage Discharge to Excavated Pit**

(Martin Law Group, August 16, 2006) In its first opportunity to apply the United States' closely divided decision in *Rapanos v. United States*, 126 S. Ct. 2208 (2006), the Ninth Circuit Court of Appeals has held that the City of Healdsburg, California is required to obtain a National Pollution Discharge Elimination System (NPDES) permit to discharge sewage into a rock quarry pit filled with water from an aquifer adjacent to the Russian River. *Northern California River Watch v. City of Healdsburg*, --- F.3d ---, 2006 WL 2291155 (C.A. 9 (Cal.)). [FULL ARTICLE »](#)

## **DESAL AND RECLAIMED WATER**

### **Desal: San Onofre Contamination Considered**

(NC Times, 8/20) "[Officials from the county's main water supplier said last week that it was too soon to tell how the discovery of radioactive groundwater at the San Onofre nuclear power plant would affect their thinking about building a plant there to turn seawater into drinking water.](#)"

## **Kennedy's Desalination Dream**

(San Diego CityBeat, 8/19) "[It's been 44 years since JFK launched his desalination campaign—so what happened. Southern California is a leader in desalination technology, cornering almost 50 percent of the world market.](#)"

## **Next Step for Moss Landing Desal Plants**

(Monterey Herald, 8/17) "[Permits for the two pilot seawater desalination plants, and renewal of outfall permits at Moss Landing, will be considered at a public hearing by the Central Coast Regional Water Quality Control Board when it meets Sept. 7 in Monterey.](#)"

## **Desal Plant Test Wells Near Cambria Approved**

(SLO Tribune, 8/17) "[County supervisors Tuesday unanimously approved a plan to install test wells near the mouth of San Simeon Creek, despite the objections of the local Sierra Club and other environmentalists.](#)"

## **Carlsbad Desalination Project Given Permit**

(North County Times, 8/17) "[With no debate and little comment, San Diego County's regional water cops unanimously approved awarding a key permit Wednesday to a project that could eventually turn millions of gallons a day of the Pacific Ocean off Carlsbad into 'drought-proof' drinking water.](#)"

## **Water Board OKs High-Salt Discharge Permit**

(SD Union Tribune, 8/17) "[State water-quality regulators approved a permit yesterday allowing the operator of a proposed ocean-water desalination plant to discharge water with a high salt concentration into the Pacific Ocean.](#)"

## **Crucial Permits; Board Shouldn't Balk at Desal**

(S.D. Union-Tribune, 8/16) **EDITORIAL.** "[An adequate supply of water in the region should get a boost tomorrow from the San Diego Regional Water Quality Control Board. It should grant a discharge permit to the planned desalination plant in Carlsbad.](#)"

## **North County Deal Plans Remain Iffy**

(NC Times, 8/13) "[San Diego County Water Authority officials say it could be a very long time before they identify any new seawater desalination projects to chase seriously after abandoning long-discussed hopes of helping build a Carlsbad plant that would turn ocean water into drinking water.](#)"

## **Water Desal Proposals Draw Out Fans and Foes**

(Daily Breeze, 8/13) "[Efforts by the Los Angeles DWP, West Basin Municipal Water District and the city of Long Beach are gaining momentum. Small demonstration facilities are proposed near LAX and in Redondo Beach. El Segundo Power is the site of a small pilot desalter.](#)"

## **Ventura Community to Use Reclaimed Water**

(Ventura County Star, 8/15) "[Leisure Village in Camarillo will become one of the few Ventura County communities to save thousands of dollars in water costs by using reclaimed water for all landscaping in two to three years, officials said Monday.](#)"

## **CALIFORNIA NEWS**

### **Ex Parte Communications – When is It Appropriate to Contact Board Members?**

(Water Quality Newsflash, August 21, 2006) "An ex parte communication is a communication to a board member about a pending water board matter that occurs in the absence of other parties to the matter and without notice and opportunity for all parties to participate in the communication." These communications are prohibited in some cases for reasons of due process and fundamental fairness. The Board's Chief Counsel has prepared a Q&A document to address this issue including a useful flow chart: <http://www.swrcb.ca.gov/docs/exparte.pdf>

### **Tahoe – Model Predicts Improvements with Load Reductions**

(Water Quality Newsflash, August 21, 2006) An interesting modeling effort by the Tahoe Environmental Research Center shows that gradual reductions of nutrients and "fines" on the order of 30-40% over time will improve water clarity: [http://www.waterboards.ca.gov/lahontan/TMDL/Tahoe/clarity\\_presentation2fForum\\_27july06.pdf](http://www.waterboards.ca.gov/lahontan/TMDL/Tahoe/clarity_presentation2fForum_27july06.pdf)

### **CEQA and the Real Cost of Development**

(CBIA News, August 17, 2006) One of the biggest impediments to development of any kind here is the California Environmental Quality Act, better known as CEQA. CEQA is a law that requires all projects in California to be analyzed in terms of the potential of the project to create significant impacts on our communities and the environment. In Santa Barbara County, our local interpretation and application of this law borders on the absurd. That is because local anti-development groups have raised CEQA-based lawsuits to an art form, thereby limiting the ability of local planning agencies to interpret and apply the law in a reasonable manner. Let me explain. When a project of any kind is proposed, such as a housing development, shopping center, day care center, manufacturing plant or even refurbishing something that already exists, like a bridge, before the project can be approved and permitted, a CEQA analysis must be performed. The anti-growth people use CEQA-based lawsuits,

or the threat of a lawsuit, to slow down the approval process, thereby making the development project that much more expensive in the process. This discourages other would-be investors from doing business in our community.

Posted: <http://www.lompocrecord.com/articles/2006/08/17/opinions/081706c.txt>

### **Petitions to Challenge Waterfront Plan**

(CBIA News, August 17, 2006) OAKLAND - Not since landlords and renters battled over Just Cause four years ago has an issue galvanized the city as much as the Oak to Ninth development. Slated for construction on about 64 acres of waterfront land, the 3,100-unit condominium complex has advocates from almost every interest group conceivable, fighting for its success or demise. Labor unions, affordable housing advocates and smart growth proponents champion Signature Properties's vision for the development. Meanwhile, open space advocates, historical preservationists and some of the city's educational community criticize its high rise towers, lack of schools and closeness to Interstate 880. Until now, the battle was waged as most are in the city, each side pleading its case before the Oakland City Council. A final vote was made, end of discussion.

Posted: [http://www.insidebayarea.com/localnews/ci\\_4194724](http://www.insidebayarea.com/localnews/ci_4194724)

### **Water Board Mulls Waste in Coastal Waters**

(Monterey Herald, 8/16) ["It's been against state law for 36 years to discharge 'waste' into coastal waters considered Areas of Special Biological Significance. But what is 'waste,' how much is a discharge, and can the state realistically expect coastal cities and counties to comply with what many see as a zero tolerance policy?"](#)

### **Enforce Prop. 65 and Protect Our Drinking Water**

(San Jose Mercury News, 8/13) **OPINION.** ["Back in November 1986, nearly two-thirds of California's voters enacted a landmark law known as Proposition 65 through a citizens initiative to prevent dangerous chemicals causing cancer or birth defects from contaminating drinking water or exposing Californians to significant risks of these devastating illnesses. Today, 20 years later, are we any better off?"](#)

### **Tougher Regulation of Farm Runoff Needed**

(Contra Costa Times, 8/13) **OPINION.** ["Even though the agriculture exemption ended three years ago, many farmers continue to allow pesticides and other pollutants to seep into rivers and the Delta."](#)

### **Hearing on Coastal Pollution Planned**

(Monterey Herald, 8/13) ["A hearing on state policy to prevent pollution of protected coastal marine areas from storm water runoff will be held Tuesday in Monterey by the state Water Resources Control Board's Division of Water Quality."](#)

## SOUTHERN CALIFORNIA

### **Rainbow Water Board to Discuss GM Post**

(NC Times, 8/23) "[With its general manager set to step down from his post Aug. 31, the Rainbow Municipal Water District's board of directors are holding a special meeting Friday to discuss options for filling the district's top management spot.](#)"

### **Rainbow Water Board Leader Resigns**

(SD Union-Tribune, 8/23) "[Rainbow Municipal Water District Board President Larry Sundram has resigned, saying he will focus on 'more pressing matters such as family, health and leisure.'](#)"

### **Camp Pendleton Officials Unveil New Tertiary Treatment - Sewage Treatment Facility Built After Legal Settlement with Environmental Groups**

(Coastkeeper Currents, August 25, 2006) At an August 16 ribbon-cutting ceremony attended by dozens of invited guests, Marine Corps officials unveiled a new \$40 million tertiary treatment plant that will service the southern portion of Camp Pendleton.

The facility was built in response to a 2003 legal settlement between the Department of Defense and several environmental groups: Coastkeeper, Divers' Environmental Conservation Organization, The Surfrider Foundation and American Canoe Association. The groups initiated litigation in 2002 to address chronic sewage spills and permit violations.

The new plant, which replaces four wastewater treatment facilities built in the 1940's and 50's, is currently treating 800,000 gallons of sewage daily, and will eventually have the capacity to treat 5 million gallons per day of wastewater. When fully operational in 2007, the plant will be capable of reusing all the treated water on the base without discharging to receiving waters.

In addition to the new treatment facility, the Base is making tremendous strides in reducing the impact of sewage spills on local waters. Using a sewage spills scoring system that tracks the number and impact of sewage spills, Camp Pendleton has reduced its spill score by more than 50 percent since 2003, more than two years before it was required to reach such a benchmark under the consent decree entered into with the environmental groups.

### **Sea World/Anheuser Busch to Apply for Fireworks Discharge Permit - Coastkeeper Foregoes Litigation; Fireworks to be Discontinued Until Permit Secured**

Anheuser Busch's Sea World Adventure Park has announced its intention to cease its fireworks displays until it secures appropriate discharge permits from the San Diego Regional Water Quality Control Board.

This decision comes in response to San Diego Coastkeeper's June 26, 2006 filing of a 60-day Notice of Intent (NOI) to bring litigation to enforce the Clean Water Act's mandate that a permit be obtained for discharges that release potentially dangerous chemicals into Mission Bay. Given the announcement by Sea World's attorneys, Coastkeeper will forego litigation it expected to file in early September.

Each summer, Sea World discharges fireworks from a barge in Mission Bay during its "Sky Blast" show. Despite nearly 150 fireworks displays annually, Sea World has never applied for nor secured the required NPDES discharge permit from the Regional Water Board. When fireworks are shot off over Mission Bay, chemicals found in those fireworks fall into the Bay, as does paper trash (firework casing) that is potentially laden with chemicals. Some of the hazardous compounds found in fireworks and potentially in Mission Bay include: perchlorate salts, arsenic, chromium, copper, strontium, mercury, cadmium, lead and zinc. The impacts of fireworks displays on water quality are not well known, and regulation of these activities could result in further monitoring and research in this area.

### **San Diego Will Put Cash Down the Sewer**

(SD Union Tribune, 8/18) "[San Diego will spend \\$82 million between now and next July to continue upgrading its sewage system despite ongoing financial challenges, according to an agreement announced yesterday by the U.S. Environmental Protection Agency.](#)"

### **Rainbow Water Board President Sundram Resigns**

(NC Times, 8/18) "[Rainbow Municipal Water District board President Larry Sundram announced his resignation Thursday, saying he was immediately stepping down from the board to tend to 'more pressing matters, such as family, health and leisure.'](#)"

### **Officials Take on Santa Margarita River Pollution**

(Riverside P/E, 8/16) "[Concerns over the Santa Margarita River have prompted state officials to monitor worrisome pollution levels in the 744-square-mile region that feeds the historic waterway that runs from Temecula to the ocean.](#)"

### **Rainbow Water District Enabling Overdevelopment**

(NC Times, 8/19) "**COMMENTARY.** ['Rainbow Municipal Water District 'will have sufficient funds for the next 10-year capital improvement program for both water and wastewater without rate increases and 30-year bonds' ---- or the need to annex upstart San Luis Rey Municipal Water District and the unpopular '3 P' development!'](#)"

## **San Diego River Conservancy Chief Fired**

(SD Union Tribune, 8/14) "[The board of directors for the San Diego River Conservancy yesterday fired its lone full-time employee – Deborah S. Jayne, the agency's inaugural executive officer.](#)"

## **ANNOUNCEMENTS**

### **WaterReuse Symposium Golf Outing**

**Sept. 10.** "[The WaterReuse Second Annual Golf Outing offers attendees of the 2006 WaterReuse Annual Symposium the opportunity to mingle with water professionals, enjoy fresh air at the historic Brookside Golf Club and support Water for People, a charitable organization.](#)"

### **Stars of the Future: Reuse and Desal**

**Sept. 10-13.** "[21st Annual WaterReuse Symposium to Focus on Water Reuse and Desalination. The latest information on water reuse and desalination applications, technologies, health and safety, funding, and legislative and regulatory activities will be on display September 10-13, 2006 at the Renaissance Hollywood Hotel during the 21st Annual WaterReuse Symposium.](#)"

### **AWWA: DSS Conference and Exposition**

**Sept. 17-20.** "[The American Water Works Association \(AWWA\) DSS Conference and Exposition will be held September 17-20, in Phoenix, AZ, according to an AWWA press release.](#)"

### **CASQA Conference**

**Sept. 25-27.** "[The CASQA 2006 conference in Sacramento offers a full program of training workshops, presentations and exhibits for holders of municipal, industrial and construction NPDES stormwater permits.](#)"

### **Coastal Cleanup Day – Volunteers Needed!!!**

**When:** Saturday, September 16th, 9-12 noon

**Where:** Over 50 coastal and inland sites in San Diego County

On Saturday, September 16th Coastkeeper will partner with I Love A Clean San Diego and California Coastal Commission to host the 22nd Annual California Coastal Cleanup Day (CCD), presented by the San Diego County Board of Supervisors through the support of Supervisors Greg Cox and Pam Slater-Price. Last year, 4,685 volunteers participated in the cleanup at nearly 60 coastal and inland sites, removing 209,789 pounds of trash and recyclables from San Diego County and Baja California beaches.

## **Coastkeeper is Looking for 40 Dedicated Volunteers to Assist our Site Captains Manage Coastal Cleanup Sites from Oceanside to Imperial Beach.**

Visit [www.cleanupday.org](http://www.cleanupday.org) to learn more about CCD. If you are interested in being a Coastkeeper volunteer, please contact Danielle Miller at 619-758-7743 or [danielle@sdcoastkeeper.org](mailto:danielle@sdcoastkeeper.org).

If you are interested in joining one of our 30+ coastal cleanups, please register [online](#).

## **All Aboard for Coastkeeper's 11th Annual Ocean Gala**

**When:** Saturday, October 7th, 7-11pm

**Where:** Hotel Del Coronado

Join San Diego Coastkeeper at the historic Hotel Del Coronado as we embark on a 'virtual cruise' to celebrate our majestic ocean and learn about our efforts to protect local waterways. Enjoy a gourmet dinner, dance to live music of the *Swingin' EZ Big Band*, and participate in a silent auction...all at one of the region's most renowned landmarks overlooking San Diego's precious bay and coast.

[Click here for additional event details.](#)

## **LEGISLATION**

### **CA AB 966**

**Author:** Saldana (D)

**Title:** Water Quality: California-Baja Border Region

**Introduced:** 02/18/2005

**Last Amend:** 08/22/2006

**File:** 47

**Location:** Assembly Unfinished Business

**Summary:** Requires the Environmental Protection Agency, Water Resources Control Board, the San Diego Regional Water Quality Control Board, and the Colorado River Basin Regional Water Quality Control Board, to take action under the federal Clean Water Act to establish effective water quality control programs for the California-Baja California border region and to establish cooperative water quality monitoring, inspection, and technical assistance programs to protect the environment and public health of the region.

**Status:** 08/23/2006 In SENATE. Read third time. Passed SENATE. \*\*\*\*\*To ASSEMBLY for concurrence.

## CA AB 2485

**Author:** Jones (D)

**Title:** Fish and Game: Sea Otters

**Introduced:** 02/23/2006

**Last Amend:** 08/22/2006

**Location:** Assembly Unfinished Business

**Summary:** States the Legislature's intent to establish a research program focused on reducing sea otter mortality from nonpoint source pollution, and developing water and wastewater treatment technologies for causes affecting sea otter mortality. Modifies fines and penalties for violations relating to marine mammals and fully protected animals. Requires cat litter offered for sale to contain alternative statements regarding the proper disposal of feces. Relates to the Sea Otter Fund tax checkoff.

**Status:** 08/23/2006 In SENATE. Read third time. Passed SENATE. \*\*\*\*\*To ASSEMBLY for concurrence.

**Commentary:** Under existing law, a person who deposits in, or permits to pass into, or place where it can pass into, the waters of this state specified substances, including any substance or material deleterious to fish, plant life, or bird life, is subject to specified civil penalties. This bill would include in those provisions any substance or material deleterious to mammals.

## CA SB 187

**Author:** Soto (D)

**Title:** Drinking Water: Contaminants

**Introduced:** 02/10/2005

**Last Amend:** 08/21/2006

**File:** 95

**Location:** Senate Unfinished Business

**Summary:** Requires the Department of Health Standards to consider certain criteria when it adopts a primary drinking water standard including the public health goal for the contaminant published by the Office of Environmental Health Hazard Assessment, the national primary drinking water standard, and the technological and economic feasibility of compliance with

the proposed standard. Requires the analysis and any standards documentation be made available to the public for review and comment.

**Status:** 08/23/2006 In ASSEMBLY. Read third time. Passed ASSEMBLY. \*\*\*\*\*To SENATE for concurrence.

## CA SB 354

**Author:** Escutia (D)

**Title:** Hazardous Materials Release: Remediation

**Introduced:** 02/16/2005

**Last Amend:** 08/10/2006

**File:** 126

**Location:** Senate Unfinished Business

**Summary:** Relates to hazardous substances. Amends the Land Environmental Restoration and Reuse Act to delete specified exclusion from the definition of property in the act and to include in the act as property, a site that is described in one of the exclusions. Authorizes a notice to the owner requiring notice. Corrects the definition of environmental assessor registered by the Department of Toxic Substances.

**Status:** 08/23/2006 In ASSEMBLY. Read third time. Passed ASSEMBLY. \*\*\*\*\*To SENATE for concurrence.

## CA SB 729

**Author:** Simitian (D)

**Title:** Water Quality

**Introduced:** 02/22/2005

**Last Amend:** 08/21/2006

**File:** 103

**Location:** Senate Unfinished Business

**Summary:** Authorizes the State Water Resources Control Board to carry out the authority over water quality matters if the state board determines that it will not duplicate the efforts of the regional board. Requires each regional board to coordinate with the state board and other state agencies with respect to water quality matters and report rates of compliance. Requires

the posting of water quality related information on the Internet, including a summary of enforcement actions and the disposition of same.

**Status:** 08/23/2006 In ASSEMBLY. Read third time. Passed ASSEMBLY. \*\*\*\*\*To SENATE for concurrence.

## CA SB 775

**Author:** Cox (R)

**Title:** Watermasters: Court Appointments

**Introduced:** 02/22/2005

**Last Amend:** 08/15/2006

**Location:** To enrollment

**Summary:** Specifies that, upon a petition, made to a court in which a relevant judicial decree has been entered, by the owners or governing bodies of at least 15% of the conduits lawfully entitled to directly divert water in a service area subject to that decree, may appoint a public agency as a watermaster to replace the watermaster. Provides that a watermaster appointed pursuant to this provision would have the powers and duties prescribed by the court pursuant to the exercise of its judicial authority.

**Status:** 8/23/2006 In SENATE. SENATE concurred in ASSEMBLY amendments. To enrollment.

## CA AB 966

**Author:** Saldana (D)

**Title:** Water Quality: California-Baja Border Region

**Introduced:** 02/18/2005

**Last Amend:** 08/09/2006

**Location:** Senate Second Reading File

**Summary:** Requires the Environmental Protection Agency, Water Resources Control Board, the San Diego Regional Water Quality Control Board, and the Colorado River Basin Regional Water Quality Control Board, to take action under the federal Clean Water Act to establish effective water quality control programs for the California-Baja California border region and to establish cooperative water quality monitoring, inspection, and technical assistance programs to protect the environment and public health of the region.

**Status:** 08/17/2006 From SENATE Committee on APPROPRIATIONS: Do pass as amended.

## CA AB 1899

**Author:** Wolk (D)

**Title:** Land Use: Flood Protection

**Introduced:** 01/25/2006

**Last Amend:** 06/27/2006

**Location:** Senate Rules Committee

**Summary:** Requires a city or county that determines a project will require a certain environmental document under the Environmental Quality Act and meets certain conditions, to identify all relevant flood management agencies and to require those agencies to submit a flood protection analysis. Requires the filing of a flood hazard zone maps for the Sacramento and San Joaquin rivers.

**Status:** 08/17/2006 From SENATE Committee on APPROPRIATIONS: Be re-referred to Committee on RULES.

## CA SB 1733

**Author:** Aanestad (R)

**Title:** Water Quality

**Introduced:** 02/24/2006

**Last Amend:** 08/10/2006

**Committee:** Assembly Appropriations Committee

**Hearing:** 08/17/2006

**Summary:** Amends the Porter-Cologne Water Quality Control Act. Requires the state board to provide guidance to regional boards relating to water quality, to undertake review and to report to the Legislature. Provides for annual training to regional board members. Requires improved adjudication procedures at the regional level. Provides penalties. Authorizes the state board to allow a publicly owned treatment works to spend an equivalent fine amount toward a compliance project.

**Status:** 08/16/2006 From ASSEMBLY Committee on APPROPRIATIONS: Do pass.

## CA SB 475

**Author:** Runner G (R)

**Title:** Drinking Water: Water Softeners: Santa Clara River

**Introduced:** 02/18/2005

**Last Amend:** 08/07/2006

**File:** 135

**Location:** Assembly Consent Calendar - First Legislative Day

**Summary:** Provides the Santa Clara Valley Sanitation District may by ordinance require the removal of all installed residential self-regenerating water softeners that discharge to the community sewer system, if the district makes specified findings. Requires the district to make available to owners of residential self-regenerating water softeners a voluntary program to compensate the resident for 100% of the reasonable value of the removed appliance and to provide for 75% of those costs at a later time.

**Status:** 08/14/2006 In ASSEMBLY. Read second time. To Consent Calendar.

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