

---

## Los Angeles Regional Water Quality Control Board

May 26, 2021

Via Email

**REQUIRED ACTIONS PER THE STATE WATER RESOURCES CONTROL BOARD ORDER WQ 2020-0038 AND THE LOS ANGELES COUNTY MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) PERMIT (NPDES PERMIT NO. CAS004001; ORDER NO. R4-2012-0175 AS AMENDED BY STATE WATER BOARD ORDER WQ 2015-0075 AND LOS ANGELES WATER BOARD ORDER R4-2012-0175-A01)**

Dear Los Angeles County MS4 Permittees Participating in WMPs and EWMPs:

On January 20, 2021, the State Water Resources Control Board (State Water Board) released the certified version of the final Order WQ 2020-0038<sup>1</sup> (2020 SB Order), which was adopted on November 17, 2020, in the matter of review of the approval of Watershed Management Programs (WMPs) and Enhanced Watershed Management Programs (EWMPs) submitted pursuant to the Los Angeles Regional Water Quality Control Board (Los Angeles Water Board) Order R4-2012-0175 (2012 LA County MS4 Permit). In the 2020 SB Order, the State Water Board reviewed the Los Angeles Water Board Executive Officer's approval of nine WMPs<sup>2</sup> and one EWMP<sup>3</sup> pursuant to the 2012 LA County MS4 Permit. While the programs discussed in the 2020 SB Order were found to be insufficient in some ways, it was also determined that the programs contain enough detail and analysis to justify continued "deemed compliance" while carrying out the changes provided in the 2020 SB Order. The 2020 SB Order identified shortcomings in the required analyses and allows most<sup>4</sup> of the Permittees to retain their deemed compliance status until June 30, 2021.

---

<sup>1</sup> State Water Board Order WQ 2020-0038, at [https://www.waterboards.ca.gov/board\\_decisions/adopted\\_orders/water\\_quality/2020/wqo2020\\_0038.pdf](https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2020/wqo2020_0038.pdf) [as of May 4, 2021].

<sup>2</sup> The Los Angeles River Upper Reach 2 Watershed Management Group, the Lower Los Angeles River Watershed Management Group, the Lower San Gabriel River Watershed Management Group, the City of El Monte, the Alamitos Bay/Los Cerritos Channel Watershed Management Group, the East San Gabriel Valley Watershed Management Group, the Los Cerritos Channel Watershed Management Group, the Santa Monica Bay Watershed Jurisdictional Group 7, and the City of Walnut.

<sup>3</sup> The North Santa Monica Bay Coastal Watersheds Group.

<sup>4</sup> "No deemed compliance is afforded to the Permittees implementing the Santa Monica Bay Jurisdiction Group 7 WMP, as it identifies no existing water quality issues in its jurisdictional

LAWRENCE YEE, CHAIR | RENEE PURDY, EXECUTIVE OFFICER

The 2020 SB Order directed that, no later than June 30, 2021, Permittees in all Watershed Management Groups must submit the following deliverables to the attention of the Los Angeles Regional Water Board's Executive Officer:

- Permittees must submit documentation to the Los Angeles Water Board Executive Officer demonstrating completion of all work associated with their prior and current milestones. This demonstration must show that all actual work associated with a milestone dated on or before June 30, 2021 has been completed no later than June 30, 2021.

Failure to submit this demonstration will result in a loss of deemed compliance with the receiving water limitations, water quality based effluent limitations, and other TMDL-specific limitations addressed by the WMP or EWMP. However, if a WMP or EWMP Group has failed to complete all work associated with its prior and current milestones, it may request modifications to its WMP or EWMP and/or a time schedule order.

- Consistent with Part VI.C.8.b.i of the 2012 LA County MS4 Permit, Permittees must submit an updated WMP or EWMP with an updated Reasonable Assurance Analysis by June 30, 2021, in conformance with the 2020 SB Order.

Failure to submit this update will result in a missed deliverable of the 2012 LA County MS4 Permit.

The abovementioned requirements may be submitted via the Los Angeles Water Board's FTP site, as provided below. Alternatively, please contact Ms. Susana Vargas via email at [Susana.Vargas@waterboards.ca.gov](mailto:Susana.Vargas@waterboards.ca.gov) for alternative accommodations for submittals.

- FTP site link: <https://ftp.waterboards.ca.gov>  
Username: RB4MS4-Upload  
Password: RB4-bmBb3Z
- Submitted document(s) should be uploaded as a Compressed (zipped) Folder(s)

---

area and, as a result, includes no Reasonable Assurance Analysis and no compliance schedule. The City of El Monte WMP does not contain a compliance schedule adequate to demonstrate implementation progress. Until the identified issues are corrected, the program does not justify any grant of deemed compliance for the City of El Monte" (State Water Board Order WQ 2020-0038 pg. 4, at [https://www.waterboards.ca.gov/board\\_decisions/adopted\\_orders/water\\_quality/2020/wqo2020\\_0038.pdf](https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2020/wqo2020_0038.pdf) [as of May 4, 2021]).

If you have any questions, please contact Dr. LB Nye, Regional Programs Section Chief at [LB.Nye@waterboards.ca.gov](mailto:LB.Nye@waterboards.ca.gov) or by phone at (213) 576-6622.

Sincerely,

Renee Purdy  
Executive Officer