

November 9, 2017

Mr. Michael Lauffer	Mr. Gregory Newmark	Mr. Bruce Wolfe
State Water Resources	Meyers, Nave, Riback,	San Francisco Bay Regional
Control Board	Silver, & Wilson	Water Quality Control Board
1001 I Street, 22nd Floor	555 12th Street, Suite 1500	1515 Clay Street, Suite 1400
Sacramento, CA 95814-2828	Oakland, CA 94607	Oakland, CA 94612

And Parties, Interested Parties, and Interested Persons (See Mailing List)

RE: Notice of Extension of Time to Comment and Provide the Administrative Records Requested and Approval of Claimant's Request for Extension of Time to File Rebuttal Comments

California Regional Water Quality Control Board, San Francisco Bay Region, Order No. R2-2015-0049, 16-TC-03 City of Union City, Claimant

Dear Messrs. Lauffer, Newmark, and Wolfe:

On September 11, 2017, Commission staff issued the Notice of Complete Test Claim Filing, Schedule for Comments, Request for Administrative Record, and Notice of Tentative Hearing Date for the above-captioned Test Claim, indicating the due date for comments from parties, interested parties, and interested persons, was set for October 11, 2017. On October 10, 2017, the Department of Finance (Finance) filed comments on this matter. On November 1, 2017, the Commission was informed that certain members of the Water Boards' staff, who will be tasked with the work on this Test Claim, wished to be added to the mailing list and would be submitting a request for extension of time to comment since they were not made aware of the filing until that date. To date, neither the State Water Resources Control Board nor the San Francisco Bay Regional Water Quality Control Board (Water Boards) have filed comments or submitted a request for extension.

On November 7, 2017, the Commission received claimant's request for extension of the 30-day rebuttal period provided in section 1183.3 of the Commission's regulations. Specifically, the request states that the due date for the claimant's rebuttal should extend from the date of filing of the Water Boards' comments, in order to facilitate the filing of one set of rebuttal comments, rather than require two separate rebuttals.

Section 1187.9(a) of the Commission's regulations provide that so 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, the request shall be approved.

Therefore, comments from parties, interested parties, and interested persons as well as the administrative records of the above-named permit from the Water Boards are now due **December 11, 2017**. The claimant's rebuttal period will extend 30 days from the date of service of these items.

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Commission on State Mandates

980 9th Street, Suite 300 Sacramento, CA 95814 | www.csm.ca.gov | tel (916) 323-3562 | email: csminfo@csm.ca.gov

Messrs. Lauffer, Newmark, and Wolfe November 9, 2017 Page 2

This matter remains tentatively set for hearing on September 28, 2018.

Sincerely,

For 2 0

Heather Halsey Executive Director

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 November 9, 2017, I served the:

- Notice of Extension of Time to Comment and Provide the Administrative Records Requested and Approval of Claimant's Request for Extension of Time to File Rebuttal Comments issued November 9, 2017
- Claimant's Request for Extension of Time filed November 7, 2017

California Regional Water Quality Control Board, San Francisco Bay Region, Order No. R2-2015-0049, 16-TC-03 City of Union City, Claimant

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 November 9, 2017 at Sacramento, California.

Jill L. Magee

Commission on State Mandates 980 Ninth Street, Suite 300 Sacramento, CA 95814 (916) 323-3562

COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 11/6/17

Claim Number: 16-TC-03

Matter: California Regional Water Quality Control Board, San Francisco Bay Region, Order No. R2-2015-0049

Claimant: City of Union City

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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