



December 23, 2016

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Mr. Justyn Howard  
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915 L Street  
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*And Parties, Interested Parties, and Interested Persons (See Mailing List)*

**RE: Notice of Complete Joint Test Claim Filing and Renaming of Matter**

*Santa Ana Region Water Permit, 09-TC-03*

California Regional Water Quality Control Board, Santa Ana Region,  
Order No. R8-2009-0030

County of Orange, Orange County Flood Control District, Cities of Anaheim, Brea,  
Buena Park, Costa Mesa, Cypress, Fountain Valley, Fullerton, Huntington Beach, Irvine,  
Lake Forest, Newport Beach, Placentia, Seal Beach, and Villa Park, Claimants

Dear Mr. Burhenn and Mr. Howard:

On June 30, 2010, the Commission on State Mandates (Commission) received the above-named joint test claim filing. The Test Claim alleges reimbursable mandated activities arising from the NPDES permit No. CAS618030, Order R8-2009-0030 (Order), adopted by the Santa Ana Regional Water Quality Control Board. The test claim permit became effective on the date of its adoption, May 22, 2009.

Although the filing was deemed complete on July 9, 2010, a review of the filing by legal staff revealed that the filing was incomplete because it: (1) was filed beyond the statute of limitation because it was filed more than 12 months beyond the effective date of the Order; (2) did not meet the joint test claim requirements specified in the Commission's regulations, Title 2, California Code of Regulations, section 1183.1(g); and (3) was missing a detailed description of increased costs and a statewide estimate of costs as required by Government Code section 17553.<sup>1</sup> On November 18, 2016, Commission staff notified the claimants of the incomplete filing.

On December 19, 2016, the claimants refiled the joint test claim filing with the Commission. Upon review, Commission staff finds this joint test claim filing to be complete and it retains the original filing date of June 30, 2010 in accordance with section 1183.1(f) of the Commission's regulations.

**Renaming of Matter**

Currently, this matter is known as "*Santa Ana Region Water Permit.*" However, Commission staff is renaming this matter for ease of tracking and consistent with other stormwater NPDES permit test claims. This matter will now be designated:

*California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2009-0030, 09-TC-03*

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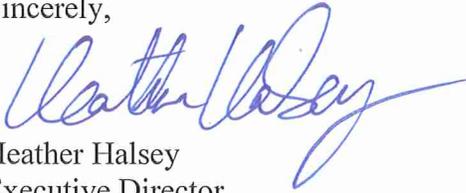
<sup>1</sup> A completeness review of a test claim is not intended as a legal review, and in fact, does not go through legal review.

Mr. Burhenn and Mr. Howard  
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**Tentative Hearing Date**

This Test Claim is tentatively set for hearing on **May 26, 2017**.

Sincerely,



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 December 23, 2016, I served the:

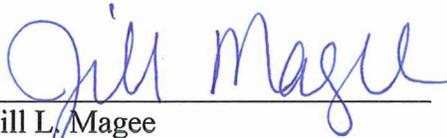
**Joint Test Claim Filing, Notice of Complete Joint Test Claim Filing and Renaming of Matter, and Schedule for Hearing**

*California Regional Water Quality Control Board, Santa Ana Region,  
Order No. R8-2009-0030, 09-TC-03*

County of Orange, Orange County Flood Control District, Cities of Anaheim, Brea, Buena Park, Costa Mesa, Cypress, Fountain Valley, Fullerton, Huntington Beach, Irvine, Lake Forest, Newport Beach, Placentia, Seal Beach, and Villa Park, Co-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 December 23, 2016 at Sacramento, California.



Jill L. Magee  
Commission on State Mandates  
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(916) 323-3562

# COMMISSION ON STATE MANDATES

## Mailing List

**Last Updated:** 12/22/16

**Claim Number:** 09-TC-03

**Matter:** California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2009-0030

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City of Costa Mesa  
City of Cypress  
City of Fountain Valley  
City of Fullerton  
City of Huntington Beach  
City of Irvine  
City of Lake Forest  
City of Newport Beach  
City of Placentia  
City of Seal Beach  
City of Villa Park  
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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