

RESOLUTION NO. 2024-25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING THE MAYOR TO EXECUTE, ON BEHALF OF THE CITY, THE FIFTH AMENDMENT TO THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM, SAN DIEGO REGIONAL STORMWATER COPERMITTEES MEMORANDUM OF UNDERSTANDING

WHEREAS, the San Diego Regional Water Quality Control Board (“RWQCB”) issued National Pollutant Discharge Elimination System (“NPDES”) Permit Order No. 2001-01 in February 2001, wherein it required the County of San Diego, the San Diego Port District, and the municipalities within the County of San Diego (“Copermittees”) to improve water quality by preventing pollutants from entering receiving waters from stormwater and urban runoff; and

WHEREAS, on January 24, 2007, the RWQCB issued Permit Order No. R9-2007-001, which replaced Order No. 2001-001 and expanded on that Permit Order’s requirements for the NPDES San Diego Regional Copermittees. The requirements included the establishment of a management structure and determining a cost sharing mechanism for complying with the Order; and

WHEREAS, the Copermittees entered into a San Diego Regional Stormwater Copermittees Memorandum of Understanding (“MOU”) on November 16, 2007, to comply with the NPDES Permit Order No. R9-2007-001 requirement that they cooperate in the implementation of activities and programs; and

WHEREAS, on May 8, 2013, the RWQCB issued Permit Order No. R9-2013-001, as amended, which includes requirements in addition to those that were previously imposed on the Copermittees; and

WHEREAS, NPDES Permit Order No. R9-2013-001, as amended, expired on June 27, 2018; and

WHEREAS, the San Diego RWQCB has yet to re-issue a new NPDES permit to the Copermittees;
and

WHEREAS, the Copermittees wish to amend the MOU to extend the termination date through August 2029, or until a new permit is reissued plus twelve months, whichever is longer.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.
2. That the City Council authorizes the Mayor to execute, on behalf of the City of Escondido, the Fifth Amendment to NPDES San Diego Regional Stormwater Copermittees Memorandum of Understanding, which is attached as Exhibit "A" to this Resolution and incorporated by this reference.