



Linda S. Adams  
Acting Secretary for  
Environmental Protection

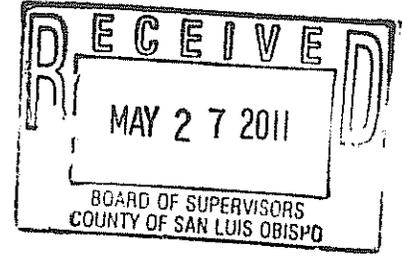
# State Water Resources Control Board

## Office of Chief Counsel

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Edmund G. Brown Jr.  
Governor



May 25, 2011

Bruce Gibson, Supervisor, District Two  
San Luis Obispo County  
1055 Monterey, Room D430  
San Luis Obispo, CA 93408-1003

Dear Mr. Gibson,

### CEASE AND DESIST ORDERS, LOS OSOS PROHIBITION ZONE

Jeffrey Young, the Chair of the Regional Water Quality Control Board, Central Coast Region (Central Coast Water Board), received your letter dated March 22, 2011, regarding cease and desist orders (CDOs) issued by the Central Coast Water Board within the Los Osos prohibition zone. I am responding to your letter on behalf of the Central Coast Water Board.

In your letter you informed Mr. Young that the San Luis Obispo County Board of Supervisors unanimously passed a resolution affirming the County's intention to construct and operate the Los Osos Wastewater Project (Project). The Central Coast Water Board greatly appreciates and acknowledges the Board of Supervisors and County staff efforts to commit to completing this Project which will greatly improve water quality in the Los Osos area. And, as you know, the Central Coast Water Board adopted waste discharge requirements for the Project at its May 2011 meeting. The Central Coast Water Board looks forward to working with the County to see the Project completed.

Due to the County's commitment to implement the Project, you requested that the Central Coast Water Board rescind the CDOs. As you know, a small group of CDO recipients filed suit in San Luis Obispo County Superior Court against the Central Coast Water Board challenging the CDOs and the establishment of the Los Osos prohibition zone. While the Central Coast Water Board prevailed, a few parties have appealed that decision. Thus, the case is currently pending before the Court of Appeal. (*Citizens for Clean Water, aka PZLDF v. Regional Water Quality Control Board*, Case No. B231945.) The Central Coast Water Board met in closed session as authorized by the Open Meetings Act to discuss the pending litigation and your request. While the Central Coast Water Board appreciates the progress toward constructing the Project, it will not rescind the CDOs at this time due to the pending litigation. If circumstances change, the Central Coast Water Board may reconsider your request.

Mr. Bruce Gibson

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If you have any questions, please contact John Robertson at [jrobertson@waterboards.ca.gov](mailto:jrobertson@waterboards.ca.gov) or (805)542-4630, or me at [fmcchesney@waterboards.ca.gov](mailto:fmcchesney@waterboards.ca.gov) or at (916)341-5174.

Sincerely,



Frances L. McChesney

cc: John Robertson, Supervising Engineering Geologist  
Central Coast Regional Water Quality Control Board  
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