



1 (1) in paragraph (1)(A) by inserting before the  
2 semicolon at the end the following: “, and except as  
3 provided in paragraph (5)””; and

4 (2) by adding at the end the following new  
5 paragraph:

6 “(5) EXTENSION OF APPLICATION DEADLINE.—

7 “(A) IN GENERAL.—In the 180-day period  
8 beginning on the date of the enactment of this  
9 paragraph, the city of San Diego, California,  
10 may apply for a modification pursuant to sub-  
11 section (h) of the requirements of subsection  
12 (b)(1)(B) with respect to biological oxygen de-  
13 mand and total suspended solids in the effluent  
14 discharged into marine waters.

15 “(B) APPLICATION.—An application under  
16 this paragraph shall include a commitment by  
17 the applicant to implement a waste water rec-  
18 lamation program that, at a minimum, will—

19 “(i) achieve a system capacity of  
20 45,000,000 gallons of reclaimed waste  
21 water per day by January 1, 2010;

22 “(ii) result in a reduction in the quan-  
23 tity of suspended solids discharged by the  
24 applicant into the marine environment dur-  
25 ing the period of the modification.

1           “(C) ADDITIONAL CONDITIONS.—The Ad-  
2           ministrator may not grant a modification pur-  
3           suant to an application submitted under this  
4           paragraph unless the Administrator determines  
5           that such modification will result in removal of  
6           not less than 58 percent of the biological oxy-  
7           gen demand (on an annual average) and not  
8           less than 80 percent of total suspended solids  
9           (on a monthly average) in the discharge to  
10          which the application applies.

11          “(D) PRELIMINARY DECISION DEAD-  
12          LINE.—The Administrator shall announce a  
13          preliminary decision on an application submit-  
14          ted under this paragraph not later than 1 year  
15          after the date the application is submitted.”.

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