

February 27, 1997

REPORT TO THE HONORABLE
MAYOR AND CITY COUNCIL

SAVE OUR BAY, INC., ET AL V. INTERNATIONAL BOUNDARY AND WATER
COMMISSION, ET AL, U.S. DISTRICT COURT CASE NO. 97 CV 0295E

Save Our Bay, Inc. filed a complaint on February 24, 1997 seeking declaratory and injunctive relief to halt construction on the International Wastewater Treatment Plant and Outfall being built in the South Bay to collect and treat renegade sewage from Mexico. The principal defendants include the International Boundary and Water Commission (IBWC), the Environmental Protection Agency (EPA) and the United Army Corps of Engineers. The City of San Diego is named solely as a necessary party due to its role as construction manager for the outfall component.

The City Attorney's Office has anticipated the litigation, made prior contact with each federal defendant and is exploring avenues of joint defense with the federal defendants. Further information on the lawsuit will be reviewed with you in Closed Session.

Respectfully submitted,

CASEY GWINN
City Attorney

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RC-97-3

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