

10/7/14
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The Board members and Executive management
California Regional Water Quality Control Board
2375 North side Drive Suite 100,
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**Comment on Tentative Order No. R9-2014-001, An Order Rescinding
Order No,R9-2009-0147**

Reference:732361:acali

The San Diego Regional Board mission statement is developing and enforcing water quality objectives and implementing plans that will best protect the area's waters while recognizing our local differences in climate, topography, geology and hydrology.

Order No. R9-2009-0147 was issued to Rite Time pharmaceuticals in good faith by the regional board after extensive work by our consultants, ostensibly with financial burden of about \$60,000.00.

The permit was issued based on the requirements by the Riverside county Environmental health department part of the conditions of approval to get a building permit to build a strip center in the unincorporated town of Anza, California.

During the process of plot plan approval, department of environmental health of the Riverside county per conditions of approval requirements is to secure a waste discharge permit from the San Diego regional water board, then forward this information to the Riverside county environmental health department, which then will then work with the other departments,(Fire, building, planning etc) for plan checks before the final permit is issued.

This process of obtaining the building permit have been a rigorous process with the Riverside county due to various conditions that have to be met at the county various department.

Meanwhile we received the waste discharge permit from the San Diego regional board and we are being assessed permit fees for discharge, we have not done any discharge, we do not even have permit to build the project yet from the county, still a dirt raw land.

I contacted the regional board several times about the discharge permit fees, that i have not even got a clearance from the Riverside county environmental health, not to talk of getting plan check approval from the other departments at the Riverside county to get a final building permit in order to move forward in building the project.

The regional board indicated that they don't have anything to do with fees, that i should contact State Water board in Sacramento which i did several times they keep sending me back to the San Diego regional board.

At the moment I respectfully and kindly urge the board members, directors and executives of the regional board to assist in resolving and alleviate or mitigate the financial burden of the permit fees.

I kindly urge the board, it's members and the executive to kindly please be magnanimous towards our small business in alleviate part of the fees, i can understand if we are already discharging and not paying our fees then we will be highly unreasonable and not a good citizen to the community.

We have not done any construction or any discharge, no building permit issued to us yet, i kindly plead my case to the board to kindly please not rescind Order No. R9-2009-0147.

The permit fees outstanding now is approximately over \$10,000.00, this a lot of money for a small business, in this hard pressed economy, where everyone is struggling and hurting, i don't think it will be fair for the regional water board to make life more difficult for individuals trying to do a development and grow the economy, provide jobs to the community.

We are trying to make the community better by building this project.

The County supervisor for Anza community area is very impressed about the project indicating that there have not been any major development in Anza for the last forty years he his very supportive of the project, that this is going to grow the community, they have also reached out to the regional water board to share their sympathy that the permit fees is truly unfair financial burden, while we are not discharging.

Also i contacted Governor Brown's office they even agree that the fee is highly unfair especially when not discharging, and they even contacted the California environmental protection agency management to reach out to the regional board to help out with the fees.

The requirements of the Riverside county environmental health department is to get the discharge permit issued by the regional board and they will have a memorandum of understanding with the regional board in the process of issuing the final building permit, i do not believe the riverside environmental health is aware of this problem when they initiate the requirements.

The intent of the legislature is to be fair and assist small business in compliance with regulatory standards to protect the public and it's citizens. It costed us over \$60,000.00 to finally get the discharge permit with time and effort by our consultants involved for almost two years of hard work.

It will be very sad for the regional board to cancel the discharge permit Order No. R9-2009-0147, the intent of the legislature is not to negatively impact the growth of a small business, the cancellation and rescinding order No. R9-2009-0147 discharge permit will practically kill the project that i have been working on for the past seven years, a huge lot of money have been spent on this project till date.

The project is still in progress of obtaining the building permit with the Riverside county, If the order is rescinded we have to start all over again, practically will be a disaster, we have put a lot of effort and money in to the project already.

I sincerely have faith in the system, no member of the board or management or executive will want to see all their efforts and hard earned money waste away if they were in my situation.

The issue here is lack of payment of annual permit fees, which i think should not be paid fully because we have not done any discharge but we are still going to use the permit after we build the project.

We kindly want the Regional board to kindly work with us, and please do not rescind Order No. R9-2009-0147

I hereby respectfully plead to the Regional board; it's executive and board members to be fair to us and not to adopt tentative Order No. R9-2014-0001.

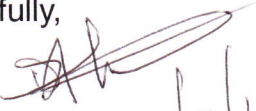
Finally i respectfully and kindly urge the California Regional Water

Control Board, it's board members and executive management of San Diego Regional water board not to rescind Order NoR9-2009 -0147 and not adopt Tentative Order No. R9-2014-0001.

Thank you for your anticipated understanding and cooperation.

Respectfully,

Soji Akanwo


10/7/14