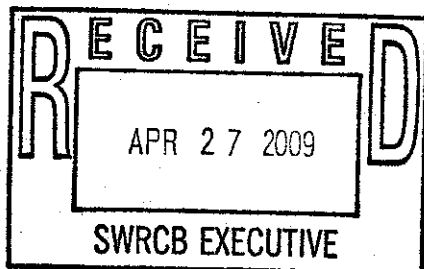


Public Comment
Calleguas Creek Watershed
Deadline: 5/21/09 by 12 noon



3152 Shad Court
Simi Valley, CA 93063
April 27, 2009

Ms. Jeanine Townsend, Clerk to the Board
SWRCB
1001 I Street
Sacramento, CA 95814

Re: "Comment Letter - Calleguas Creek Nitrogen WLA
Revision."

Dear Ms. Townsend:

The following are my comments on the aforementioned item
for the State Water Board to take into consideration.

- #1 - This Los Angeles Regional Water Quality Control Board Basin Plan amendment does not meet the "Necessity" standard of the Administrative Procedures Act. This regulatory action is one of convenience. The USEPA approved the TMDL on June 20, 2003, and the mass based daily WLAs for ammonia typographical error was only recently realized by the Regional Water Board staff!!!
- #2 - The Amendments to the Tentative NPDES Permits for the City of Thousand Oaks' Hill Canyon WTP, the City of Simi Valley Simi Valley WQCF, and the Camarillo Sanitary District's WRP public review and comment periods are almost a year old, yet the public hearing has not been scheduled and now the reader is told in the "near future".
- #3 - Page 6, Attachment A (Resolution No. R4-2008-009), it is stated under Chapter 7. Total Maximum Daily Loads (TMDLs) Calleguas Creek Nitrogen Compounds and Related Effects TMDL that "This TMDL is effective on July 16, 2003". This is like backdating a check. The effective date must reflect a time period after the USEPA re-approves this TMDL. This means the entities listed on Page 3 of the Resolution may be violating their NPDES permits and by amending the Basin Plan they

get a free pass. This means that commenters who reviewed and commented on the 2008 amendments to the Tentative NPDES Permits for the City of Simi Valley, the City of Thousand Oaks, and the Camarillo Sanitary District facilities did so on inaccurate and incomplete documentation.

- #4 - It is stated on Page 2 of the State Water Board's Draft Resolution No. 2009-_____, number 1, that "...as corrected by the Los Angeles Water Board Executive Officer on January 23, 2009". It is stated on Page 6 of Resolution No. R4-2008-009, under Chapter 7, that "This TMDL was revised and adopted by: The Regional Water Quality Control Board on September 11, 2008". It is also stated on Page 6 of the Resolution, under Chapter 7, that "This TMDL was adopted by: The Regional Water Quality Control Board on October 24, 2002".

QUESTIONS

1. When specifically (date) did the Los Angeles Regional Water Board staff realize the typographical error?
2. What guarantee does the public have that after 5 years this typographical error is truly the case?
3. Does this correction help the dischargers, or the aquatic communities and wildlife?

RESOLUTION R4-2008-009 ERRORS

1. Page 3, number 13, first sentence "the basin plan a static factor..." Add "as" before "a".
2. Page 5, number 5, "transmit a payment of applicable as maybe required..." Change "of" to "if".

Sincerely,



Mrs. Teresa Jordan