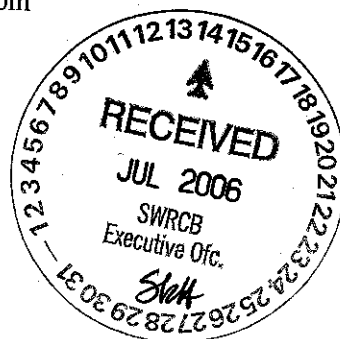




Chlorine Policy  
Deadline: 7/14/06 5pm

July 14, 2006

Ms. Song Her, Clerk to the Board  
State Water Resources Control Board  
Executive Office  
1001 I Street, 24<sup>th</sup> Floor  
Sacramento, CA 95814



RE: Comments on June 2006 Draft TRC & CPO Policy of California

Dear Ms. Her:

Thank you for the opportunity to submit comments on the draft Total Residual Chlorine (TRC) and Chlorine-Produced Oxidants (CPO) Policy of California (the Policy), dated June 2006. These comments apply to the East Bay Municipal Utility District's (EBMUD's) drinking water operations, and do not include comments that apply to EBMUD's publicly-owned treatment works (POTW), which are included in a separate comment letter from BACWA, CASA, CVCWA, SCAP, and Tri-TAC. From a drinking water perspective, EBMUD supports the revisions in the Policy, which address the concerns we expressed during our meeting with Tam Doduc and Tom Howard on June 15, and during the Public Hearing on June 19.

We appreciate the efforts of the SWRCB staff and Board to understand and address the technology limitations associated with various types of field dewatering activities. The revised Policy now allows certain exceptions and acknowledges that it is infeasible to impose numeric effluent limits on drinking water discharges because these discharges occur at random and disperse locations in the field, there are no stationary treatment facilities at these locations, and field monitoring equipment cannot achieve the performance levels required by the Policy.

We also support the amendments made to the June 2006 Substitute Environmental Document (SED). The SED now includes an explanation of the infeasibility of regulating drinking water discharges via numeric effluent limits and states that the permitting authority must regulate these discharges through requirements for appropriate Best Management Practices (BMPs) and "appropriate monitoring or other measures" to determine whether the BMPs are effective. Based on this approach, drinking water utilities will continue to be regulated under MS4 permits or general permits that require implementation of BMPs to reduce pollutants to the Maximum Extent Practicable.

Thank you for acknowledging and addressing the concerns of drinking water utilities throughout the development of this policy. Should you have any questions or comments regarding these comments, please contact me at (510) 287-0345.

Sincerely,

  
JOHN H. SCHROETER, P.E.  
Manager of Environmental Compliance

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