



May 3, 2014

Jeanine Townsend, Clerk to the Board

State Water Resources Control Board

Email: [commentletters@waterboards.ca.gov](mailto:commentletters@waterboards.ca.gov)

Subject: Opposition to Proposed Amendment to the Los Angeles Regional Basin Plan to Revise the Total Maximum Daily Loads for Marina del Rey Toxic Pollutants

We have been residents of Los Angeles and have used the Marina del Rey Harbor for over thirty years. In addition, we now have a 30 foot sailboat anchored at California Yacht Club. We are opposed to the proposed TMDL Amendment by the Los Angeles Regional Water Quality Control Board for the reasons stated in this letter.

1. The Board's notice and actions fail to meet the basic norms of due process. We did not receive a copy of the Board's notice and was denied an opportunity to make timely comments on the regulations. We did not even know there was a problem with copper in the marina or that we were going to be asked to both fix and pay for it.
2. This regulation puts the Marina del Rey community in jeopardy. To register for a \$1,094 waste discharge permit and pay many dollars to strip and paint my board, incur more than double the amount of cleaning costs, incur compliance costs is absurd. I would have to leave the marina and probably sell our sailboat.
3. The Regional Board failed to do a meaningful site specific environmental analysis of the increase in invasive species that will result from eliminating copper bio-cide paints.
4. The Board's Economic Analysis is wrong. But under the Amendment, boat owners would incur large annual costs for permits. This is a hardship on many boat owners.
5. The Board's actions are illegal. An unelected, unaccountable Board is running rampant over the rights of citizens. The Board is misusing its power to impose an unfair regulation that is more costly, more burdensome and much harsher than what was approved in San Diego. The Board has no authority to name "responsible parties" in a TMDL. Its actions are outside the law and not authorized by statute or case law.

**The State Water Control Board should reject the TMDL Amendment.**

Sincerely,

Richard and Ann Turner

Copy to: [cmichaels@gmail.com](mailto:cmichaels@gmail.com)