



DEPARTMENT OF THE NAVY  
COMMANDER NAVY REGION SOUTHWEST  
937 N. HARBOR DR.  
SAN DIEGO, CA 92132-0058

IN REPLY REFER TO:

5090  
Ser N40 717  
19 Jul 17

Ms. Jeanine Townsend, Clerk of the Board  
State Water Resources Control Board  
Division of Water Quality, Storm Water  
1001 I Street, 24<sup>th</sup> Floor  
Sacramento, California 95814



Dear Ms. Townsend and SWRCB Staff,

As the Navy Regional Environmental Coordinator (REC) for California, thank you for the opportunity to provide comments on the proposed changes to the Total Maximum Daily Load (TMDL) requirements for California's National Pollutant Discharge Elimination System (NPDES) Phase II Small MS4 Permit. General comments and comments specific to Naval Base Ventura County (NBVC) are provided in this letter.

The Navy recommends that the term "Wasteload Allocation (WLA)" be replaced with "Water Quality Based Effluent Limitations (WQBEL)" when referring to a numeric or best management practices (BMPs)-based effluent limitation that must be met by the MS4s. The Small MS4 General Permit should include WQBELs to ensure that WLAs will be incorporated into the Small MS4 General Permit with the flexibility that is inherent in WQBELs expression. In the context of MS4 discharges, WQBELs in NPDES permits may be expressed in the form of either numeric limitations or, where authorized by the applicable basin plan, BMPs (40 CFR 122.44(k)).

Consistent with the comment above, each of the TMDLs within Attachment G should include language regarding the use of WQBELs when referring to a numeric or BMP-based effluent limitation that must be met by the MS4s. Suggested language to be included with each one of the TMDLs that is implementing established WLAs, or as an overall statement that is applicable to the entirety of Attachment G, follows: "Water Quality Based Effluent Limitations (WQBELs) - This TMDL includes WQBELs consistent with the assumptions and requirements of the applicable TMDL wasteload allocations (WLAs) established for discharges by the MS4s. The responsible Phase II Entities shall implement BMPs that will attain the applicable WQBELs by the Final Compliance Deadline, approved compliance schedule, or in accordance with an approved Time Schedule Order, and maintain such attainment thereafter."

The Navy also requests that the NBVC TMDL classifications be revised under the current draft to accurately reflect appropriate geographic locations and permit coverage. NBVC is comprised of three distinct locations, two of which are incorrectly listed as subject to Calleguas Creek TMDLs. The first location, NBVC Port Hueneme, is not in the Calleguas Watershed and therefore does not discharge to Calleguas Creek. As such, NBVC Port Hueneme should not be included in Attachment G or the Fact Sheet. The second location, NBVC Point Mugu does not meet the definition of a non-traditional Phase II MS4 and should be issued a permit waiver. NBVC has submitted two written requests to the Los Angeles Regional Water Quality Control Board regarding this issue. See Enclosure 1 (letter from 23 Mar 2015) and Enclosure 2 (Letter from 21 Jun 2017).

5090  
Ser N40/717  
19 Jul 17

Irrespective of the NBVC Point Mugu waiver, the Navy would request that the inclusion of NBVC as a Phase II entity be reconsidered based on the most recent TMDL monitoring data. TMDL monitoring data for 2014-2015 and 2015-2016 document that final WLAs are being achieved in reaches 1 and 2 for all Toxicity, OC Pesticide, and Metals TMDLs constituents with exception of Chlorpyrifos and DDE. The data also show that the Chlorpyrifos and DDE WLA exceedances are likely due to upstream agricultural discharges. Consequently, NBVC should be removed as Phase II entity assigned the Toxicity, OC Pesticide, and Metals TMDLs.

In addition, NBVC is listed under the trash TMDL for the Revlon Slough and Beardsley Wash, Reaches four (4) and five (5) respectively of the Calleguas Watershed. Discharges from NBVC Point Mugu only enter Reach one (1) and two (2) of the Calleguas Watershed, therefore NBVC should be removed as Phase II entity assigned to this TMDL.

If you have any questions or concerns regarding these comments, my points of contact in this matter are Mr. Michael Huber, REC Manager, who can be reached at COMM: (619) 532-2303.

Sincerely,



C. L. STATHOS  
Deputy Regional Environmental Coordinator  
By direction  
of the Commander

Enclosure: 1. NBVC PM MS4 Waiver Request letter 23March15  
2. NBVC PM MS4 Waiver Request letter 21June17



DEPARTMENT OF THE NAVY  
NAVAL BASE VENTURA COUNTY  
311 MAIN ROAD, SUITE 1  
POINT MUGU, CA 93042-5033

IN REPLY REFER TO

5090  
Ser N46VCS/0382  
March 23, 2015

Mr. Ivar Ridgeway  
Storm Water Permitting Unit Chief  
California Regional Water Quality Control Board  
Los Angeles Region  
320 W. 4<sup>th</sup> Street, Suite 200  
Los Angeles, CA 90013

Dear Mr. Ridgeway:

Naval Base Ventura County (NBVC) Point Mugu is submitting an online Waiver Certification Application for the Small Municipal Separate Storm Sewer Systems (MS4) General Permit Order 2013-001-DWQ. As stated in the Small MS4 General Permit, a Small MS4 has a population of 10,000 or more and a population density of 1,000 residents per square mile or greater. NBVC Point Mugu residential and transient community does not meet the population criterion with a population of approximately 6,400.

NBVC Point Mugu discharges storm water to Calleguas Creek Reach 1 which is monitored as part of the Total Maximum Daily Load (TMDL) program, however, NBVC Point Mugu does not have an allocation assigned to its facility. All allocations for the TMDL are assigned to up-stream urban municipalities, publicly owned treatment works, and agricultural land owners. Additionally, NBVC Point Mugu monitors storm water discharges under the General Permit for Storm Water Discharges Associated with Industrial Activities (NPDES No. CAS000001; WDID 4 56I000859).

Continuing to maintain coverage under the Small MS4 General Permit at a facility that does not meet permit criteria will add administrative burden without necessarily adding benefit to receiving water quality. NBVC respectfully requests the Waiver Certification Application be reviewed and approved by your office.

If you have any comments or questions regarding this matter, please contact Alicia Thompson of our Environmental Division at (805) 982-2969.

Sincerely,

D. T. SHIDE  
Environmental Program Director  
By direction of the  
Commanding Officer

ENCLOSURE |



DEPARTMENT OF THE NAVY  
NAVAL BASE VENTURA COUNTY  
311 MAIN ROAD SUITE 1  
POINT MUGU, CA 93042 5013

IN REPLY REFER TO

5090  
Ser N46VCS/695  
June 21, 2017

Mr. Samuel Unger  
Executive Officer  
California Regional Water Quality Control Board  
Los Angeles Region  
320 W. 4<sup>th</sup> Street, Suite 200  
Los Angeles, CA 90013

Dear Mr. Unger:

**SUBJECT: NAVAL BASE VENTURA COUNTY POINT MUGU WAIVER CERTIFICATION APPLICATION**

Naval Base Ventura County (NBVC) Point Mugu is resubmitting a Waiver Certification Application for the Small Municipal Separate Storm Sewer Systems (MS4) General Permit Order 2013-001-DWQ. The initial waiver was submitted to Los Angeles Regional Water Quality Control Board staff in March 2015. No response has been received.

As stated in the Small MS4 General Permit, a Small MS4 has a population of 10,000 or more. With a population of approximately 6,400, NBVC Point Mugu's residential and transient community does not meet this definition.

NBVC Point Mugu discharges storm water to Calleguas Creek Reach 1 which is monitored as part of the Total Maximum Daily Load (TMDL) program. However, no allocation is assigned to this facility. All allocations for the TMDL are assigned to up-stream urban municipalities, publicly owned treatment works, and agricultural land owners. Additionally, NBVC Point Mugu monitors storm water discharges under the General Permit for Storm Water Discharges Associated with Industrial Activities (NPDES No. CAS000001; WQID 4 561000859).

Continuing to maintain coverage under the Small MS4 General Permit at this facility is burdensome and of questionable benefit to receiving water quality. Our previous letter requested that the waiver be reviewed and approved by your office.

Since NBVC Point Mugu does not meet the definition of Small MS4, if we have not heard back from you by August 1, 2017, NBVC will assume that you concur and that the waiver has been granted.

If you have any comments or questions regarding this matter, please contact Mr. Steve George of our Environmental Division at COMM: (805) 982-1962.

Sincerely,

D. T. SHIDE  
Environmental Program Director  
By direction of the  
Commanding Officer

ENCLOSURE 2