

Los Angeles Regional Water Quality Control Board

July 3, 2013

Mr. Gerhardt Hubner, Deputy Director
Ventura County Watershed Protection District
800 S. Victoria Avenue
Ventura, CA 93009-1600

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED
CLAIM NO. 7007 2560 7889 6996

RE: REQUIREMENT TO SUBMIT SUMMARY OF TMDL MONITORING DATA AND INFORMATION ON PERMITTEES' COMPLIANCE WITH TMDL WASTE LOAD ALLOCATIONS AS PART OF ANNUAL REPORT FOR THE NPDES PERMIT FOR DISCHARGES FROM THE MUNICIPAL SEPARATE STORM SEWER SYSTEMS (MS4s) WITHIN THE VENTURA COUNTY WATERSHED PROTECTION DISTRICT, COUNTY OF VENTURA AND THE INCORPORATED CITIES THEREIN, ORDER NO. R4-2010-0108 (NPDES PERMIT NO. CAS004002)

Dear Mr. Hubner:

The California Regional Water Quality Control Board, Los Angeles Region (Regional Board) is the public agency with primary responsibility for the protection of ground and surface water quality within major portions of Los Angeles and Ventura Counties. On July 8, 2010, the Regional Board adopted Order R4-2010-0108, NPDES Permit No. CAS004002 (Ventura County MS4 Permit; hereafter, Order), which designated the Ventura County Watershed Protection District as the Principal Permittee. Part 3 of the Order sets forth the general requirements for Storm Water Quality Management Program implementation, and subpart A.4 specifically requires each permittee to implement programs and measures to comply with TMDL Waste Load Allocations (WLAs) for the MS4 as specified in Part 5. Part 3.E.1(h) of the Order requires the Principal Permittee to provide personnel and fiscal resources for the collection, processing, and submittal to the Regional Board of monitoring and annual reports, and summaries of other reports required under the Order.

During review of the Ventura Countywide Stormwater Quality Management Program Annual Report, Regional Board staff found that the report did not include any discussion of compliance with the Total Maximum Daily Load (TMDL) Provisions of Part 5 of the Order. The Regional Board is investigating the status of compliance with the TMDL Provisions in Part 5, which require Permittees to implement measures to attain applicable WLAs assigned to MS4 discharges from thirteen TMDLs and monitor and report on the status of compliance with these WLAs.

TMDL monitoring to determine compliance with the TMDL WLAs assigned to MS4 discharges is required under Part L of the Monitoring Program for the Order (CI 7388). Reporting of monitoring data that is accumulated throughout the reporting year, including TMDL monitoring

data, is required as part of the MS4 Annual Reporting Program pursuant to Part 7.T.1(a)(4) of the Order.

Reporting on the status of implementing the components of the storm water management program that are established as permit conditions, including programs and measures to comply with TMDL WLAs assigned to the MS4s, is also required as part of the MS4 Annual Reporting Program pursuant to Part 7.T.1(a)(1). Further, permit provisions requiring TMDL specific reporting on annual progress are also contained in Part 5. (See, for example, Parts 5.V.3(c)(1), 5.V.4(c)(1), and 5.V.5(c)(1).)

The Ventura County Watershed Protection District, as Principal Permittee, shall immediately submit:

- (1) A summary of all monitoring data collected from July 1, 2011 to June 30, 2012 to determine compliance with TMDL WLAs assigned to MS4 discharges within Ventura County and the incorporated cities therein,
- (2) Permittees' compliance status with applicable TMDL WLAs as of June 30, 2012, and
- (3) An inventory and discussion of programs and measures implemented by the permittees from July 1, 2011 to June 30, 2012 to comply with applicable TMDL WLAs.

As required by the Order, future annual reports submitted to the Regional Board shall include:

- (1) A summary of all TMDL monitoring data collected to determine compliance with the TMDL WLAs assigned to MS4 discharges within Ventura County and the incorporated cities therein, for the annual reporting period,
- (2) Permittees' compliance status with applicable TMDL WLAs as of the end of the annual reporting period, and
- (3) An inventory and discussion of programs and measures implemented by the permittees during the annual reporting period to comply with applicable TMDL WLAs.

The Regional Board requires this information in order to evaluate compliance with the WLAs and related permit requirements that are included as provisions in the Ventura County MS4 Permit, to determine the nature and extent of possible impacts to water quality from MS4 discharges, to assess if further action is required to protect beneficial uses, and to determine what actions, if needed, can be taken to prevent water quality impacts in the future.

If you have any questions regarding this matter, please contact Ms. Renee Purdy at (213) 576-6622 or Mr. Ivar Ridgeway at (213) 620-2150.

Sincerely,



Samuel Unger, P.E.
Executive Officer