Genera, Sue@Waterboards

From: Niemeyer, Kim@Waterboards
Sent: Thursday, July 26, 2012 4:13 PM
To: ROBERT FREEMAN; Kouyoumdjian, Patty@Waterboards
Cc: CHAO L. WANG; GEORGE F. RAPHAEL; KARIN CHRISTIE; LARRY J. POWELL; MICHAEL FELDMAN; NARGIS CHOUDHRY; SCOTT TATRO; Curtis, Chuck@Waterboards; Kemper, Lauri@Waterboards
Subject: RE: City of Los Angeles Objection to Hearing Procedures for CAO for Palmdale Reclamation Plant

Dear Mr. Freeman,

Ms. Kouyoumdjian is out of the office on business, and asked that I forward this response to you.

I appreciate your concerns and would like to accommodate you the best that we can, but in order to do so, I need some additional information. First, it is unclear from your email how much additional time you are requesting. Please provide me with how much extra time you believe that you need. Second, I need a better understanding of why you need the additional time. Although I understand that the proposed revisions to the order contain a change to the original order, it is not clear to me why LAWA/City would not have already engaged legal counsel during the first comment period. The fact that you did not do so indicates to me that your concerns are primarily regarding the distribution of liability for the cleanup rather than the underlying facts and issues involving the cleanup. If that is the case, then I believe that the amount of time you would need to provide comments on the issues involving liability would be fairly limited, and that an additional week would be sufficient. If that is not the case, please advise. Although we want to accommodate your desire to have additional time to comment on the order, we would like to keep this matter on the September board meeting agenda.

Sincerely,

Kimberly Niemeyer for Patty Kouyoumdjian

From: ROBERT FREEMAN [RFREEMAN@lawa.org]
Sent: Wednesday, July 25, 2012 4:43 PM
To: Kouyoumdjian, Patty@Waterboards
Cc: CHAO L. WANG; GEORGE F. RAPHAEL; KARIN CHRISTIE; LARRY J. POWELL; MICHAEL FELDMAN; NARGIS CHOUDHRY; SCOTT TATRO; Niemeyer, Kim@Waterboards; Curtis, Chuck@Waterboards; Kemper, Lauri@Waterboards
Subject: City of Los Angeles Objection to Hearing Procedures for CAO for Palmdale Reclamation Plant

Ms. Kouyoumdjian,

The Los Angeles World Airports (LAWA), on behalf of the City of Los Angeles (City), hereby requests a time extension to submit formal comments in response to California Regional Water Quality Control Board - Lahonton Region (Lahonton) "Notice of Revised Proposed Cleanup and Abatement Order for County Sanitation District No. 20 of Los Angeles County and City of Los Angeles, Palmdale Water Reclamation Plant, Palmdale, Los Angeles County." Cleanup and Abatement Order No. R6V-2012-Proposed [July revision] WDID No. 6B190107069 requires County Sanitation District No. 20 of Los Angeles County and the City of Los Angeles (LACSD) to clean up and abate the effects of discharges from the Palmdale Water Reclamation Plant (PWRP). The language of the proposed Cleanup and Abatement Order conveys joint liability

between the City and the LACSD, which is a change from the language of rescinded CAO R6V-2003-056, which designates the LACSD as Primary Discharger and the City as Secondary Discharger.

Lahonton requests that written comments regarding the proposed revised Cleanup and Abatement Order be submitted by 5PM of July 25, 2012 and states that adoption of the CAO will be considered at the Water Board's September 12 and 13, 2012 meeting. LAWA did not receive the above-cited Notice until mid-July and two weeks is not a reasonable or sufficient time frame for LAWA to prepare adequate comment regarding the language and technical merits of the proposed CAO, nor is there sufficient time provided to prepare for the September hearing date. The City must first retain legal counsel then allow counsel sufficient time to adequately review the case history and prepare formal comments to the proposed CAO, including the significant change to the City's designation as one of the Primary Dischargers. To that end, we are requesting that the comment period for the proposed CAO be extended and that the hearing date be changed to reflect that extension.

LAWA appreciates your understanding in this matter.

Robert D. Freeman
Airport Environmental Manager
Environmental Services Division, Los Angeles World Airports
7301 World Way West, 3rd Floor
Los Angeles CA 90045
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