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A LIMITED LIABILITY PARTNERSHIP INCLUDING A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

April 15, 2011

Via U.S. Mail and E-Mail

Mr. Michael Adackapara
Santa Ana Regional Water Quality Control Board
R8 Executive Office
3737 Main Street, Suite 500
Riverside, California 92501-3348
madackapara@waterboards.ca.gov

**Re: Sector-Specific General Permit for Storm Water Runoff
Associated with Industrial Activities from Metals and Wastes
Recycling Facilities Within the Santa Ana Region
Order No. R8-2011-0011; NPDES Permit No. CAG 618001,
referred to as "Scrap Metal Permit"**

Dear Mr. Adackapara:

Our office represents the Paper, Glass, and Plastic Recyclers Monitoring Group (hereinafter referred to as "PGPRMG"). The PGPRMG was developed in 1992 and is an approved storm water monitoring group pursuant to California's General Industrial Storm Water Permit (General Permit No. CAS000001). The PGPRMG consists of over twenty facilities that operate within the jurisdictions of the Los Angeles, San Francisco Bay, Santa Ana, Central Valley, and San Diego Regional Water Quality Control Boards.

Because the PGPRMG includes facilities that operate in Region 8, Santa Ana, we provide the following public comments to the Scrap Metal Permit. The Scrap Metal Permit proposes to regulate "[a]ll industrial facilities within this Regional Board's jurisdiction . . . [that are] engaged in metals or wastes recycling operations with an SIC Code of 5093 (corresponding NAICS Codes include: 423930, 562111, and 5629320)" Scrap Metal Permit, p. 26.

Thus, based on the above definition, the Scrap Metal Permit inadvertently includes facilities that are members of the PGPRMG. The PGPRMG facilities operate

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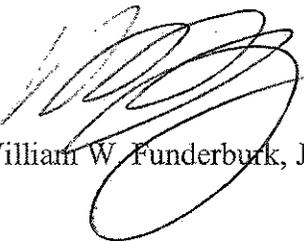
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under SIC Code 5093 – however, their operations are significantly different than metal recyclers. The processing and baling of scrap paper, plastic, glass, and aluminum cans is simply not comparable to the processing and baling of ferrous and non-ferrous metals.

As such, we request that the Scrap Metal Permit expressly limit the scope to scrap metal processors – which is consistent with the intent of the permit.

In addition, recently, we were informed that there was a public workshop on March 4, 2011, regarding the proposed draft of the Scrap Metal Permit for Region 8. Our office was not notified of this public workshop. We respectfully request that both William Funderburk, Jr. and Anna Cole be placed on subsequent notifications for facilities that are identified in SIC Code 5093.

Very truly yours,



William W. Funderburk, Jr.

WWF:ss

cc: Nenad Trifunovic, Allan Company
Randall Slinkard, Strategic Materials
Anna Cole, Castellón & Funderburk LLP