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SAN DIEGO REGIONAL
WATER QUALITY
CONTROL BOARD

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Doc Scanned On: 5/22/12
R. Antonio Time: 8:10

May 17, 2012

David Gibson
Executive Officer
California Regional Water Quality Control Board, San Diego region
9174 Sky Park Court, Suite 100
San Diego, CA 92123-4353

Subject: Administrative Draft of Tentative Order No. R9-2012-0011

Dear Mr. Gibson:

The County of Orange, Orange County Flood Control District and cities of South Orange County (the Permittees) are currently evaluating the subject Administrative Draft and have engaged in discussions with your staff on various technical aspects of the proposed permit and the consultation process. While the Permittees have not, pending legal clarification, formulated a position on the concept, appropriateness, or timing of a regional permit, the following observations are made.

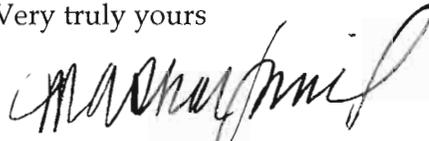
The Administrative Draft does not analyze why the regional permit is the preferred approach at this time. The Permittees are concerned in particular that requirements for land development are being changed even before the programs developed to meet the low impact development and hydromodification management requirements of the current permit have been approved. Allowing all of the fourth term permits to expire prior to proposing a regional permit would enable the practice of stormwater management to evolve in a credible manner that is informed by practical experience. This approach may also engender the consensus support for a regional approach that was a key characteristic of the San Francisco Regional Board's Municipal Regional Stormwater Permit. Indeed, the Permittees believe that there is considerable merit in a 2017 regional permit timeline and commend this alternate schedule to you for consideration (see Attachment).

The opportunity to participate in a series of workshops and meetings that will enable all of the Permittees to properly evaluate the Administrative Draft and provide your staff with appropriate input is very welcome. We understand that the structure, scope and schedule of the workshops is now being reconsidered. Notwithstanding our prior comment regarding the timing of permit issuance, the final conception of this consultative process should:

- Provide for meaningful individual participation by all of the municipal entities that are intended to be enrolled in a regional permit;
- Include appropriate proportionate representation by stakeholders and interested parties recognizing that the permit is intended to be issued to the Permittees, not others, and
- Be supported by professional facilitation for which the Permittees are prepared to provide fiscal support.

Please direct any questions regarding this letter to Richard Boon at (714)955-0670.

Very truly yours



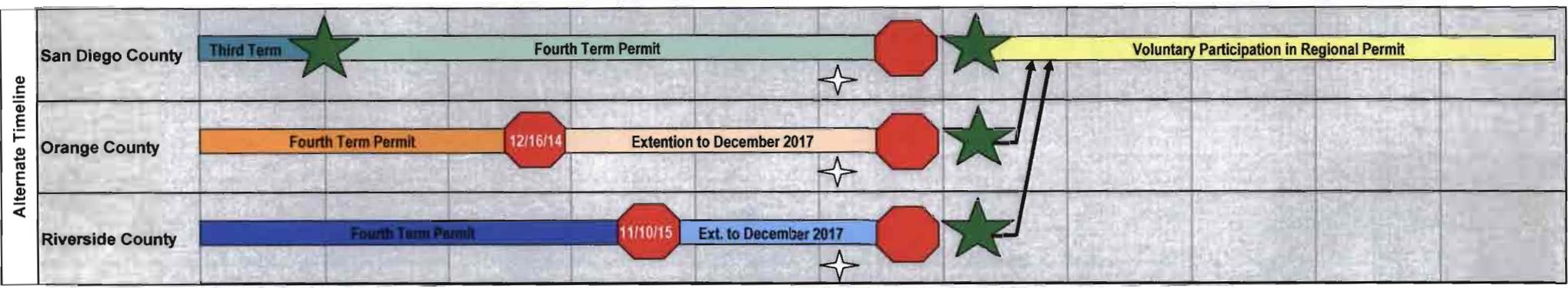
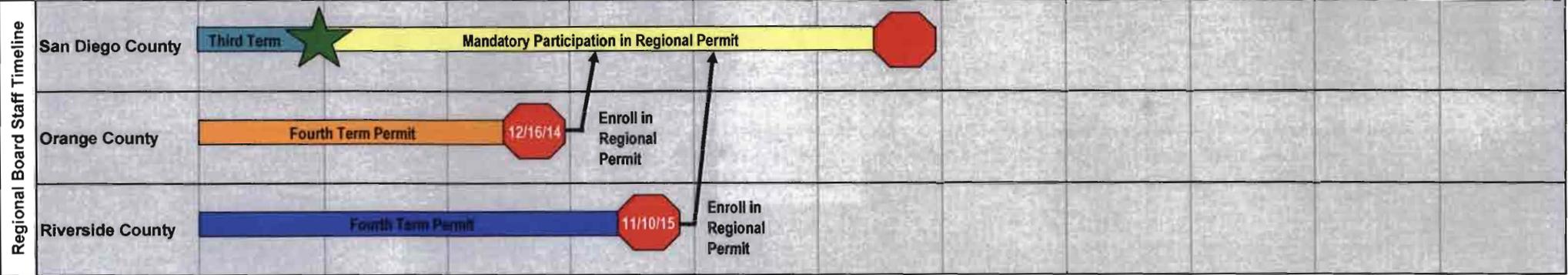
Mary Anne Skorpanich, Manager
OC Watersheds

CC: Permittees
Technical Advisory Committee
County of San Diego
Riverside County Flood Control and Water Conservation District
City of San Diego

Attachment: Regional Permit Alternate Timeline

Regional Permit Alternate Timeline

2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022



- Legend:**
-  Permit Adoption
 -  Permit Expiration
 -  Report of Waste Discharge Submittal

2018/05/15