



City of Loma Linda

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November 5, 2009

Gerard J. Thibeault, Executive Officer
California Regional Water Quality Control Board, Santa Ana Region
3737 Main Street, Suite 500
Riverside, CA 92501-3348

CRWQCB - REGION 8	
MCG	

NOV 09 2009

RE: Draft San Bernardino County MS4 Permit: Order 2009-036

Dear Mr. Thibeault:

I have recently reviewed a draft of the Areawide MS4 NPDES Permit for San Bernardino County within the Santa Ana River Watershed (Permit). I am strongly opposed to the language written in section XI – New Development, Paragraph E - Low Impact Development, as well as other references in the Permit, requiring changes to Ordinances, General Plan, Municipal code or Zoning/Development codes. Our community was incorporated in order to preserve our unique community and lifestyle. Any changes to rules and regulations will require due process and public input. Our recently adopted General Plan consumed 8 years, countless hours of testimony, workshops and hearings, costing hundreds of thousands of dollars. We just settled the lawsuit arising from this process and have incorporated the subsequent voter approved referendum measure. The Clean Water Act has not provided the nexus to homogenize communities through a Watershed Action Plan. Therefore, the City of Loma Linda is opposed to requiring changes to City Ordinances, Municipal code, General Plan or Zoning/Development Code as mandated by this Permit.

The City is also aware of and supports the comment letter being prepared by the Principal Permittee. They will be addressing this and other issues, specifically Numeric Effluent Limits, Road project application and substantial fiscal increases associated with implementation of the Permit. The fiscal challenges presented with this permit are onerous. The cost/benefit must be considered as many agencies already have extreme pressure on their budgets.

Respectfully,

T. Jarb Thaipejr,
City Manager

cc: Timothy F. Moore, Risk Sciences, 125 New Dawn Rd., Rockvale, TN 37153
Matt Yeager, Storm Water Program Manager, San Bernardino County Flood Control District
825 E. Third Street, Room 201, San Bernardino, CA 92415

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