

Public Comment
 Compliance Sched. - NPDES
 Deadline: 2/20/08 by 12 p.m.

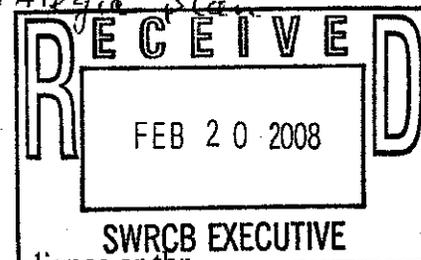
February 19, 2008

Fax no. 916/341-5620

State Water Resources Control Board
 Attn: Ms. Jeannie Townsen, Clerk of the Board
 1001 I Street, 24 floor
 Sacramento California
 95814

2 attached pages
 from Feb. 14, 2008
 SWRCB update
 Strategic Plan

Re: Comment letter-NPDES Compliance Schedule Policy



Dear Ms. Townsen,

My comments are going to be short; most of my concerns regarding compliance or the lack of enforcing compliance, "Noncompliance" are addressed in the SWRCB Strategic Plan January 17/25, 2008/2007, e-mailed and faxed to the SWRCB February 14, 2008.

• The wording, " **Compliance are discessary tools not mandatory**", what exactly is meant by that? Compliance is already written into the State Regulations, and enforcement order does not say -NPDES. To me this sounds like your "Grandfathering in", the last six Regions out of the nine that are noncompliant, rather than imposing enforcement measures for failure to comply!

• State Water directed staff to develop a plan, you refer to "**stakeholders**", who are they? When you say State wide policy/, Stakeholders and Water Resources are these the water purveyors?

• **Limits Law Suites**; "making the discharger, vulnerable to mandatory minimum penalties under certain circumstance and citizens law suite".

Compliance is very dear to my heart. The lack of enforcement, or Noncompliance by the SWRCB, and or the State Water Resources Agency have caused the drinking water for the Sepulveda Basin and the drinking water for Simi Valley, and Ventura County to be contaminated.

The noncompliance and failure to enforce Statues and Federal Water Regulations , has caused my family to suffer grievous hardship and harassment by simply reporting the noncompliance to the State Water Resources Agency. I personally would like to see compliance to enforced, than per haps we wouldn't have to deal with Noncompliance. I am in opposition to slapping the violators on the hand!
 Sincerely,

Ginn Doose

Ginn Doose
 c/o P.O.Box 2310
 Clearlake, Ca. 95422

Feb. 14, 2008

SWRCB update Strategic Plan

The September 2003 EPA Site Inspection Report Energytechnology Engineering Center/Area IV, Simi Valley Hills California (AKA, SSFL Site).

EPA ID no. CA 3830090001 U.S. ACE Contract no. DACA 45-98 100004, Delivery Order no. 25, Work Order no. 20074.025.161, was prepared by the U.S. EPA Region 9.

I was most interested in the wording;

3.0 Investigation effects, from 1929-1998, and

4.0 Hazardous Ranking Systems Factors

- 4.1 Sources of contamination
- 4.2 Ground Water Path Ways
- 4.3 Surface Water Path Ways
- 4.4 Soil exposure
- 4.5 Air Path Ways

All of which are very informative to this up-date, quite an eye opener from this citizens stand point! I like thousands of others unsuspecting residents of Simi Valley, (who have raised our children at the foot hills of the Rockwell/Boeing Rocketdyne Missal Site since 1969-70) would have appreciated having been informed of the health hazard to our drinking and ground water prior to purchasing our first family home.

My concerns on; The State Water Resources Control Boards Draft Strategic Plan update January 17-25, 2008-2007 are as follows;

First; I'm outraged that the only method available to voice our concerns and comments is for the public to E-Mail, (we were told) "no other means of accepting comments would be allowed"! Yet, in the October 2007, and the December 30, 2007 Draft Strategic Plan Update it was stated that the SWRCB is committed to the public participation process. How can that be possible when not all residents in the State of California are hooked into e-mail, nor do they find it a viable means to correspond! What happened to "good old fashion" written comments?

* My objections to only accepting e-mail is two fold, (1) It's been my experience that e-mails are limited as to how long, or how many words you are allowed. And, (2) I take exception/ find fault with having my freedom of speech infringed on. Why not just print out a form that pigeonholes the response you want. But, don't placate the public by restricting our method of commenting under the guises of technology.

There is something final to a written signed document; letter or correspondence that once dated and signed retains its authenticity. A formal enforcement in my opinion is a written document, order, instructions not an electronic e-mail that is subject to human error, or changing of words when submitted.

(2)

Complere

Feb. 14, 2008

SWRCB Update Strategic Plan

* Therefore, if I understand your meaning correctly SWRCB is requiring "all" communities and cities thought out the State of California to comply, or are you just requiring areas within SWRCB's jurisdiction? My comment or, question if you would stems from personal knowledge of a significant violation of the NFIP, Title 42 Health and Safety.

An example would be;

A noncompliance Cause of Action was filed in December of 1991, **Doose v. State Water Resources**. Sighting the noncompliance of the City of Simi Valley to administer and enforce the National Flood Insurance Program (NFIP), under the authority of Title 42 CFR, Ch. 1, sec. 59-73 flood plain management. The Doose v. SWR has been blocked from a court of law for "sixteen years" now. The city virtually deleted areas that were in the flood plain for their own personal gain, and in doing so caused differential settling to occur to the footing of my home. The importance of including this case law as part of my comments is relevant to compliance, and speaks volumes to following up, taking enforcement action when violations are reported in written form!

The incident and law suite were sweep under the carpet causing insurmountable hardship for me and my family.

Under; p.7, #2, L. 1-3 of the SWRCB, SP 2008/2007 Update, it states and I quote," and, "**all significant violations should be addressed by formal enforcement action**".

So, how will this be different? What safe guards do the citizens of Southern California have against "criminal noncompliance"??? To date this violation has never been resolved by FEMA or State Water Resources Agency. Not a very good tract record for the SWRCB, the SWR agency, or the State of California who would have the public believe that the public's best interest is of the utmost concern.

What assurances do we, the public have that SWRCB will take action even when Laws have been adopted? The criminal act of noncompliance was reported in 1988 to the SWRCB who took no action. I sincerely hope that the "**Innovative Approach**" that was referred to on p. 11, #6, L. 1-2 of the draft 1/17/2008-2007 wasn't denying the existence of the criminal noncompliance when SWRCB stated; "**that violations in Ventura County weren't in there jurisdiction**"!

Having had sixteen years of personal knowledge of side stepping responsibility when the SWRCB drops the ball. I must strongly disagree with your forgone conclusion statement 1.5.1 under Priority, Objections, take appropriate "enforcement Action" and "innovative approaches" as needed to protect, and restore "all surface water".

Whereas, P. 12, # 1, L. 4 Draft update 1-25-08/07, I strongly disagree with your statement under; Long range approach to managing the problem. P. 13, #1, L. 1 "when noncompliance is reported, Federal and State Statues, and Regulations are sited showing a deliberate, violation of falsifying of documents, an on going conspiracy to cover up for crimes committed against the publics health", **than yes!** It is proper under the Law to single out the responsible parties!!