

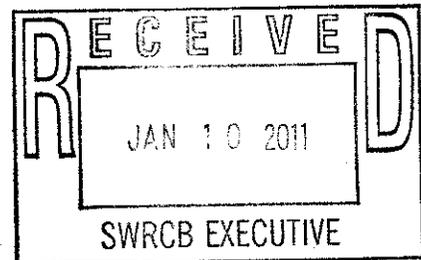
**From:** Michael Garabedian <mikeg@gvn.net>  
**To:** <commentletters@waterboards.ca.gov>  
**Date:** 1/10/2011 11:47 AM  
**Subject:** Comment Letter - CEC Monitoring for Recycled Water

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State Water Resources Control Board  
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Friends thanks the Board for extending the comment deadline on the CEC Advisory Panel's report and on Board action on it.

The comments received and that are being received by the Board are evidence in support of the fact that the California Environmental Quality Act requires the Board to prepare an Environmental Impact Report on this project.

Further, the Board should not be pursuing this project without CEQA analysis of the impacts of project water monitoring and recycling on these factors that the monitoring and policy would negatively impact due to increased use of "recycled" water enabled by the project, reduced flows, reduced water availability, added contaminants, degradation, and other chemical, physical, biological and CEQA factors:  
existing water rights  
instream uses  
waters subject to public trust doctrine rights  
volume of flows into the delta  
water quality of rivers and lakes  
water quality of aquifers recharged with reuse water including but not limited to chemical reactions between reused water and physical and biological properties found in aquifers  
public health impacts including but not limited to those of antibiotic resistant organisms  
public health impact due to application of reused water to crops  
public health impacts including drinking water impacts on rivers, lakes, beaches and other waters  
damage to landscape plants such as salts killing redwood trees  
not monitoring at at end of pipe at point of use that's critical for public health protection  
basin plans  
existing and pending TMDL plans  
the panel's major omissions such as it failure to look into the reasons for the recommendations in the letter from the Department of Public Health.  
the panel's passive role in accepting limitations as long-term gives without recommending plans or actions to overcome this or priorities for developing needs  
panel limits on its recommendations to substances that have established testing protocols  
the ad hoc nature of the panel process including the convening of a later panel and the conflicting statements from Board members and others about future panels  
the panel report limiting itself to chemicals of emerging concern and not constituents of emerging concern  
confusing and conflicting use by the Board of different meanings for the first C in CEC  
the absence of an identifiable Board planning process or proposal to develop a board or state plan for dealing with CEC's  
the Board's reliance on panel members instead of informed Board staff  
the panel's primary expertise being in the relatively narrow and relatively new field of environmental toxicology, and not public health, biological disciplines, pollution, and so on  
the Board's reliance on an ocean and southern California group to manage the panel project  
the neglect of the project and panel membership to include focus and expertise on inland waters and coastal areas that have the state's major rivers



the failure to necessarily address CEC's in public and private water supplies taken from rivers and lakes that receive discharges from publicly owed treatment works  
failure to identify CEC testing that is being done by water districts and to gather that data for purposes of the report  
the failure of the report to define and describe the existing regulatory structure at all levels of government, (a) for water pollution related to the report, and (b) that affect or relate to contaminants of emerging concern  
the failure of the report to describe efforts to address contaminants of emerging concern in California localities, in other states, and at the federal and international levels  
absence of addressing what the needs and options are for taking contaminants of emerging concern into account in planning for, designing and building new POTW's including addressing the problem of building POTW's that are outdated before they are constructed  
failure to use authority in California water law for CEC's  
the inadequate project description.

There is a fair argument that this project may have a significant impact on the environment. There is substantial evidence in light of the whole project's CEQA record that is before the Board that the project may have a significant impact on the environment.

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