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TELEPHONE NO. (805) 522-5016

TO: Mr. Ivar Ridgeway

(LARWQEB)

320 W. 4th Street, Suite 200

Los Angeles, CA 90013

FAX NO.: (213) 576-6640

DATE: June 7, 2010

NO. OF PAGES: 3 (includes cover sheet)

RE: The Ventura Countywide MS4

Tentative Order Reconsideration Public

Hearing -- NPDES Permit No. CA5004002.

3152 Shad Court  
Simi Valley, CA 93063  
June 7, 2010

Mr. Ivar Ridgeway  
320 W. 4th Street, Suite 200  
Los Angeles, CA 90013

Re: The Ventura Countywide MS4 Tentative  
Order Reconsideration Public Hearing  
-- NPDES <sup>Permit</sup> No. CAS004002.

Dear Mr. Ridgeway:

I just noticed that the May 5, 2010 Fact Sheet for Tentative Order No. 10-XXXX/XX-XXXX on Page 6 has the same egregious error relative to the Regional Water Board's July 10, 2008 workshop that was cancelled. Enclosed is a copy of the Notice of Cancellation announcement on the Board's Website.

Sincerely,  
Teresa Jordan  
Teresa Jordan

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**IMPORTANT: Notice of Cancellation of July 10, 2008 Workshop County of Ventura Municipal Separate Storm Sewer System (MS4) Permit NPDES No. CAS004002 (posted Jul 7, 2008)**

**→ April 29, 2008, Draft Tentative Ventura County MS4 Permit**

- [Comment Letters Received for the April 29, 2008, draft Tentative Ventura County Permit](#)
- [Public Notice](#)
- [Draft Tentative Transmittal Letter](#)
- [Draft Tentative Ventura County MS4 Permit](#)
- [Draft Tentative Figure-1 & Attachments- A-E,G](#)
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→ Staff Contact: [Tracy Woods](#), (213) 620-2095

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*[Handwritten signatures and initials]*





TERESA JORDAN  
3152 SHAD COURT  
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TELEPHONE NO. (805) 522-5016

TO: Mr. Ivar Ridgeway  
(Los Angeles Regional Water Quality Control Board)  
320 W. 4th Street, Suite 200  
Los Angeles, CA 90013

FAX NO.: (213) 576-6640

DATE: June 7, 2010

NO. OF PAGES: 10 (includes cover sheet)

RE: RECONSIDERATION OF THE NPDES PERMIT FOR  
THE COUNTY OF VENTURA WATERSHED PROTECTION  
DISTRICT, THE COUNTY OF VENTURA, AND  
INCORPORATED CITIES THEREIN (MS 4).

3152 Shad Court  
Simi Valley, CA 93063  
June 7, 2010

Mr. Ivar Ridgeway  
320 W. 4<sup>th</sup> Street, Suite 200  
Los Angeles, CA 90013

Re: RECONSIDERATION OF THE NATIONAL POLLUTANT DISCHARGE  
ELIMINATION SYSTEM PERMIT FOR THE COUNTY OF VENTURA  
WATERSHED PROTECTION DISTRICT, THE COUNTY OF VENTURA,  
AND INCORPORATED CITIES THEREIN (Municipal Separate Storm  
Sewer System).

Dear Mr. Ridgeway:

Though I am a citizen of the City of Simi Valley, I am commenting on the aforementioned subject as an "interested person". I do so, and have done so for years, because I will not be made a party to ill-advised and ill-conceived decisions made by City of Simi Valley employees, and elected officials.

Mr. Ridgeway, I support the Board's decision to reconsider the May 7, 2009 Ventura Countywide MS4 Order No. 09-0057 (NPDES Permit No. CAS004002).

Mr. Ridgeway, the deadline dates given in the May 5, 2010 NOTICE OF PUBLIC HEARING are confusing. Which is the correct "particular documents" request of Board staff date: June 7, 2010, or June 17, 2010? Is the date of June 10, 2010 correct for the stated requests of Board staff?

#1 - Page 4 of the NOTICE gives the date of June 17, 2010 as the deadline for requests to Board staff to bring any particular documents to the hearing (top of page paragraph).

#2 - Page 5 of the NOTICE gives the date of June 7, 2010 as the deadline for "party status" requests to Board staff (top of page). Page 5 of the NOTICE also gives the date of June 7, 2010 as the deadline for comments and evidence submittals to Board staff (VI, first paragraph).

#3 - Page 6 of the NOTICE gives the date of June 10, 2010 as the deadline to contact Board staff for stating the amount of time parties "believe is necessary for their presentations" at the hearing(VIII). Page 6 of the NOTICE also gives the date of June 10, 2010 as the deadline for "procedural requests different from or outside of the scope of this notice"(IX).

#4 - Page 7 of the NOTICE gives the date of June 7, 2010 as the deadline for submitting written requests to Board staff on Objections "a", "b", and "c"(top of page).

Mr. Ridgeway, I request that my letters of April 8, 9, 10, 13, and 14, 2009 be brought to the July 8, 2010 public hearing.

Mr. Ridgeway, I object to the narrow and limited scope of the May 5, 2010 NOTICE, and of the July 8, 2010 reconsideration's public hearing for the following reason.

#1 - The Administrative Record submitted to the Regional Water Board for the May 7, 2009 public hearing was incomplete. Board staff never responded to my April 8, 9, and 10, 2009 letters. Board staff also never responded to Ginn Doose's April 2, 2009 letter. Responses to these letters are nowhere to be found in the "April 30, 2009 Revised Tentative Ventura County MS4 Permit" Regional Water Board's website's "Response to Comments - Attachment A"; "Response to Comments"; "Response to Comments Legal"; and "Response to Comments 13421"; as well as the "Change Sheet". This lack of Regional Water Board staff responses to these letters made the Administrative Record submitted to the State Water Board incomplete.

Mr. Ridgeway, since it is stated on Page 7 of the NOTICE OF PUBLIC HEARING that "Further, except as otherwise stipulated, any procedure not specified in this hearing notice will be deemed waived pursuant to section 648(d) of Title 23 of the California Code of Regulations, unless a timely objection is filed", I request Board staff responses to my April 8, 9, and 10, 2009 letters, and also to Ginn Doose's April 2, 2009

letter. I also request posting of these responses on the Regional Water Board's website by June 27, 2010.

Mr. Ridgeway, I request inclusion of my April 13, 2009 and April 14, 2009 letters in the Administrative Record.

Mr. Ridgeway, I request Regional Water Board staff responses to my April 13, 2009 and April 14, 2009 letters.

Mr. Ridgeway, I request posting of Regional Water Board staff responses to my April 13, 2009 and April 14, 2009 letters on the Regional Water Board's website by June 27, 2010.

Mr. Ridgeway, the following are my comments on the Tentative Order's Fact Sheet (is incomplete and inaccurate).

- #1 - The document's pages are not numbered.
- #2 - Page 51, Section VI. MONITORING PROGRAM, first paragraph, the fourth sentence states "Water quality issues have become more complex than in the past were monitoring focused mainly on conventional, bacteriological, and nutrient constituents". The word "were" should read "where".
- #3 - Page 52, first paragraph under Storm Water Monitoring History, the first sentence states "The Ventura County Watershed Protection District has been conducting storm water monitoring within Ventura County pursuant to the 2000 Board Order No. 00-108". Add the words "(formerly Ventura County Flood Control District)" between "District" and "has".
- #4 - Page 54, "APPENDIX A. ECONOMIC CONSIDERATION OF THE PROPOSED ORDER 08-xxx", since to date the "Economic Considerations of the Proposed Order (February 25, 2008)" has not been approved by the Regional Water Board, a new economic analysis must be undertaken. The May 7, 2009 Revised Tentative Order included a Mitigation Funding section (page 66 of 138). Section 4(a) stated "The Principal Permittee or a coalition of Permittees shall create a Mitigation Funding Plan to fund regional or subregional solutions to storm water pollution, where any of the following situations occur:...", and "The Permittees shall



submit the Mitigation Funding Plan to the Executive Officer for approval 445 days after Permit adoption. The Mitigation Funding Plan shall be deemed in effect upon Executive Officer approval". The May 7, 2009 Final Corrected January 13, 2010 Tentative Order No. 09-0057 deleted the section on Mitigation Funding. The provisions stipulated in the May 7, 2009 Revised Tentative Order No. 09-xxx were out of line since none of the Permittees would have held public hearings for their respective citizenry to scrutinize the information in a timely manner. Already amendments to the 1992 Ventura Countywide NPDES Permit Implementation Agreement have been undertaken as non-public hearings, and require only a signature page instead of a resolution. This is why I have asked that the Certification Statement provision require signatures from the Chairperson for the County, and the Watershed Protection District, and require signatures from the cities Mayors instead of "the appropriate authority of the local agency shall sign the document for "The Local SWPPP certification". The existing Ventura County Watershed Protection District Benefit Assessment Program fees back in 1992 did not go through the Permittees' public hearing processes. Thus, the Nava/Karnette bill now allows the District to levy property-related fees.

Mr. Ridgeway, I support the following changes to the Ventura Countywide MS4 Tentative Order No. 10-XXXX/XX-XXXX (NPDES Permit No. CAS004002).

- #1 - Page 15, number 3, "Regional Water Board".
- #2 - Page 26, top of page, and number 28, "Regional Water Board".
- #3 - Page 27, top of page, "Regional Water Board"(2).
- #4 - Page 38, number 4, "Regional Water Board".
- #5 - Page 53, section 3(b), "Regional Water Board".
- #6 - Page 57, number 3, "Regional Water Board".
- #7 - Page 68, section (d), "Regional Water Board".

- #8 - Page 82, section 5(a)(2) Priority C, "Regional Water Board".
- #9 - Page 87, section 3(a)(2), "Regional Water Board".
- #10 - Page 100, section (c), first paragraph, "Regional Water Board".
- #11 - Page 25, number 23, "Regional Water Board's".
- #12 - Page 66, section (d), "Permittees".
- #13 - Page 90, "V" and "VI".

Mr. Ridgeway, I oppose the following changes to the Ventura Countywide MS4 Tentative Order No. 10-XXXX/XX-XXXX (NPDES Permit No. CAS004002).

- #1 - Page 40, numbers 3 and 4, "two years after Order adoption date". Change to one year.
- #2 - Page 44, sections (c)(1)(C), (c)(1)(E), and (c)(2), "365 days". Change to 30 days.
- #3 - Page 45, section (6), "90 days". Change to 30 days. Sections (8) and (d), "365 days". Change to 30 days.
- #4 - Page 47, section 2(a), "no later than2". Change to (1).
- #5 - Page 48, top of page, "years". Change to year.
- #6 - Page 65, section 2(a), "one year". Change to 30 days.
- #7 - Page 68, section (b), "120 days". Change to 30 days.
- #8 - Page 69, section 1(a), "365 days". Change to 30 days.
- #9 - Page 74, section (2)(ii), "If the Local SWPPP or SWPPP is being prepared by the local agency then the appropriate authority of the local agency shall sign the document". Change to read "...then the Chairs of the County and the Watershed Protection District, and the Mayors of the cities shall sign the document".

- #10 - Page 80, section 3(a), "365 days". Change to 30 days.
- #11 - Page 81, section 4(a), "365 days". Change to 30 days. Section 4(b), "180 days". Change to 30 days.
- #12 - Page 83, section (c)(1), "one year". Change to 30 days. Section (f)(1), "90 days". Change to 30 days.
- #13 - Page 86, sections 8(a), 8(b), and 8(c), "one year". Change to 30 days.
- #14 - Page 87, section 3(1)(A)(i), "90 days". Change to 30 days.
- #15 - Page 88, section I.1, "one year". Change to 30 days.
- #16 - Page 7, number "18". The number has no text.
- #17 - Page 32, number "17". The number has no text.
- #18 - Page 42, section "(c)". The number has no text.
- #19 - Page 46, section "(B)". The number has no text.
- #20 - Page 33, number 2 states "The Regional Water Board has notified the Permittees, and interested agencies and persons of its intent to reconsider Order No. 09-0057 and issue waste discharge requirements for this discharge, and has provided them with an opportunity to make statements and submit their comments". The Regional Water Board is limiting and narrowing the scope of this public hearing.

Mr. Ridgeway, there were a number of discrepancies in the Tentative Order No. 10-XXXX/XX-XXXX with regards to the lines on the side of pages depicting spacing corrections. Sometimes the lines would indicate spacing, but in reality no additional spacing is necessary. Other times there would not be such a line and spacing was necessary. For now I will just list the following spacing errors.

- #1 - Page 19, the line on the side of the page between numbers 8 and 9. Additional spacing is unnecessary.

- #2 - Page 61, there is no line on the side of the page to depict the need to delete the space between sections (D) (i) (III) and (E).
- #3 - Page 62, there is no line on the side of the page to depict the need to delete the space between sections (3) (A) (i) and (ii).
- #4 - Page 78, there is no line on the side of the page to depict the need to add a space between sections 1(c) and 2.
- #5 - Page 95, there is no line on the side of the page to depict the need to delete the space between sections 8 and 8(a).
- #6 - Page 99, there is no line on the side of the page to depict the need to delete the space between sections 12 and 12(a).
- #7 - Page 113, the lines on the side of the page between "Priority Pollutants" and "Project", and "Project" and "Qualified SWPPP Developer or Qualified SWPPP Practitioner". Additional spacing, or deleting the spacing is unnecessary.
- #8 - Page 119, the line on the side of the page between sections B.1 and C. Additional spacing, or deleting the spacing is unnecessary.
- #9 - Page 123, there is no line on the side of the page to depict the need to add a space between sections N.1 and N.2.
- #10 - Page 124, there is no line on the side of the page to depict the need to add a space between sections 3 and 4. There is no line on the side of the page to depict the need to delete a space(s) between sections O.1 and P.
- #11 - Page 125, there is no line on the side of the page to depict the need to delete spaces between sections (b) and 2.

#12 - Page 126, there is no line on the side of the page to depict the need to delete spaces between sections 1 and T. This will allow for the Regional Water Board's Executive Officer's signature line, printed name, and title to be on Page 126 instead of all alone on Page 127.

Mr. Ridgeway, it is quite possible that there are spacing errors before and after most of the Tables. For example, Page 84, Table 11.

Mr. Ridgeway, sometimes there is no line on the side of the page for underlined words. For example, Page 37, sections 2(a) and 2(b) (at the top of the page); the words "or".

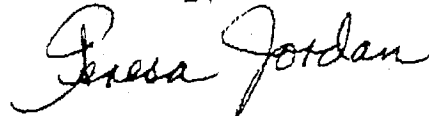
Mr. Ridgeway, there is an indent error on Page 31, number 16, second paragraph, first sentence.

Mr. Ridgeway, the name "Flood Management District", number 4, on Page 2, is incorrect. The correct name is Flood Control District.

Mr. Ridgeway, under section G, number 3, of the Tentative Order it is stated "On April 5, 2007, September 20, 2007 and July 10, 2008, the Regional Water Board conducted workshops to discuss drafts of the NPDES Order and received input from the Permittees and the public regarding proposed changes". The July 10, 2008 workshop was cancelled. It would be egregious to include this date. Enclosed is a copy of the cancellation notice that was posted on the Regional Water Board's Website.

Mr. Ridgeway, since so much time has passed since I addressed this Ventura Countywide MS4 Tentative Order (NPDES Permit) back in 2007, I will just note for the record that I have addressed every Tentative Order draft that has come along since then.

Sincerely,



Teresa Jordan

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