

**From:** "M. Dan McKirnan" <mckirnan@yahoo.com>  
**To:** <vrodriguez@waterboards.ca.gov>  
**CC:** <jrobertus@waterboards.ca.gov>  
**Date:** 9/1/2009 11:49 AM  
**Subject:** South Bay Power Plant - Sept 9  
**Attachments:** RB\_on\_SBPP[1] 9.1.09.doc

Dear Vicente:

Please submit this letter to Chairman Richard Wright and Regional Board Members regarding my opposition to the continuation of the NPDES permit for the South Bay Power Plant.

Thank you.

Sincerely,

M. Dan McKirnan

September 1, 2009

Chairman Richard Wright and Regional Water Boardmembers  
California Regional Water Quality Control Board, San Diego Region  
9174 Sky Park Court, Suite 100  
San Diego, CA 92123-4340

**RE: Urge DENIAL of water discharge permit for the South Bay Power Plant.**

NPDES Waste Discharge Requirements for permit No. CA0001368, Order No. R9-2004-0154 for  
Dynege South Bay, LLC- South Bay Power Plant

Dear Chairman Wright and Boardmembers:

I am writing today to strongly urge you to **deny** reissuance or extension of the water discharge permit for the South Bay Power Plant (SBPP). The current permit expires in November after which the discharge can and should be scheduled for termination.

The evidence that this power plant discharge devastates San Diego Bay is clear and compelling. This discharge has had major and negative impacts to water quality for almost 50 years. The Regional Board has the authority and discretion to terminate this discharge and the appropriate action now is to set a timeline for termination of the discharge. There are already sufficient findings of negative impacts to San Diego Bay to deny continued discharges.

San Diego Bay is an incredibly valuable economic and environmental resource. We have fought for years to clean up and protect the bay from further degradation. The SBPP is just not compatible with the established Wildlife Refuge and the CV Nature Center. Old polluting technology must be eliminated if we truly want to meet the goals of the Clean Water Act.

There is no reason to continue the devastating use of Bay water for cooling the SBPP for another five years. The South Bay Power Plant has blighted South Bay communities long enough. The use of the sensitive Bay waters for cooling the power plant is destructive and undermines recovery of the Bay and its ecological health. The plant's air emissions continue to contribute to our poor air quality and the location of the plant frustrates important development for local communities.

I urge you to set this issue as a high priority for action by the Board and schedule a workshop very soon to be held in Chula Vista to discuss termination of this discharge. I strongly oppose reissuance or extension of the current waste discharge permit.

There is no higher priority for our community. Thank you.

Sincerely,

M. Dan McKirnan  
1404 Law St.  
San Diego, CA 92109