



## CITY of LAGUNA NIGUEL

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## CITY COUNCIL

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June 19, 2009

John Robertus, Executive Officer  
San Diego Regional Water Quality Control Board  
9174 Sky Park Court, Suite 100  
San Diego CA 92123-4340

**RE: TENTATIVE ORDER NO. R9-2009-0002 – SOUTH ORANGE COUNTY  
NPDES PERMIT**

Dear Mr. Robertus:

Over the past several months, SDRWQCB Staff, South Orange County Copermittees and other stakeholders have been meeting to discuss potential revisions to the March 2009 draft of Tentative Order No. R9-2009-0002. The City of Laguna Niguel has appreciated these opportunities to share perspectives and work toward resolution of certain issues.

In the course of these workshop meetings, SDRWQCB Staff solicited comments and then distributed several sets of “draft updates” to various sections of the text for discussion. The Staff also committed to issuing a complete redlined track-edited draft incorporating proposed text adjustments to all interested parties by June 19. Unfortunately, June 19 was also the specified deadline for submittal of written comments for purposes of the July 1 hearing.

While we appreciate the need for SDRWQCB Staff to have adequate time to prepare their response to comments, the June 19 deadline provides no opportunity for the Copermittees and other stakeholders to provide written comments on the complete final draft permit that will be presented to the Board. We cannot effectively comment today on something we were not to see until today (and have not yet seen as of this writing on 3:30 p.m., Friday, June 19).

Consequently, we would like to request that the written comment period not be closed at the end of the July 1 hearing, but instead be held open for another 10 days after the hearing – especially if additional errata are presented on July 1. Closing the comment period on July 10 would still allow the Staff a full month to respond prior to the scheduled adoption hearing on August 12.

Thank you for your consideration of this request.

Yours truly,

  
Tim Casey  
City Manager