



July 29, 2003

CERTIFIED MAIL NO. 7002 0460 0002 3725 9122
RETURN RECEIPT REQUESTED

Ms. Loretta K. Barsamian
 Executive Officer
 California Regional Water Quality Control Board
 San Francisco Bay Region
 1515 Clay Street Suite 1400
 Oakland, CA 94612

RE: Mandatory Minimum Penalty assessed Under Water Code Section 13385 (h)
 Complaint No. R2-2003-0025

Dear Ms. Barsamian:

The City of Sunnyvale is in receipt of your letter identifying Complaint No. R2-2003-0025, alleging seven violations of our NPDES permit from the period between August 1, 2001 and November 30, 2002. All seven of these fines are subject to mandatory penalties under section 13385 (h) of the California Water Code for a total mandatory minimum penalty of \$21,000.

We elect to exercise Option 3, as outlined in your letter. We agree to waive our right to a hearing and agree to undertake a Supplemental Environmental Project (SEP). The City of Sunnyvale proposes to support Sustainable Conservation's work on the Brake Pad Partnership (BPP) as a SEP. The BPP has made tremendous strides in the past two years, and plans to soon initiate technical studies supported by Proposition 13. The BPP project is scheduled to be completed in late 2006 and consists of multiple interlinked tasks. We respectfully submit this preliminary proposal with our signed waiver for your consideration and approval of concept as required.

Supplemental Environmental Funding from the City of Sunnyvale will be used to partially support four key project management tasks over the next eight months, specifically:

1. The formation of a Scientific Advisory Team (completion date 12/01/03)
2. Consultation with experts on atmospheric deposition of water pollutants (completion date 2/01/04)
3. Identification of wear debris air deposition parameters requiring characterization for modeling (completion date 2/01/04) and,

Post-it* Fax Note	7671	Date	8-5	# of pages	3
To	Keyvan Moghbel		From	Lorrie Gervin	
Co/Dup			Co	Sunnyvale WQCP	
Phone #			Phone #	(408) 730-7268	
Fax #	(510) 622-2460		Fax #		

ADDRESS

VIA 94088-3707

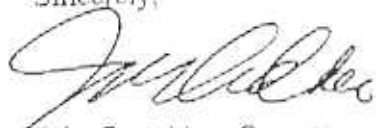
4. Determination of the appropriate scientific methods for characterization of the identified wear debris air deposition parameters (completion date 2/01/04).

Specific products to be generated for each of these tasks include:

1. A list of Scientific Advisory Team members
2. A list of wear debris air deposition parameters requiring characterization, and
3. A request for proposals to conduct the physical and chemical characterization tests.

Please feel free to contact me at 408 730-7261 or email to jaddeo@ci.sunnyvale.ca.us

Sincerely,



John R. Addeo, Operations Manager
City of Sunnyvale
Water Pollution Control Plant

Cc: Marvin Rose, Director of Public Works
EOA