



July 13, 2007

Mr. Bruce H. Wolfe, Executive Officer
California Regional Water Quality Control Board
San Francisco Bay Region
1515 Clay Street, Suite 1400
Oakland, California 94612

Subject: San Francisco Regional Water Quality Control Board Staff's May 1, 2007 Municipal Regional Permit (MRP) Administrative Draft

Dear Mr. Wolfe:

This letter is in response to your staff's request for comments on the May 1, 2007 Municipal Regional Permit (MRP) Administrative Draft. The proposed provisions in the October 16, 2006 and May 1, 2007 draft MRPs would, if adopted, be unmanageable, unaffordable, and unfunded. The City of Orinda (City) concurs with BASMAA that the MRP should be comprehensive, integrated, and prioritized. BASMAA's September 22, 2006 submittal meets these three criteria but the Water Board has not responded to this submittal. BASMAA's submittal is supported by all 76 permittees. As indicated in the City's previous comment letter (December 8, 2006), the BASMAA document is a significant accomplishment and resource that the Water Board should utilize.

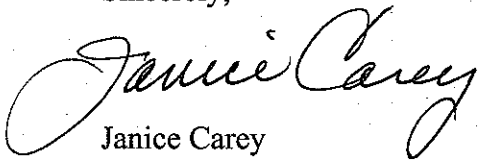
Although the May 1, 2007 MRP Administrative Draft is better formatted than the previous draft MRP dated October 16, 2006, the draft MRP needs significant work and coordination between requirements. Staff need to identify and complete a review of all MRP proposed requirements in order to effectively coordinate and optimize the numerous requirements. As currently written, the MRP is a disparate mix of non-prioritized, individual perspectives of what should be in the permit. The requirements in the various sections of the MRP do not reflect the existence of shared objectives among staff, or even among the co-permittees or stakeholders.

The design, organization, and content of the BASMAA document are based on the co-permittees' collective objectives for the first MRP. A permit based on the BASMAA document will advance stormwater management by optimizing local stormwater programs on the key issues of concern to co-permittees, stakeholders, and the San Francisco Board: new development and redevelopment, including hydromodification (C.3); monitoring; and pollutants of concern (TMDL implementation). The BASMAA document represents the collective thinking of all 76 Phase I co-permittees in the Bay Area and provides a well thought-out comprehensive, integrated, and optimized

document that provides the municipal Bay Area local government perspective on practicable and realistic stormwater management. The BASMAA document contains a single set of enhanced Bay-wide performance standards that effectively address the key stormwater management issues facing municipalities during the next five-year period. Accordingly, the Water Board management should recognize the BASMAA document for the significant resource that it is and utilize the BASMAA document as the foundation for future MRP discussions.

The City is aware that your staff met with BASMAA on June 5th, 8th, 18th, and 19th to discuss the May 1, 2007 Administrative Draft. Hopefully, these meetings will result in an MRP that is comprehensive, integrated, and prioritized.

Sincerely,

A handwritten signature in cursive script that reads "Janice Carey". The signature is written in black ink and is positioned above the typed name and title.

Janice Carey
City Engineer

cc: Janet Keeter, City Manager
Mayor and Members of City Council
Contra Costa Clean Water Program
BASMAA