

# *Lido Peninsula Company, LLC*

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October 17, 2016

Dr. Linda Candelaria, PhD  
California Regional Water Quality Control Board, Santa Ana Region  
3737 Main Street, Suite 500  
Riverside, CA 92501-3348

RE: Region Board Meeting – October 28, 2016

Basin Plan Amendments to Incorporate Total Maximum Daily Loads for Copper and Non-TMDL  
Action Plans for other Metals in Newport Bay

Dear Dr. Candelaria,

We are writing in response to the notice we received advising that the California Region Water Quality Control Board, Santa Ana Region will consider adopting Amendment to the Water Quality Control Plan for the Santa Ana River Basin to incorporate Total Maximum Daily Load to copper and non-TDML Action Plans for other metals in Newport Bay.

We are concerned about the proposal to require marina owners to restrict or ban the use of legally-available copper-based antifouling paints through a new TMDL. We are concerned that the implementation plan will be both unenforceable and that the practical impacts of the proposed implementation plan to the harbor and individual stake holders is unknown. We believe this plan could have significant detrimental economic impacts to the harbor and its stakeholders.

We are asking that the Water Board allow more time to look into this matter and meet with stakeholders.

Very truly yours,  
Lido Peninsula Company

By: \_\_\_\_\_

  
Ann McCarthy  
Asset Manager