



11/16/10 Bd Mtg. Item 5
CGP Reopener
Deadline: 11/5/10 by 12 noon

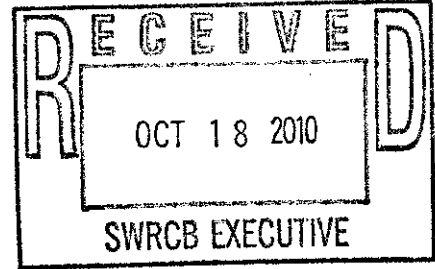
TECHNOLOGY IN BALANCE WITH NATURE

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October 18, 2010

Ms. Jeanine Townsend
Clerk to the Board
State Water Resources Control Board
1001 I Street, 24th Floor
Sacramento, CA 95814



Sacramento Regional Wastewater

Via email to commentletters@waterboards.ca.gov

Treatment Plant

8521 Laguna Station Road
Elk Grove, CA 95758-9550
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SUBJECT: Comment Letter – CGP Reopener, Sacramento Regional County Sanitation District Comments to Construction General Permit Reopener, LRP and Approved Signatory Definition Clarifications

Dear Ms. Townsend:

Thank you for the opportunity to review the subject document. The following comments are being provided by the Sacramento Regional County Sanitation District (SRCSD) related to the proposed clarifications to the definitions for the Legally Responsible Person and the Approved Signatory related to the Construction General Permit 2009-0009-DWQ.

Board of Directors
Representing:

- County of Sacramento
- County of Yolo
- City of Citrus Heights
- City of Elk Grove
- City of Folsom
- City of Rancho Cordova
- City of Sacramento
- City of West Sacramento

Comment #1: In Appendix 5 Glossary Page 1, the definition of Approved Signatory, Item 3 should be revised to include the text below that has been added in red with bold with underline:

- 3. For a municipality, State, Federal, or other public agency: a principle executive officer, ranking elected official, city manager, council president, or other public employee with managerial responsibility over the construction or land disturbance project (including, but not limited to, **agency or program manager**, project manager, project superintendent, or resident engineer), **authorized and assigned by the Legally Responsible Person;**

Comment #2 on the following page relates to Appendix 5 Glossary Page 5 below the definition of Legally Responsible Person. This definition should be revised to include the text below that has been added in red bold with underline, as indicated on the following page.

- Stan R. Dean
District Engineer
- Prabhakar Somavarapu
Director of Policy and Planning
- Ruben R. Robles
Director of Operations
- Marcia Maurer
Chief Financial Officer
- Claudia Goss
Director of Communications

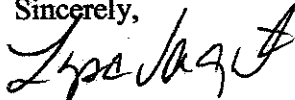
Ms. Jeanine Townsend
SRCSD Comments to Construction General Permit Opener
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Comment #2:

~~The~~ A person, company, agency, or other entity that possesses one or more a real property interests (including, but not limited to, fee simple ownership, easement, leasehold, or rights of way, or a legal authority to construct or disturb the land within the public right of way) in over the land ~~who possesses the title of the land or the leasehold interest of a mineral estate upon~~ which the construction or land disturbance activities will occur for the regulated site. If the land is controlled by an estate or similar entity, the person who has day-to-day control over the land (including, but not limited to, a bankruptcy trustee, receiver, or conservator) is considered to possess a real property interest. The Legally Responsible Person will typically be the project proponent. A contractor who does not possess a real property interest is not qualified to be a Legally Responsible Person. ~~For linear underground/overhead projects, it is in the person in charge of the utility company, municipality,~~

We appreciate the opportunity to provide comments on this document. If you have questions or comments regarding the items above, please feel free to contact me at (916) 876-6038 or voightl@sacsewer.com

Sincerely,



Lysa Voight, P.E.
Senior Civil Engineer

cc: Stan Dean, SRCSD District Engineer
Prabhakar Somavarapu, SRCSD Director of Policy and Planning
Terrie Mitchell, SRCSD Legislative and Regulatory Affairs Manager