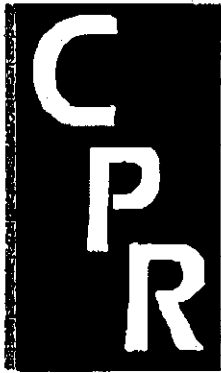


COALITION FOR PRACTICAL REGULATION

"Cities Working on Practical Solutions"

11/15/06 Bd Mtg Item _____
San Gabriel River TMDL
Deadline: 10/27/06 12pm



October 27, 2006

Honorable Tam Doduc, Board Chair
State Water Resources Control Board
1001 I Street
Sacramento, CA 95814



Attn: Song Her, Clerk to the Board

Subject: Comment Letter Regarding the San Gabriel River Metals TMDL

Dear Chair Doduc:

On behalf of the Coalition for Practical Regulation (CPR), an ad hoc group of 43 cities within Los Angeles County that have come together to address water quality issues, I would like to provide the following additional comments regarding the San Gabriel River Metals TMDL. This letter supplements the letter submitted to your Board by CPR's special counsel Richard Montevideo on October 25, 2006.

CPR requests the State Water Board return the Total Maximum Daily Loads for Metals and Selenium, San Gabriel River and Impaired Tributaries to the Los Angeles Regional Water Quality Control Board because it includes TMDLs for segment-pollutant combinations that were not on the 2002 303(d) list and are not on the list your Board adopted on October 25, 2006, as well as segment-pollutant combinations that were on the 2002 list but were de-listed on October 25th. Despite requests by the regulated community, the Los Angeles Regional Water Board adopted this TMDL on July 13, 2006, even though they were aware it included segment-pollutant combinations that were not on the 303(d) list or were proposed for delisting by your staff.

Basically, the Los Angeles Water Board went along with its staff that wanted new listings for copper in the San Gabriel River Estuary and selenium in San Jose Creek Reach 1 and opposed the delisting of lead and zinc on Coyote Creek. Regional Board staff proposed TMDLs for segment-pollutant combinations based on applying CTR standards separately to wet-weather and dry-weather conditions even though the CTR does distinguish between wet- and dry-weather. The only remaining listings for segment-pollutant combinations included in the TMDL are

- ARCADIA
- ARTESIA
- BALDWIN PARK
- BELL
- BELL GARDENS
- BELLFLOWER
- BRADBURY
- CARSON
- CERRITOS
- COMMERCE
- COVINA
- DIAMOND BAR
- DOWNNEY
- GARDENA
- HAWAIIAN GARDENS
- INDUSTRY
- IRVINDALE
- LA CANADA FLINTRIDGE
- LA MIRADA
- LAKEWOOD
- LAWDALE
- MONROVIA
- MONTEBELLO
- MONTEREY PARK
- NORWALK
- PALOS VERDES ESTATES
- PARAMOUNT
- PICO RIVERA
- POMONA
- RANCHO PALOS VERDES
- ROSEMead
- SANTA FE SPRINGS
- SAN GABRIEL
- SIERRA MADRE
- SIGNAL HILL
- SOUTH EL MONTE
- SOUTH GATE
- SOUTH PASADENA
- VERNON
- WALNUT
- WEST COVINA
- WHITTIER

Additional Comments on San Gabriel River Metals TMDL

October 27, 2006

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dissolved copper on Coyote Creek and lead on San Gabriel River Reach 2. Furthermore, as staff noted at the October 25, 2006 hearing, retaining lead on the 303(d) list for San Gabriel River Reach 2 was "a close call." One of the problems with the lead listing is that the exceedances occurred during the 1997-98 El Nino season when over 31 inches of rain fell in Los Angeles. This TMDL should be returned to the Los Angeles Regional Board with direction to revise the TMDL to be consistent with the State's listing policy and the California Toxics Rule.

This TMDL demonstrates why the fact that a segment-pollutant combination is in a TMDL should not be used to justify a new listing or keeping a segment-pollutant combination on the 303(d) list when it has been shown to meet water quality standards. It also demonstrates why the State Water Board should retain responsibility for preparing fact sheets and developing the State's 303(d) list.

Sincerely,



Larry Forrester
CPR Steering Committee
City Council Member, City of Signal Hill

cc: CPR Steering Committee
CPR Members