

From: Erin Lindsey <elindsey@youngwooldridge.com>
To: <awlaputz@waterboards.ca.gov>
CC: Ernest Conant <econant@youngwooldridge.com>
Date: 03/31/11 3:56 PM
Subject: Comments on Irrigated Lands Regulatory Program Framework Documents
Attachments: Letter to Mr. Adam Laputz.pdf

Dear Mr. Laputz:

Please see the attached letter re Comments on Irrigated Lands Regulatory Program Framework Documents.

Thank you,

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THE LAW OFFICES OF

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Ernest A. Conant, Partner

March 31, 2011

VIA EMAIL: awlaputz@waterboards.ca.gov

ATTN: Adam Laputz
Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

Re: Comments on Irrigated Lands Regulatory Program Framework Documents

Dear Mr. Laputz:

This letter is submitted on behalf of Arvin-Edison WSD, Kern –Tulare WD, North Kern WSD, Semitropic WSD, Shafter-Wasco ID and Wheeler Ridge-Maricopa WSD (“Districts”), for which we serve as General Counsel, regarding the Recommended Long-Term Irrigated Lands Regulatory Program Framework (Framework) as released by the Central Valley Regional Water Quality Control Board (Central Valley Water Board) in March of 2011, as well as the other associated materials including the Final Environmental Impact Report (Final EIR).

We join in and incorporate the comments of William J. Thomas submitted March 21, 2011, on behalf of the Southern San Joaquin Valley Water Quality Coalition, of which these Districts are a part. We have also review and concur with most of the recommendations in the letter of March 30, 2011 submitted by Somach, Simons & Dunn and various organizations.

In summary, we share the same concerns and object to your Board proceeding to approve the Framework, EIR and related documents because, among other things, the Framework was not analyzed pursuant to CEQA, no cost estimates of the program were provided as required by law, and the program would require all irrigated agricultural operations to conduct individual discharge monitoring, exceeding the Board authority under law.

We also make reference to David Orth’s letter of September 27, 2010, and technical information attached thereto, submitted on behalf of these Districts and others, and many of those comments are still applicable and have not been adequately addressed.

ATTN: Adam Laputz
Central Valley Regional Water Quality Control Board
March 31, 2011
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We ask that this letter and the reference material be made available to the Board and made part of the record the April 7/8, 2011 hearing.

Very truly yours,



Ernest A. Conant

EAC:el

cc: Arvin-Edison WSD, Kern -Tulare WD, North Kern WSD, Semitropic WSD, Shafter-Wasco ID and Wheeler Ridge-Maricopa WSD, KCWA, Bill Thomas, Dave Orth