

MALIBU BAY COMPANY

July 1, 2011

Dr. Eric Wu, Chief of Groundwater Permitting Unit
California Regional Water Quality Control Board, Los Angeles
320 West 4th Street, Suite 200
Los Angeles, CA 90013

Re: Basin Plan Amendment Prohibiting On-Site Wastewater Disposal Systems in the
Malibu Civic Center Area

Dear Dr. Wu,

Malibu Bay Company is pleased to provide comments for your consideration on the proposed Memorandum of Understanding [MOU] between the City of Malibu and the Regional Water Quality Control Board [RWQCB]. The MOU will implement a phased development of a sewer system in the Malibu Civic Center Area in accordance with the Basin Plan Amendment prohibiting on-site wastewater disposal systems. **We endorse the draft MOU and would like to congratulate the Staff of both the RWQCB and the City of Malibu for the spirit of cooperation and hard work which the MOU demonstrates. We believe the MOU represents a practical and well thought out approach to improve water quality in the Malibu Civic Center and Malibu Lagoon.**

We have had a long commitment to water quality issues in Malibu and believe having clean water at Malibu's beaches is essential for Malibu to remain a vibrant community. We are very encouraged by the MOU for two reasons.

First, it is evidence of a new spirit of collaboration between the City of Malibu and the RWQCB. For the first time in recent memory, these two governmental agencies are working in tandem to improve water quality. Having this shared vision is the only way to accomplish the implementation of the Prohibition in a timely manner. Your approval of the MOU will keep the construction of a Civic Center sewer on track and on time.

Second, the MOU has the support of the majority of the property owners in the Malibu Civic Center. For over two years, the City Manager has chaired periodic meetings with all of the key stakeholders. Through these meetings, not only were the stakeholders educated about the Prohibition, but also, the City was able to identify potential problems which might cause delays and litigation. The MOU represents practical solutions to these problems and has the full support of your Staff.

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Certainly there will be well meaning people on both sides of the debate who want to change some of the details of the MOU. I urge you to recognize that while perhaps not perfect, this MOU, as drafted, is the best way to keep the process moving forward.

Very truly yours,

A handwritten signature in black ink, appearing to read "David Reznick". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

David Reznick

cc: Jim Thorsen, City Manager
Sam Unger, Executive Officer