June 12, 2007
State Water resources Control Board
Miss Song Her, Clerk to the Board
1001 I Street, 24th Floor
Sacramento, Ca. 95814
Fax No. 916/ 341-5620

Re; Revised Public Workshop to receive information regarding policy direction on, Water Quality Enforcement. Comments on items 1-6 for discussion in the Workshop, on June 28, 2007, participants comments due on June 14, 2007.

My comments will address items 1-6, detailed suggestions on stronger enforcement tools will be lengthier and more direct.

1. **Recommendations on modifications are;**

- Adopt stronger wording for all State Water Resource Project/programs, to include the National Flood Insurance Program, (NFIP) within the State of California.
- Enact and enforce legal consequences for violations of; Title 42 U.S.C. sec. 4001-4128 under the Authority of the Executive Order no.12127 issued March 31, 1979 Title 44, CFR, Ch.1 sec.59-77 of the NFIP.

In particular an example would be; "violations of any, or part of the adopted Water Ways/Flood Plains, or Flood Ways SHALL cause litigation to be filed on behalf of the Federal Government, and its citizens, or a citizen of the State who has been harmed or property damaged by the violation". Authority under Title 44 CFR, sec. 60.25 duty of State coordinating agency.

2. **Suggestions on factors to consider in prioritizing enforcement would be;**

- Any reported violations, and or detected violations of any kind,[no matter how controversy] should be the SWR top priority.
- Enforcement must be your first consideration, under adopted Waters within the State of California.
- Human safety , public loss from damages caused by noncompliance as sighted under; Title 44,CFR, sec 60.3 (a)(2)which speaks directly to the cover-up at the Rocketdyne Missal site, that the City of Simi Valley is and was responsible to monitor as Water Works no. 8 (Previously no. 17) as overseers.
- Enforce Authority under sec. 404 of the Federal Water Pollution Control Act, Amendment of 1972, 33 U.S.C. 1334, and (3) review "ALL" permits to assure site is safe from flooding.

3. **Red flags to look for in measuring the effectiveness of the Water Quality Enforcement Program are as follows;**

- Report noncompliance, especially incidences that have gone on undetected/covered-up by the Communities/Cities, or State Agencies for their own personal gain.

An example is the Rocketdyne facility/site where the three melt downs weren't made public until; a) the 1959 melt down in October of 2005, b) the 1963, and the 1969 melt downs on April 9,2007 at the public Rocketdyne meeting in Simi Valley, Ca.

- The State, and or the Federal Government needs to take action filing a criminal suit against the City of Simi Valley, and the owners of the Rocketdyne Missal site, under sec. 404 of the Federal Water Pollution Control Act on behalf of the citizens of the San Fernando Valley and Ventura County. As dictated under Title 44, CFR, Ch.1, sec. 60.3 (a)(2) of the NFIP.

4. Steps to achieving a better informed public, regarding enforcement of Statues and State Water Resources Regulations.

- To set up and utilize a community **"Watch Dog"**, (as we are commonly called), that would be required to attend City Council Meeting, etc., who would be the community voice who would report on information acquired from the public input on proposed projects/ or violations on existing sites.
- Written reports would go directly to the SWRB, regarding violations of Statues, Laws and adopted Regulations.
- Make all Laws, Statues and Adopted Regulations available to the public on line that are germaine /relevant to proposed projects for review. As sited under the E.O. 12127 of March 31, 1979 under Title 44, FR 19367, 3 CFR 1979.

5. Suggestions on becoming a more effective Water Quality Board.

- Stronger enforcement of the adopted Statues, Regulations and Laws on violations, and criminal acts committed against the public.
- File suit on behalf of the citizens of the State/Community who has suffered damages by the noncompliance of the Cities/Communities who have failed to enforce and have dropped the ball in their failure to administer the State Water Recourses and National Flood Insurance programs with the State.
- Take an active role in assisting in resolving the violation.

6. Your NONCOMPLIANCE, is the most "significant inconsistence" of the State Water Resources Board.

- The SWRCB failure to administer and enforce the NFIP, The Clean Water Act, Federal Funded Programs, within the designated flood way/ flood plain etc., for Low Income Residents under the authority of Title 44, and 42 Health and Safety.
- The failure to enforce Housing and Urban Development Act of 1969, approved Dec. 1969, and Title XIII of the Housing and Urban Development Act of 1968, allows noncompliance to fester and develop into further violations.

P.7, item III entitled, Determining "Priority" Violations states; "all violations subject to mandatory minimum penalties pursuant to California Water Code 13385". Clearly with Statues, Regulations and Laws having been adopted the Rocketdyne fiascos should never have taken place.
The State Water Resources failure to step up to the plate has violated its own Statues, Laws and regulations adopted to prevent Water contamation of its drinking water. Please refer to May 23, 2007 comments, as well as the June 4, 2007 comments regarding Riparian Rights.Attachments enclosed to provide assistance.
Sincerely,

Ginn Doose

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cc; Mr. Dennis White, IGO DHS/FEMA