



LAMONT PUBLIC UTILITY DISTRICT

8624 Segrue Road, Lamont, CA 93241

661-845-1213

August 23, 2022

Central Valley Regional Water Quality Control Board
1685 E Street
Fresno, CA 93706

RE: LAMONT WWTF TENTATIVE WDRs Comments

Central Valley Board:

We are in receipt of the Tentative WDRs. We have reviewed the WDRs and wish to provide a brief comment regarding the enforcement aspect of the WDRs. Comments are timely provided for your consideration.

Comments are related to section entitled: REQUIREMENTS on page 24 of the WDR document.

Under that heading there is a section which states:

“It is Hereby Ordered, pursuant to Water Code sections 13263 and 13267: that Orders R5-2012-0043 and R5-2012-0044 are rescinded (except for enforcement purposes); and that the Dischargers and their agents, employees and successors shall comply with the following.”

Within this section, we take exception to the phrase in parentheses stating, ‘except for enforcement purposes.’ We wish to have that phrase deleted entirely. To support the request, we submit the following:

- First, the previous orders including R5-2012-0043 and 0044 that govern enforcement will be rescinded. Rescinded means removed, deleted, no longer applicable and no longer controlling. Thus, if the previous orders have are rescinded then logically, a piece of the order cannot have controlling, authoritative or enforcement powers. It is illogical and contradictory. Rescinded, yet not rescinded. We rescind the order but not really; Or only a piece rescinded. We ask for the deletion of the phrase “(except for enforcement purposes)” as it is confusing, illogical, and contradictory.
- Second, under section entitled “ENFORCEMENT” within the Tentative WDRs as presented, located on page 37 of the WDRs, it provides for enforcement actions in the event enforcement of the WDRs may be necessary. Thus, in essence, you have two different criteria for enforcement none of which determines which on is to be utilized if necessary. Yet, the Tentative WDRs, themselves, include enforcement action.



LAMONT PUBLIC UTILITY DISTRICT

8624 Segrue Road, Lamont, CA 93241

661-845-1213

Thus, the need for conflicting or at best duplicative 'enforcement' instructions, definitions or guidelines is not necessary and only creates confusion complications in the future, again, presuming enforcement will ever need to occur.

To that end, Lamont Public Utility District provides comments requesting the phrase '(except for enforcement purposes)' located on page 24 of the Tentative WRDs be deleted from the document.

Thank you in advance for your attention to our comments and request.

Best regards,

Scott Taylor

Scott Taylor, General Manager
Lamont Public Utility District

c: Doug Gosling, Braun and Gosling, PLC
Curtis Skaggs, DJA and Assoc.