

3152 Shad Court
Simi Valley, CA 93063
August 18, 2008

State Water Resources Control Board
Ms. Jeanine Townsend, Clerk to the Board
1001 "I" Street, 24th Floor
Sacramento, CA 95814

Re: "Amendment to the Policy for Implementing the
CWSRF."

Dear Members of the Board:

Though I have read through the different texts, please note that due to recently addressing: Department of Water Resources' 2009 Water Plan Update Southern Region Initial Draft Plan, the FloodSAFE Program Draft Strategic Plan, and proposed Regular and Emergency Subventions Program Flood Management Projects Regulations; and currently addressing: the Los Angeles Regional Water Quality Control Board's revised NPDES Permit tentative Orders for the Camarillo Sanitary District Water Reclamation Plant, the City of Simi Valley Water Quality Control Plant, and the City of Thousand Oaks Hill Canyon Wastewater Treatment Plant, I have not cross-referenced all of the items on Exhibit A-- Summary of Proposed Clean Water State Revolving Fund (CWSRF) Policy Amendments and Statement of Reasons--with the documents. Also, I have spent a lot of time comparing the 2007 Water Quality Control Plans for Enclosed Bays and Estuaries and Appendices with the 2008 updates due to the reshuffling of text, and other changes. Thus, in order to get my letter in on time for the CWSRF changes, I am relying on Exhibit A--"detailed list of proposed changes to the CWSRF Policy"--and the Public Notice for my comments.

#1 - I disagree that the CWSRF Policy must be "consistent with all current procedures used by the Division of Financial Assistance (Division) for CWSRF financing" since "this Policy amendment will serve as an initial step in the development of regulations for the CWSRF Program". (Pages 1 and 2, Public Notice)

- #2 - I am opposed to delegating "authority to the Division to approve routine, non-controversial Project Preliminary Funding Commitments (PFC)". (Page 1, Public Notice)
- #3 - I am opposed to delegating "to the Deputy Director" or the "Assistant Deputy Director" "of the Division the authority to revise all CWSRF Policy appendices for administrative or procedural changes not in conflict with the CWSRF Policy". The State Water Board must oversee all updates to the CWSRF appendices since Division staff is recommending "that the amended CWSRF Policy apply to future projects". (Pages 1 and 2, Public Notice)
- #4 - I concur with "Add the service charge approved by AB 1742 (Chapter 632, Statutes of 2007), if applicable, and clarify the financial impact on the CWSRF financings". (Page 1, Public Notice)
- #5 - I am opposed to Division staff making "editorial changes that modify location of policy amendments that were not approved by the Board, and that have not been reviewed by the public. (Page 1, Public Notice)
- #6 - Item 1, I disagree with deleting the Tri-TAC "Acknowledgements" from the Preface. (Exhibit A, Summary, Page 1 of 6)
- #7 - Item 5, I disagree with changing "loan contract" to "financing agreement" because the term is "Too restrictive". (Exhibit A, Summary, Page 1 of 6; and Item 16)
- #8 - Item 6, I disagree with the changes. (Exhibit A, Page 1 of 6)
- #9 - Item 10, I concur with adding "Disadvantaged Community". (Exhibit A, Page 1 of 6)
- #10 - Item 11, I disagree with deleting "Effective Loan Date". (Exhibit A, Page 1 of 6)
- #11 - Item 15, I disagree with adding "Financing Agreement (FA)". (Exhibit A, Page 1 of 6)

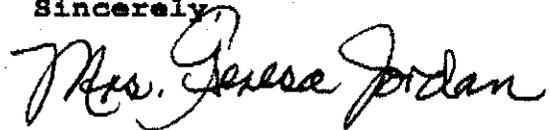
- #12 - Item 16, I disagree with deleting "Loan Contract Award". (Exhibit A, Page 1 of 6)
- #13 - Item 19, I disagree with deleting "retroactive projects". (Exhibit A, Page 1 of 6)
- #14 - Item 21, I disagree with "FA". (Exhibit A, Page 1 of 6)
- #15 - Item 23, I disagree with "FA". (Exhibit A, Page 1 of 6)
- #16 - Item 37, I concur with "Environmental documents more than five years old must re-evaluate environmental conditions". (Exhibit A, Page 3 of 6)
- #17 - Item 38, I disagree with "Added option for applicant may submit an 'Urban Water Management Plan', if applicable" since "Water Conservation a Water Board high priority"--Item 40. (Exhibit A, Page 3 of 6)
- #18 - Item 42, I concur with the changes. (Exhibit A, Page 4 of 6)
- #19 - Item 45, I disagree with updating the "Loan Contract" language. (Exhibit A, Page 4 of 6)
- #20 - Item 47, I disagree with this Tier CEQA option to "facilitate environmental approvals". (Exhibit A, Page 4 of 6)
- #21 - Item 51, I concur with the changes. (Exhibit A, Page 5 of 6)
- #22 - Item 60, I disagree with the changes just because an Operations and Maintenance(O&M) manual is "considered too detailed". California would be in a catastrophic state if it and its local agencies(counties and cities) did not have detailed emergency operations plans in place to deal with disasters. Even highly detailed manuals are no guarantee against horrific incidents as the fire sieges of 2003 to 2008. (Exhibit A, Page 6 of 6)

- #23 - Item 62, I concur with the changes. (Exhibit A, Page 6 of 6)
- #24 - Item 63, I disagree with allowing "Division to amend Appendices for administrative or procedural changes only(not in conflict with the Policy)". (Exhibit A, Page 6 of 6)

QUESTIONS

1. What other State agencies have implemented "a two tiered CEQA review of applicants' Projects"? It is stated on Page 3 of 6 of Exhibit A that "Tier I and Tier II option provided for applicant's proposed Projects to facilitate environmental approvals"-- Item 37. (Page 1, Public Notice)
2. What other State agencies have implemented "a credit review of applicants' ability to pay back" other financing programs? (Page 1, Public Notice)

Sincerely,



Mrs. Teresa Jordan