

3152 Shad Court
Simi Valley, CA 93063
July 17, 2008

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

Re: "SFY 2008/09 SRF Priority List"--Comment Letter.

Dear Members of the Board:

With regards to ISSUE 1--Adoption of the SFY 2008/09 Priority List--I have concerns with regards to the Region 4 projects listed on Page 9 of 26. While the people of the City of Fillmore are deserving of all the financial help they can get, I ask that the City's information on its submitted applications for the Class C "Fillmore Water Recycling Plant Replacement"; and Class B "Recycled Water Treatment Facility", "Recycled Water Distribution System", and Desalting Plant Construction Project" projects be thoroughly scrutinized. Please note that I do not make this request lightly.

Members of the Board, on July 6, 2008, an article by Mr. Bert J. Rapp, the City of Fillmore Director of Public Works appeared in the Ventura County Star's Opinion page. In his article "Storm-water permit will break the bank", Mr. Rapp not only misinforms--or perhaps tries to mislead--the reader, but the County of Ventura taxpayers, and, most especially, the citizens of Fillmore by stating that "cities currently do not have any access to or methods for raising funds to implement the desire of the board" (Los Angeles Regional Water Quality Control Board proposed Ventura Countywide MS4 NPDES Permit requirements).

Members of the Board, it is stated on Page 2 of 115 of the LARWQCB's Ventura Countywide MS4 NPDES Permit No. CAS004002 proposed Order, under Section "A.3", that "The Ventura County MS4 Permittees have entered into an agreement with the Watershed Protection District to finance the activities related to the Ventura County MS4 Permit for shared and district wide expenses. The Permittees are also given the option to use the Benefit Assessment Program to

finance their respective activities related to reducing the discharge of storm water pollutants under the MS4 Permit."

Also, since 2005, the Ventura County Watershed Protection District has had the authority to levy property-related fees because Governor Schwarzenegger signed Amended Assembly Bill 554 (Karnette/Nava).

Then, too, since 1992, the Watershed Protection District (formerly the Ventura County Flood Control District) has levied assessment fees, but because of Proposition 218 they cannot be increased without voter approval.

No hearings took place at the cities level in 1992, nor in 2008 when the Amendment to the 1992 Ventura Countywide MS4 NPDES Permit Implementation Agreement was approved.

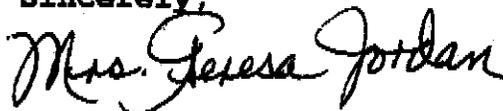
There are other legal problems with the original and amended documents such as violations of agreement sections.

Members of the Board, the aforementioned points are all covered in my May 27, 2008 and May 28, 2008 letters to Dr. Swamikannu on the Ventura Countywide MS4 NPDES Permit (comments posted on the Board's Website).

Members of the Board, with regards to ISSUE 3--Service Charge Rate--I concur with the RECOMMENDATION of 1 percent of the outstanding loan balance.

Members of the Board, with regards to ISSUE 4-- Disbursement Cap--I concur with the RECOMMENDATION as long as language to the effect that "The Deputy Director of the Division" "ensure that exceeding the cap does not unduly limit other applicants' ability to receive funding during that SFY". I would ask though that "should" be changed to "must", or "shall"

Sincerely,



Mrs. Teresa Jordan