



May 2, 2012

Sent Via Email and U.S. Mail



Jeanine Townsend
Clerk to the Board
State Water Resources Control Board
1001 I Street, 25th Floor
Sacramento, CA 95814

Subject: **Proposed Amendments to Order No.; 2009-0009-DWQ as Modified by 2010-0014-DWQ [NPDES NO. CAS000002] General Permit for Discharges of Storm Water Associated with Construction and Land Disturbance Activities (Construction General Permit)**

Dear Ms. Townsend,

Please find comments to the subject proposed Permit change. Their nature is more toward clarifying the Draft Permit's language and its application, than its findings.

- 1) Clarify whether the Permit requires three samples per discharge point versus three samples per site.
- 2) Last sentence of Paragraph 56, Page 13. *"An exceedance of a NAL does not constitute a violation of this General Permit."* Should that be "NEL?" An NAL exceedance never was a Permit violation.
- 3) Page 15, Footnote 5 should be deleted.
- 4) The term "direct discharge" for purposes of clarification could be replaced with the term, "discharges with out commingled discharge water."
- 5) Is Receiving water sampling to be triggered by an instantaneous exceedance or a daily average exceedance?
- 6) Will all existing SWPPPs require updating to the new Draft?

Mr. Sachse, the undersigned, is a State Licenced Professional Engineer, Trainer of Record, Qualified SWPPP Developer and Practitioner, Storm Water Consultant, and a member of the Building Industry Association and Association of General Contractors.

Thank you for your consideration and time.

Sincerely,

A handwritten signature in black ink, appearing to read 'M. H. Sachse'.

Marvin H. Sachse, P.E.
CPSWQ, CPESC, CESSWI, ToR, QSD/QSP