



CVCWA

Central Valley Clean Water Association

Representing Over Fifty Wastewater Agencies

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April 30, 2014

Sent via Electronic Mail Only

Tim Regan
Senior Staff Counsel
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor
Sacramento, California 95814
tim.regan@waterboards.ca.gov

Subject: Proposed Amendments to the California Code of Regulations title 23, Waters. Division 3. State Water Resources Control Board. Chapter 6. Rules Governing Review By State Board of Action Or Failure To Act By Regional Board.

Dear Mr. Regan:

The Central Valley Clean Water Association appreciates the opportunity to comment on the State Water Resources Control Board's (State Board) proposed amendments to its regulations that govern State Board Review of Action or Failure To Act By Regional Board (proposed amendments). CVCWA is a non-profit association of public agencies located within the Central Valley region that provide wastewater collection, treatment, and water recycling services to millions of Central Valley residents and businesses. We approach these matters with the perspective of balancing environmental and economic interests consistent with state and federal law. CVCWA submits these written comments in support of the proposed regulatory changes.

The proposed amendments will help to ensure that State Board's petition process for review of regional board actions is meaningful and timely. CVCWA, as well as many others, has been concerned for years that the existing regulatory scheme allows for some petitions to sit

pending before the State Board for an indeterminate amount of time. By not having well established time frames for State Board action or dismissal, publically owned treatment works (POTWs) and others may be denied the ability to proceed with petitions for writ of mandate in Superior Court in a timely manner. Conversely, for real parties that are the subject of petitions but are not themselves petitioners, the State Board's failure to act in a timely manner places such real parties in "limbo" as petitions remain pending. CVCWA believes that the proposed amendments help to eliminate these situations from occurring.

Accordingly, CVCWA supports adoption of the proposed amendments.

Sincerely,



Debbie Webster,
Executive Officer