

From: "Bill Dickerson" <wgdddmsn.com>
To: "Christopher Means" <CMeans@waterboards.ca.gov>, <larrygunn@cox.net>
Date: 9/18/2006 5:56:44 PM
Subject: Re: Regional Board Hearing on CAO's for 501 & 505 First Street Coronado

Mr. Means,

I will not be able to make the hearing on that day. Fred Perry is authorized to act as my agent. I am not sure if you understand what was there before. There was VERY dangerous asphalt and concrete along with metal, tainted wood, etc. What we did was to CLEAN UP the Bay. We provided an EXPENSIVE service to improve the Bay, not pollute it. I feel like you should be thanking us, not criticizing us. The fact is, the sea grass is actually growing more now that the toxic rubble that was dumped on the Bay's shoreline has been removed. Can you explain to me what the problem is as you see it? Let's forget about the personality conflict between you and Fred and concentrate on a solution to the problem. Let's look at the facts:

1. There are 5 or 6 other sea walls presently on the Bay just a few houses from ours.
2. The sea wall was on our prints that were stamped for approval for the permit to remove the toxic rubble
3. We allowed the city access through our property to clean up and improve the park adjacent to our property
4. We have removed a legal liability to the government bodies by removing the dangerous slippery sharp rubble that was there before at OUR expense
5. We had a permit to clean up the beach, we just decided that after cleaning it up, placing rift raft was not necessary, in fact, more of a liability for the city and the Port Authority
6. Everyone benefits at our expense by having us clean up the beach
7. Only on a VERY high tide does the Bay ever barely reach the footing of our wall
8. By having a clean beach, less of an entrapment for garbage exists which benefits the Bay
9. The wall was built on my property, although I understand there might be encroachment onto the Port Authority property by perhaps one foot, but that is a Por Authority matter.
10. We can add a couple of layers of rock at the base of the wall and as I understand it, your agency no longer has any authority on the matter.

So let's come to some agreement to prevent us from doing just that. If you

can give me a logical explanation why you are having such a problem with this issue, while others look at it as a good thing for the Bay, then perhaps together we can come up with a viable solution. But removal of the wall is not only not practical, feasible or prudent, it's not in the best interest of the Bay. I know that Larry and I are reasonable people and I'm sure that you are reasonable as well. I understand you are having a meeting this Wednesday with Fred and I will be available by conference call if you wish to talk to me. Please try and amiably resolve this issue with Fred Perry to avoid further unnecessary meetings. Let me know what I can reasonably do to help resolve this matter.

Bill Dickerson

----- Original Message -----

From: "Christopher Means" <CMeans@waterboards.ca.gov>

To: <larrygunn@cox.net>; <wgddd@msn.com>

Sent: Monday, September 18, 2006 11:29 AM

Subject: Regional Board Hearing on CAO's for 501 & 505 First Street Coronado

Mr. Gunning & Mr. Dickerson,

Fred Perry Requested that a hearing be held contesting the issuance of the CAO's for the unauthorized seawall construction. Please find attached the Agenda Notice for our October 11, 2006 Regional Board meeting. Your item numbers are 11 & 12.

Additional materials in support of Agenda Item 11 will be posted to the Regional Board web page towards the end of the month. You can access the electronic version of our Agenda via the internet at:

<http://www.waterboards.ca.gov/sandiego/rb9board/Oct-06.html>

If you wish to submit written material for the Boards consideration you must have it to us no later than 5:00 PM on Wed. September 27, 2006 as described in the first paragraph of the Agenda. If you believe there are factual errors in the order please provide documentation describing what the errors are.

We will be meeting with Mr. Perry and his consultants on Wed. Sept. 20, 2006 at 1:00 at our offices to discuss the Cleanup Orders.

I need to know if Mr. Perry is authorized to act on your behalf, or if you will have other representation at the hearing. The Regional Board considers this a very serious matter, and would urge that you or your representatives attend the hearing on October 11, 2006.

Please send me an email back confirming that you recieved the Notice. If you have any questions please do not hesitate to contact me.

Respectfully,

Christopher Means
Environmental Scientist
San Diego Regional Water Quality Control Board
Phone: (858) 637-5581
Fax: (858) 571-6972

CC: "Fred Perry" <canep@cox.net>