



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
**REGION IX**  
**75 Hawthorne Street**  
**San Francisco, CA 94105-3901**

FEB 25 2015

David Barker  
Supervising Water Resource Engineer  
San Diego Water Board  
2375 Northside Drive, Suite 100  
San Diego, CA 92108

Re: Draft NPDES Permit for Continental Maritime of San Diego (NPDES Permit No. CA0109142)

Dear Mr. Barker:

Thank you for the opportunity to review and comment on the draft permit (NPDES Permit No. CA0109142) for discharges of storm water runoff from Continental Maritime of San Diego into San Diego Bay. We support your efforts to incorporate chronic toxicity water quality based effluent limitations in the order.

40 CFR 122.44(d) require the State to include water quality based effluent limits for pollutants showing the reasonable potential to exceed State water quality standards. This regulation applies not only to individual chemical pollutants, but also to chronic and acute toxicity. The proposed permit has established reasonable potential and therefore incorporates numeric effluent limitations for chronic toxicity for industrial stormwater discharges from high risk areas of the shipyard. Use of a chronic toxicity limitation conforms to longstanding U.S. EPA regulations and policy and other permits issued by California Regional Water Boards, including San Diego Regional Board's Boatyard General Permit (CAG719001).

Consistent with EPA policy and State and Regional Board practices, we fully support the use of chronic toxicity limitations in this permit.

If you have any questions or would like to further discuss these comments, please contact Jamie Marincola of my staff at 415-972-3520 or via email at [marincola.jamespaul@epa.gov](mailto:marincola.jamespaul@epa.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read "David Smith".

David Smith, Manager  
NPDES Permits Office (WTR-2-3)