

**From:** [tom@nielsenbeaumont.com](mailto:tom@nielsenbeaumont.com)  
**To:** [sandiego](#)  
**Cc:** [Rodriguez\\_Vicente@Waterboards](mailto:Rodriguez_Vicente@Waterboards)  
**Subject:** Comment - Tentative Order No. R9-2019-0008  
**Date:** Thursday, August 29, 2019 3:00:20 PM

---

1. I would like an explanation as to why Nielsen Beaumont Marine which has a No Exposure Certification (NEC) is required to get an NPDES. The Clean Water Act authorizes EPA and states, which are delegated the authority by EPA, to regulate point sources that discharge pollutants into waters of the United States through the National Pollutant Discharge Elimination System (**NPDES**) **permit** program. Since we don't discharge, it seems to me that we would not require an NPDES Permit.

2. I would also like to suggest that the Water Board could provide incentives for other boatyards or similar facilities to accomplish the level of environmental stewardship that Nielsen Beaumont has achieved and if they were able to get an NEC. One way to do that would be to eliminate the need for the NPDES permit. There may be other ways as well.

3. As for the other yards that are at a Category 2 level or below; if they were to discharge in the middle of the night, how can the RWQCB require them to sample at all hours. The weather is the weather, how could they possibly accurately predict a storm that would overwhelm their designed system without many false guesses. That seems to be an overly burdensome requirement.

4. If a facility were to discharge, there is a work plan update requirement. How will that requirement be designed? Will a facility that already meets the Cat 2 level, but experiences a 50 year storm event be required to increase their capacity of stormwater holding for an event that may not occur again in their lifetime? If so, they may not be able to meet such a requirement. Is there any room for compromise or discussion?

Thank you for your consideration of these comments.

-Tom

Thomas A. Nielsen  
Chief Operations Officer  
Nielsen Beaumont Marine, Inc.  
2420 Shelter Island Drive  
San Diego CA, 92106  
Office: (619) 223-BOAT[2628]  
Fax: (619) 222-9109

Website [www.nielsenbeaumont.com](http://www.nielsenbeaumont.com)

[www.facebook.com/NielsenBeaumont](https://www.facebook.com/NielsenBeaumont)

Please consider the environment before printing this e-mail.

Sent from my iPad