



December 23, 2004

State Water Resources Control Board
Attn: Mr. Dominic Gregorio, Environmental Scientist
Division of Water Quality, Ocean Standards Unit
Post Office Box 100
Sacramento, CA 95812-0100

Dear Mr. Gregorio:

I am writing in response to the October 18, 2004 letter regarding the prohibition of waste discharges into the Heisler Park Ecological Reserve given its designation as an Area of Special Biological Significance. Per the instructions given in that letter, the City of Laguna Beach hereby is requesting an exception from the requirements of Section III.E.1 of the Ocean Plan.

In making this request for an exemption, the City is not acknowledging that any violations of the Ocean Plan have occurred. Rather, we have a strong interest in seeing that the waters in the Heisler Park Ecological Reserve Area of Special Biological Significance are protected, and we plan to work closely with your Board to achieve this shared goal. Please inform us as to the specific procedures and information that will be necessary to further process the City's request.

Thank you.

Sincerely,

Kenneth Frank
City Manager

cc: San Diego Regional Water Quality Control Board
Mr. John H. Robertus, Executive Officer
9174 Sky Park Court, Suite 100
San Diego, CA 92123-4340