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Ref: 13-3544

January 17, 2013

Russell Norman
SSO Reduction Program
State Water Resources Control Board
1001 I Street
Sacramento, CA 95814

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DIVISION OF WATER QUALITY

Subject: Comments on Proposed Changes to Sanitary Sewer System (SSS) Waste Discharge Requirements (WDR) Monitoring and Reporting Program (MRP)

Dear Mr. Norman:

On behalf of the Leucadia Wastewater District (LWD), we appreciate the opportunity to comment on the recently released proposed modifications to the Sanitary Sewer System (SSS) Waste Discharge requirements (WDRs) Monitoring and Reporting Program (MRP). LWD collects, transports and treats wastewater from 60,000 customers in a 16 square mile service area in north San Diego County. Our collection system consists of 200 miles of gravity lines, 15 miles of force mains and 10 pump stations. Ten of our 18 employees maintain and operate our collection system and operate a 1MG recycled water plant. The proposed amendment to the MRP will divert precious resources from actual maintenance and operations of the collection system to perform administrative functions, reducing our effectiveness and efficiency in preventing and responding to Sanitary Sewer Overflows (SSOs). We are committed to the effective and appropriate implementation of the SSS WDR, and through our membership in the California Association of Sanitation Agencies (CASA), we have been an active partner with the State Water Resources Control Board (State Water Board) in facilitating understanding of, and compliance with, the order. LWD supports CASA's comments on the proposed amendments to the MRP, and incorporates those comments by reference.

Our primary concern is that the proposed amendments constitute a broad and significant revision of the MRP, contrary to both State Water Board direction and prior representations to stakeholders regarding the cleanup nature of the amendment process. Though the current version of the MRP has been narrowed from the prior draft, the proposed revisions remain extensive. Many of the proposed changes do not fall within the limited scope of an MRP and create new policy or substantive requirements, which should only be imposed through amendments to the WDR itself. For example:

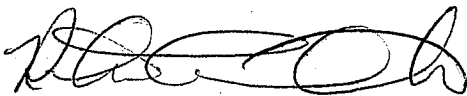
- The amount of information required for the 2-hour reporting requirement is significant, and in most cases entirely impractical for reporting entities;

- The new time limit of 120 days to amend a SSO report inhibits the ability of entities to report the most accurate spill volumes possible after a complete investigation into the facts and circumstances surrounding an SSO;
- The new technical report and monitoring program required for all SSOs greater than 50,000 gallons is incredibly burdensome and is a significant new requirement;
- The addition of the Sewer System Management Plan (SSMP) availability and SSMP Audit(s) availability on a publicly available internet website should be addressed in the WDR, not part of the mandatory information to be included in SSO online reporting in the MRP;
- The new, extensive requirements in the revised MRP will result in agency staff devoting their limited time and resources to simply compiling more documentation, which does not achieve the intent of the SSS WDR and the MRP - to reduce SSOs.

LWD supports a number of the changes to the MRP originally proposed in early 2012. For example, we support expanding the two existing overflow categories into three, clarification of the event-based approach to reporting, and clarification that agencies should only contact CalEMA for immediate reporting of a Category 1 SSO. Nonetheless, the changes noted above, as well as many others, are outside the scope of the MRP amendment process and are inappropriate. We request that the proposed amendments to the MRP be revised consistent with the specific language recommendations submitted by CASA.

We appreciate the opportunity to provide comments on proposed changes to the MRP, and look forward to working with State Water Board staff in the future on issues related to the SSS WDR. Please contact me at rmorishita@lwwd.org or 760.753.0155 ext. 3007 if you would like additional information regarding our comments.

Best Regards,



Robin Morishita
Technical Services Manager
Leucadia Wastewater District