



California Building
Industry Association

1215 K Street
Suite 1200
Sacramento, CA 95814
916/443-7933
fax 916/443-1960
www.cbiam.org

2008 OFFICERS

Chairman
RAYMOND C. BECKER
DMB
El Rancho San Benito
Hollister

Vice Chairman
HORACE HOGAN II
Brehm Communities
Carlsbad

CFO/Secretary
JOHN R. YOUNG
Young Homes
Rancho Cucamonga

President & CEO
ROBERT RIVINIUS, CAE
Sacramento

**MEMBER
ASSOCIATIONS**

Building Industry
Association of
Central California
Modesto

Building Industry
Association of the Delta
Stockton

Building Industry
Association of
Fresno/Madera Counties
Fresno

Building Industry
Association of
San Diego County
San Diego

Building Industry
Association of
Southern California
Diamond Bar

Home Builders
Association of
Central Coast
San Luis Obispo

Home Builders
Association of
Kern County
Bakersfield

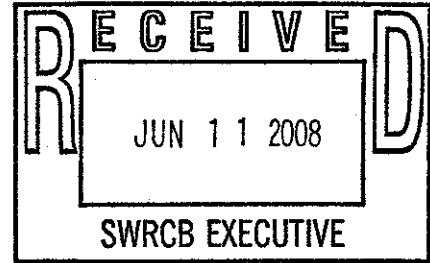
Home Builders
Association of
Northern California
San Ramon

Home Builders
Association of
Tulare & Kings Counties
Visalia

North State Building
Industry Association
Sacramento

June 11, 2008

Jeanine Townsend, Clerk to the Board
State Water Resources Control Board
1001 I Street, 24th Floor
Sacramento, CA 95814



Dear Ms. Townsend:

This package represents the formal comments of the California Building Industry Association (CBIA) on the National Pollutant Discharge Elimination System Proposed Draft General Permit for Discharges of Storm Water Associated with Construction Activities ("the Draft Permit"). The comments contained herein also represent the views on the Draft Permit of the Building Industry Legal Defense Foundation and the Construction Industry Coalition on Water Quality.

All of these organizations, hereafter referred to as "CBIA", support the water-quality goals of the State Water Resources Control Board ("the Board") but have serious concerns with the Draft Permit. Indeed, CBIA recently advised the Board that it views the Board's objectives on managing sediment content in stormwater running off construction sites meritorious but sees the Draft Permit's requirements in this area as unworkable and is recommending an alternative approach.

The comments of CBIA and the contents of this package – contained in two binders – highlight three critical areas of concern with the Draft Permit:

- The legal implications of the Draft Permit;
- Serious technical defects in the Draft Permit; and
- Significant economic impacts resulting from the Draft Permit.

Additional documentation is provided to support CBIA's commentary in all of these areas. Please note that the second binder, labeled "Supplemental Material", contains documentation supporting the legal comments of the package. All other supportive documentation is contained in this first binder.

If you have any questions about the contents of this package, please direct them to me (916/443-7933, ext. 307 or tcoyle@cbia.org) or Allison Barnett of CBIA (916/443-7933, ext. 313 or abarnett@cbia.org). Thank you.

Very sincerely yours,

Timothy L. Coyle
Senior Vice President

cc: Dorothy Rice, Executive Director, State Water Resources Control Board