



California Regional Water Quality Control Board
Los Angeles Region

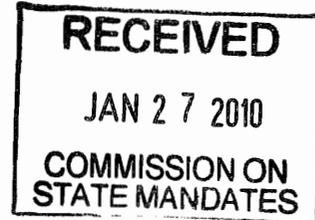


Linda S. Adams
Secretary for
Environmental Protection

320 West Fourth Street, Suite 200, Los Angeles, California 90013
(213) 576-6600 • Fax (213) 576-6640
<http://www.waterboards.ca.gov/losangeles>

Arnold Schwarzenegger
Governor

January 26, 2010



Paula Higashi
Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, California 95814

Dear Ms. Higashi:

REQUEST FOR INFORMATION; MUNICIPAL STORM WATER AND URBAN RUNOFF DISCHARGES 03-TC-04, 03-TC-20; 03-TC-21; LOS ANGELES REGIONAL QUALITY CONTROL BOARD ORDER NO. 01-182 PERMIT CAS004001; PART 4, SECTION F.5C.3. COUNTY OF LOS ANGELES, CITIES OF ARTESIA, AZUSA, BEVERLY HILLS, CARSON, COMMERCE, NORWALK, RANCHO PALOS VERDES, WESTLAKE VILLAGE, VERNON, BELLFLOWER, COVINA, DOWNEY, MONTEREY PARK, SIGNAL HILL, CO-CLAIMANTS

Responding to your letter dated January 7, 2010, our letter of October 19, 2009 only made reference to the claimants whose test claims are pending before the Commission. We did not identify each jurisdiction subject to a trash TMDL.

Responding to your second inquiry, Attachment A to the permit generally identified the municipalities in the relevant Watershed Management Areas (WMAs) by land area. The purpose of Attachment A was not to determine jurisdictional reach or responsibility of any agency, but to assist in facilitating watershed coordination efforts among all the permittees. (See Permit: Finding 21; Part 3. Storm Water Quality Management Program (SQMP) Implementation, ¶ F; Part 4. Special Provisions, ¶ F.5.b.) Obviously, geography (and not the permit attachments) determines which cities are within which drainages. Geographically, both Carson and Downey are within the Los Angeles River Watershed, even though they are not identified in Attachment A to the 2001 permit as such.

Subsequent regulations, including both the LA River Watershed Trash TMDL and the recent amendments to Order No. 01-182 (Order No. R4-2009-0130, adopted December 10, 2009) implementing it, supersede the list of cities identified in December of 2001 in Attachment A (which has no direct regulatory effect in any event). The most recent versions of the Los Angeles River Watershed Trash TMDL and the Ballona Creek Trash TMDL regulations can be found on our website at:

http://63.199.216.6/larwqcb_new/bpa/docs/2007-012/2007-012_RB_BPA.pdf (LA River

California Environmental Protection Agency

Paula Higashi

Watershed Trash TMDL), and

http://www.waterboards.ca.gov/losangeles/water_issues/programs/tmdl/tmdl_list.shtml (Ballona Creek Watershed Trash TMDL). The former expressly identifies Carson and Downey as subject to the Los Angeles River Watershed Trash TMDL. The latter was adopted several years earlier. The responsible jurisdictions are identified in the Staff Report, Appendix I, at:

http://www.waterboards.ca.gov/losangeles/board_decisions/basin_plan_amendments/technical_documents/2004-023/04_0116/Revised%20Staff%20Report.pdf. The final version of Order No. 01-182, as revised by Order No. R4-2009-0130 on December 10, 2009, is not yet available, but the draft permit revisions can be found on our website at http://www.waterboards.ca.gov/losangeles/water_issues/programs/stormwater/municipal/index.shtml (see in particular, Permit Provisions, Appendix 7-1).

Please let us know if you require additional information.

Sincerely,



Tracy Egoscue
Executive Officer

cc: Service List, Exhibit A to Proof of Service

Enclosure

MJL/jlg
01-25-10

i:\levym\support staff\m. levy\letters rwqcb [rb4]\ltr to p. higashi re mandates [1-25-10] reg4_1401.doc

1 **PROOF OF SERVICE**

2 I, Ronji R. Harris, declare that I am over 18 years of age and not a party to the within action. I
3 am employed in Los Angeles County at 320 W. 4th Street, Suite 200, Los Angeles, California 90013.

4 On this date, I served the within documents:

5 REQUEST FOR INFORMATION; MUNICIPAL STORM WATER AND URBAN RUNOFF DISCHARGES
6 03-TC-04, 03-TC-20; 03-TC-21; LOS ANGELES REGIONAL QUALITY CONTROL BOARD ORDER NO.
7 01-182 PERMIT CAS004001; PART 4, SECTION F.5C.3. COUNTY OF LOS ANGELES, CITIES OF
8 ARTESIA, AZUSA, BEVERLY HILLS, CARSON, COMMERCE, NORWALK, RANCHO PALOS VERDES,
9 WESTLAKE VILLAGE, VERNON, BELLFLOWER, COVINA, DOWNEY, MONTEREY PARK, SIGNAL
10 HILL, CO-CLAIMANTS

	BY HAND DELIVERY: I caused a true and correct copy of the document(s) to be hand-delivered to the person(s) as shown.
	BY OVERNIGHT MAIL TO ALL PARTIES LISTED: I am readily familiar with my employer's practice for the collection and processing of overnight mail packages. Under that practice, packages would be deposited with an overnight mail carrier that same day, with overnight delivery charges thereon fully prepaid, in the ordinary course of business.
X	BY FIRST CLASS MAIL TO ALL PARTIES LISTED: I am readily familiar with my employer's practice for the collection and processing of mail. Under that practice, envelopes would be deposited with the U.S. Postal Service that same day, with first class postage thereon fully prepaid, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after the date of deposit for mailing shown in this proof of service.

21 By placing a true copy thereof in separate, sealed envelopes addressed to:

22 See Exhibit A attached hereto and made a part hereof.

23
24 I certify and declare under penalty of perjury under the laws of the State of California that the
25 foregoing is true and correct and that this document was executed on January 26, 2010 at Los Angeles,
26 California.

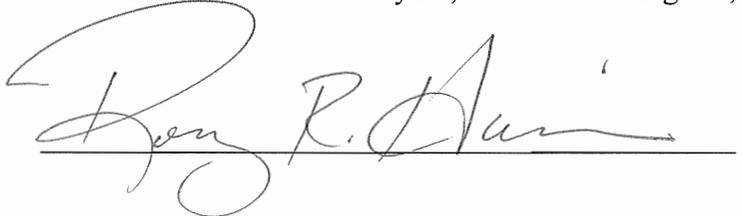
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EXHIBIT A

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