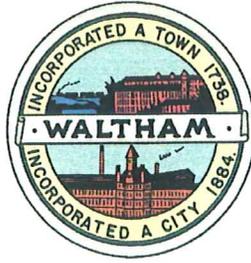


CITY OF WALTHAM  
Engineering Department  
Office of the City Engineer



*Jeannette A. McCarthy*  
Mayor

*Stephen A. Casazza, P.E.*  
City Engineer

March 26, 2010

Thelma Murphy, Stormwater Coordinator  
US EPA Region 1  
1 Congress Street, Suite 1100  
Boston, MA 02114-2023  
[Murphy.thelma@epa.gov](mailto:Murphy.thelma@epa.gov)

RE: Proposed MS4 General Permit – North  
Coastal Massachusetts –  
City of Waltham, MA – Comments

Dear Ms. Murphy:

Thank you for your presentation and response to questions this morning at the Stormwater Community Assistance Program “MS4 Permit Workshop” in Tewksbury, MA.

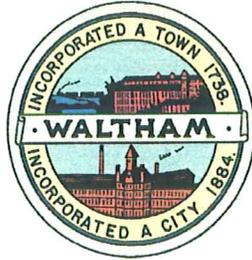
Our City has been working co-operatively with EPA on Stormwater Management for the past several years and will continue to do so in the future.

Concerns with the proposed MS4 General Permit:

1. Water Quality Thresholds:  
We do not agree with the standards adopted by EPA that Massachusetts requires TMDL's for “swimmable water” coming out of the stormwater system. The City cannot be responsible or control waste from naturally occurring sources. For example, birds, dogs and squirrels that contribute wastes to the stormwater system.
2. Enforcement on Private Property:  
The City has an extensive network of commercial/industrial properties. EPA is requiring the City to “regulate” stormwater on private property. How are we going to perform phosphorus control and pathogen reduction on private lands? What support in resources is EPA providing communities to do this?

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3. Guidance to Control Phosphorus in the City:

EPA has not given the City any guidance or provided the resources needed to develop and enforce a phosphorus control plan, required under the new MS4 Permit.

In closing the City of Waltham reserves it's right to request a waiver from the implementation schedule of the new permit and is requesting funding from EPA to implement/administer the new MS4 Permit.

Thank you for the opportunity to submit these comments.

Very truly yours,

Stephen A. Casazza, P.E.  
City Engineer

Cc: Mayor Jeannette A. McCarthy  
City Council  
John Cervone, City Solicitor