

185810

**Moore-Love, Karla**

**From:** Lawrence Hudetz [hudechrome@gmail.com]  
**Sent:** Wednesday, December 12, 2012 8:56 AM  
**To:** Moore-Love, Karla  
**Subject:** RoseMarie Opp/please place in appropriate records.  
**Attachments:** December 12, 2012 Place in record on reservoirs.doc; LT2 letter to Administrator Jackson 10.13.11-1.pdf; Dec. 12, 2012 letter for the record on emergency ord..doc

Karla,

There are so many items concerning water today.

I found it somewhat overwhelming as to responding, so would appreciate your placing in the proper records.

I have attempted to put the Reservoir issues/items in one letter along with the Congressional letter to EPA.

The other letter is regarding the earlier emergency ordinances with a request to change the status to allow public awareness and input.

I believe that Nancy Newell will be contacting you this morning to have items pulled.

If she cannot reach you, I request that those that can be pulled for discussion be, as some people are planning to testify.

Thank you so much for your assistance.

It is comforting for us to have you as our council clerk.

Sincerely,

RoseMarie Opp

[hudechrome@gmail.com](mailto:hudechrome@gmail.com)

12/12/2012

December 12, 2012  
City Council Hearing  
Re: \*1428 \*1429

Please place in record.

I do not understand why and I object having these items placed under emergency ordinance. I hope council will take these off of emergency and allow the public to have adequate time and input on these items.

This is apparently a long range strategy, therefore not an emergency.  
Item 1428 involves a type of partnership with Lucid Energy and our Portland Water Bureau. As I read further a 20-year lease on our water facilities.

We need transparency and details on this matter, which is committing our community to a long term lease involving our water. This should not be fast tracked. Commissioner Leonard is leaving and ought not be fast tracking projects and negotiations of such a serious nature without proper public notification and input.

RoseMarie Opp

Please Place my comments into appropriate records.

Dec. 12, 2012

Re: City Council Hearing on Dec. 12, 2012

Item # 1456, 1457,

Item # 1453, 1456 – 1457

185810

Apparently all these items have to do with the Reservoirs in our city, one with Mt. Tabor and primarily the focus of items are on the Washington Park Reservoir.

First, these Reservoirs have been placed on the National Historic Register and that should mean something, however, our council has ignored the importance of them and sees fit to destroy them and change them forever by moving towards corporate designed systems.

The Bull Run Water System has served us extremely well for 100 years, is gravity fed, and only needs to be maintained well as it is truly sustainable.

I am placing in the record an October 13, 2011 letter by our Congressional delegation to Lisa Jackson, Administrator of EPA.

In the letter, they write that they reacted with considerable enthusiasm to the news that EPA is reviewing its LT2 rule and specifically considering new or innovative alternatives to covering reservoirs. They discuss our unique water characteristics of Portland's Bull Run watershed. They ask to consider delaying implementation of the LT2 requirement to cover reservoirs.

Delay is the request and delay the council needs to do today instead of moving forward on projects. We all know that New York has been granted a huge time frame of delay and it is unconscionable that our council will not do the same. In my opinion, our PWB and city council have been hell bent on destroying the treasure and asset of our community by fast tracking and putting us into so much debt as to lead to others being able to come into our community to claim our water assets. This path PWB and including the council who have repeatedly refused to listen to the businesses and citizens of our city can very likely lead to privatization and loss of our water rights. Our Portland Water Bureau is already acting like a corporation favoring corporate interests instead of public interests here.

The Citizens of Portland's Water have repeatedly asked for a Waiver. Council has refused. The Variance, which is the avenue, Leonard and Council preferred as it is temporary and has allowed them to continue to give out contracts for projects has not been in the best interests of the community. A Waiver would put a stop to projects not needed, debt and water rate increases and to degrading our water quality. Council should ask for the Waiver.

Evidently our council is more interested in assisting corporations, what are we to think if for years we have been in council, pleading and they go instead against the public interest? Are they really more interested in what? In their political careers rather than the health of the community, financial and otherwise?

Open reservoirs as stated many times is the healthy choice, not the closed storage tanks. Radon prevalent in our area needs those open reservoirs for radon to dissipate rather than come into our workplaces and homes. Respect and preserve the Reservoirs. They are the heart of our city. Council has been given every opportunity to do so with the EPA review, congressional delegation requesting a delay on this matter and the New York success with their requests. Everything points to that the Council should stop today 12/12/12 and refuse to accept moving forward with these items.

Sincerely,  
RoseMarie Opp

Enclosed: Congressional letter

Congress of the United States  
Washington, DC 20510

October 13, 2011

The Honorable Lisa Jackson  
Administrator  
Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460

Dear Administrator Jackson:

We are writing to ask that as your agency reviews the Long Term 2 Enhanced Surface Water Treatment (LT2) Rule, you include an assessment of the unique circumstances relevant to the City of Portland's drinking water system. The City of Portland is wrestling with the immense cost and uncertain benefits of covering its water reservoirs, and would appreciate every possible degree of cooperation and flexibility from the Environmental Protection Agency in addressing this issue.

To place this request in context, you might recall that the City sought flexibility regarding the requirement to treat drinking water for *Cryptosporidium* two years ago. You and your team were extremely helpful and worked with Portland to institute a testing regimen for *Cryptosporidium* that would provide sufficient evidence for regulators to consider a variance from those requirements. The City tested 17,000 liters of water and found zero *Cryptosporidium*. Thank you so much for your agency's support in this process. You have now transferred responsibility for this issue to the State of Oregon.

In regard to the issue of reservoir covering, however, the City made a similar request for a waiver or variance, but your agency indicated that there was no path for a waiver or other form of flexibility. As disappointing as this was, given the enormous cost and uncertain benefits of covering the City's reservoirs, the City had to accept the finality of your agency's determination.

Thus, we reacted with considerable enthusiasm to the news that EPA is reviewing its LT2 rule and specifically considering new or innovative alternatives to covering reservoirs.

In light of that news, we request that your team thoroughly explore whether there are more cost-effective ways to counter the risks of contaminated water, taking into full account the unique and extraordinary water supply characteristics of Portland's Bull Run watershed and other attributes of Portland's drinking water system.

In addition, we respectfully request that while your agency's review is underway, you consider delaying implementation of the LT2 requirement to cover reservoirs, for water systems whose unique circumstances could warrant alternatives to protecting public health.

Finally, it would be of great help if your team could create a working dialogue with the City of Portland as you conduct this review. They stand ready to provide all possible information relevant to this issue.

We thank you for your attention to this matter that is so important to local communities and look forward to working with you on it.

Respectfully yours,




Jeffrey A. Merkley  
United States Senate



Ron Wyden  
United States Senate



Earl Blumenauer  
United States Congress



Kurt Schrader  
United States Congress



Peter DeFazio  
United States Congress