REVISED NOTICE OF PUBLIC HEARING AND OPPORTUNITY TO COMMENT
UPDATED INFORMATION AND COMMENT DEADLINE

TO: Interested Persons

FROM: L.B. Nye, Ph.D.
Chief, TMDLs and Standards

DATE: January 24, 2019

SUBJECT: **Revised Notice of Public Hearing and Opportunity to Comment for Proposed Revisions to the Clean Water Act Section 303(d) List of Impaired Waterbodies in the Los Angeles Region Pertaining to Bacteriological Water Quality at Nine Ventura County Beaches**

On March 14, 2019, the California Regional Water Quality Control Board, Los Angeles Region (Los Angeles Water Board) will hold a public hearing to consider several focused revisions to the Clean Water Act (CWA) Section 303(d) list of impaired waterbodies pertaining to bacteriological water quality at nine coastal beaches in Ventura County.

The CWA gives states the primary responsibility for protecting and restoring water quality. Under CWA Section 303(d), states are required to review, make changes as necessary, and submit to the U.S. EPA a list identifying water bodies not meeting water quality standards and identifying the water quality parameter (i.e., pollutant) not being met (303(d) list). Placement on this list generally triggers development of a pollution control plan called a total maximum daily load (TMDL) for each water body/pollutant pair on the list.

In accordance with the "Water Quality Control Policy for Developing California's Clean Water Act Section 303(d) List" (Listing Policy), development of the State of California's 303(d) list is completed by three regional water boards every two years, such that any individual regional water board completes a 303(d) list for its region every six years. The Los Angeles Water Board will develop its next complete update to the 303(d) list in 2022. The Listing Policy states that "[i]f a Regional Water Board is "off cycle" pursuant to the State Water Board's notice of solicitation, that Regional Water Board or State Water Board may administer the process for one or more water segments that would result in a direct listing change from the previous listing cycle..." As such, these proposed revisions to the 303(d) list are being proposed "off-cycle."

This proposed action only considers nine coastal beaches in Ventura County (Ormond Beach, Peninsula Beach, Point Mugu Beach, Port Hueneme Beach Park, Rincon Parkway Beach, San Buenaventura Beach, Surfer's Point at Seaside, Promenade Park Beach and Rincon Beach). In accordance with the U.S. EPA "TMDL Vision" work planning program, the Los Angeles Water Board set a "Vision" priority of addressing the remaining 303(d) listings for fecal indicator bacteria in coastal areas of the Los Angeles Region by completing TMDLs where necessary. The Los Angeles Region's "Vision" plan includes these nine Ventura County Beaches. Because the data review was completed for these beaches as part of the "Vision" program and because the Los Angeles Water Board committed to addressing these beaches, the Los Angeles Water Board considers these 303(d) list modifications to be high priority and appropriate to address off-cycle from the scheduled 2022 303(d) list update.

The Los Angeles Water Board is expected to take formal action on proposed revisions to the 303(d) list pertaining to the above-mentioned nine beaches. Proposed revisions to the 303(d) list, supporting documentation, and a tentative Board Resolution, are available on the Los Angeles Water Board's website at:
https://www.waterboards.ca.gov/losangeles/water_issues/programs/303d/index.html

Pursuant to section 6.2 of the Listing Policy waterbodies that make up the 303(d) list are subject to public review and approval by the Los Angeles Water Board. Following approval of the proposed revisions to the 303(d) list by the Los Angeles Water Board, the revisions will be transmitted to the State Water Resources Control Board (State Water Board), where they will be considered by the State Water Board.

The revisions to the 303(d) list will require final approval by U.S. EPA. If U.S. EPA determines that changes are needed to the submitted revisions they will initiate further public review before finalizing and publishing the revisions.

I. HEARING DATE AND LOCATION

The Los Angeles Water Board will hold a public hearing to consider the proposed revisions to the 303(d) list related to the bacteriological water quality at the nine beaches identified above. The Los Angeles Water Board is scheduled to consider this matter at its regularly scheduled board meeting on:

Date: March 14, 2019
Time: 9:00 a.m.
Place: Port of Long Beach (Board Room)
4801 Airport Plaza Drive
Long Beach, CA 90815

Please check the Los Angeles Water Board's website (http://www.waterboards.ca.gov/losangeles/) for the most up-to-date public hearing date and location as they are subject to change.

II. AVAILABILITY OF DOCUMENTS

The tentative resolution, proposed 303(d) list revisions and supporting documentation are available on the Los Angeles Water Board's website at:
https://www.waterboards.ca.gov/losangeles/water_issues/programs/303d/index.html

These documents are also available for inspection and copying between the hours of 8:00 a.m. and 4:30 p.m. at the following address:

California Regional Water Quality Control Board
Los Angeles Region
320 W. 4th Street, Suite 200
Los Angeles, CA 90013

Arrangements for reviewing the documents at the Los Angeles Water Board offices may be made by calling the Los Angeles Water Board at (213) 576-6600. Comments and responses to comments and other subsequent relevant documents will be available online as they are generated.

III. PUBLIC COMMENTS AND SUBMITTAL OF EVIDENCE

Persons wishing to comment on the tentative resolution, proposed 303(d) list changes and supporting documentation pertaining to the nine beaches, or submit evidence for the Los Angeles Water Board to consider pertaining to the nine beaches, are invited to submit them in writing.

To be evaluated and responded to by Los Angeles Water Board staff, included in the Los Angeles Water Board's agenda binder, and fully considered by the Los Angeles Water Board members in advance of the hearing, all written comments and evidence must be *received* by the Los Angeles Water Board no later than **5:00 p.m. on February 25, 2019**. Notice was published in the *Ventura County Star* on January 22, 2019, referencing a comment deadline of February 21, 2019, which is hereby revised to **February 25, 2019.** Written comments submitted untimely will not be accepted or responded to by the Los Angeles Water Board. Failure to comply with these requirements is grounds for the Los Angeles Water Board to refuse to admit the proposed written comment or evidence into the administrative record.

Interested persons are encouraged to submit comments electronically and in Microsoft Word format. Send comments by e-mail to: losangeles@waterboards.ca.gov. Please indicate in the subject line, **"Comment Letter – Off-cycle Revisions to the Los Angeles Region 303(d) list."** Written comments sent by mail should be addressed to:

California Regional Water Quality Control Board
Los Angeles Region
ATTN: Man Voong
320 W. 4th Street, Suite 200
Los Angeles, CA 90013

Interested persons are also invited to attend the hearing and present oral comments. Oral comments should, to the extent possible, summarize written comments. Time limitations on oral comments will be imposed. At the discretion of the Los Angeles Water Board Chair, oral comments may be limited to three minutes each, depending on the number of persons wishing to be heard. Interested persons requesting more than three minutes should contact Los Angeles Water Board staff, as provided in Section V. below, no later than **5:00 p.m. on March 4, 2019** to state how much time they believe is necessary for their oral comments.

IV. FUTURE REVIEW BY STATE WATER BOARD

To request the State Water Resources Control Board (State Water Board) or Executive Director of the State Water Board review specific listing recommendations approved by the Los Angeles Water Board, the request must be submitted to the State Water Board within 30 days after the Los Angeles Water Board approval. Such requests may be submitted electronically, in pdf text format (if less than 15 megabytes in total size), to the Clerk to the State Water Board via email at commentletters@waterboards.ca.gov. If the file is greater than 15 megabytes in total size, then the comment letter may be submitted by fax at (916) 341-5620.

Written comment letters to the State Water Board may also be mailed to:

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

Please also indicate in the subject line, "**Request for Review – Off-cycle Revisions to the Los Angeles Region 303(d) list**"

The State Water Board, when considering approval of a Regional Water Board's approval of a 303(d) list, may refuse to accept any comments that were not timely raised before the Regional Water Board. Therefore, interested persons are strongly encouraged to make all comments on this proposed action to the Los Angeles Water Board before or during the public hearing.

V. FUTURE NOTIFICATIONS FROM STATE WATER BOARD

Any person desiring to receive future notices from the State Water Board regarding its approval process for the proposed 303(d) list revisions must sign up for the State Water Board's Lyris list at http://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml

VI. LOS ANGELES WATER BOARD STAFF CONTACTS

For additional information regarding these proposed actions, please contact Man Voong at Man.Voong@waterboards.ca.gov or (213) 576-6690 or Dr. L.B. Nye at LB.Nye@waterboards.ca.gov or at (213) 576-6785.