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Secretary for  
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# California Regional Water Quality Control Board Los Angeles Region

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Edmund G. Brown Jr.  
Governor

## NOTICE OF PUBLIC HEARING AND OPPORTUNITY TO COMMENT

To: Interested Persons

From: L.B. Nye, Ph.D.  
Chief, TMDLs and Standards  
California Regional Water Quality Control Board, Los Angeles Region

Date: March 23, 2012

Subject: Notice of Public Hearing and Opportunity to Comment on proposed amendments to the *Water Quality Control Plan for the Los Angeles Region* to revise Total Maximum Daily Loads for Bacteria for (1) Santa Monica Bay Beaches; (2) Marina del Rey Harbor, Mothers' Beach, and Back Basins; (3) Los Angeles Harbor, Inner Cabrillo Beach, and Main Ship Channel; (4) Ballona Creek, Ballona Estuary, and Sepulveda Channel; and (5) Malibu Creek and Lagoon, and to amend Chapter 3 to modify the Implementation Provisions for Water Contact Recreation Bacteria Objectives

The California Regional Water Quality Control Board, Los Angeles Region (Regional Board) will consider proposed amendments to the *Water Quality Control Plan for the Los Angeles Region* (Basin Plan) to revise five Total Maximum Daily Loads (TMDLs) for bacteria for:

- (1) Santa Monica Bay Beaches;
- (2) Marina del Rey Harbor Mothers' Beach and Back Basins;
- (3) Los Angeles Harbor, Inner Cabrillo Beach, and Main Ship Channel;
- (4) Ballona Creek, Ballona Estuary, and Sepulveda Channel; and
- (5) Malibu Creek and Lagoon

The purpose of this reconsideration is to re-examine certain technical issues based upon further data collection and analysis since the TMDLs were originally adopted. These five TMDLs included scheduled "reconsiderations" so that aspects of the TMDL, including the TMDL implementation schedule, could be reexamined and adjusted, if warranted, based on anticipated new information or methods, including information related to the reference system and the reference year, studies concerning natural source exclusions, and the calculation of geometric means. In addition, the Regional Board will consider a proposed amendment to Chapter 3 of the Basin Plan to modify the Implementation Provisions for Water Contact Recreation Bacteria Objectives based on additional information related to the calculation of geometric means.

### I. HEARING DATE AND LOCATION

The Regional Board will hold a public hearing to consider amending the Basin Plan to incorporate the five TMDL revisions and the Chapter 3 modification after hearing Regional Board staff's presentation and public comments. The Regional Board is expected to take formal action. The Regional Board is scheduled to consider this matter at its regularly scheduled board meeting on:

Date: June 7, 2012  
Time: 9:00 a.m.  
Place: City of Simi Valley  
Council Chambers  
2929 Tapo Canyon Road  
Simi Valley, California

Please check the Regional Board's website (<http://www.waterboards.ca.gov/losangeles/>) for the most up-to-date public hearing location as it is subject to change.

## II. AVAILABILITY OF DOCUMENTS

The Tentative Resolutions, proposed Basin Plan Amendments, and the Staff Reports are available on the Regional Board's website at:

[http://www.waterboards.ca.gov/losangeles/water\\_issues/programs/tmdl/tmdl\\_list.shtml](http://www.waterboards.ca.gov/losangeles/water_issues/programs/tmdl/tmdl_list.shtml)

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 West 4<sup>th</sup> Street, Suite 200  
Los Angeles, CA 90013

Arrangements for file review and/or obtaining copies of documents in the Administrative Record may be made by calling the Los Angeles Regional 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 Resolutions, proposed Basin Plan Amendments, and Staff Reports, or submit evidence for the Regional Board to consider, are invited to submit them in writing. Oral presentations should be summarized in writing to the extent possible. **Please be advised that oral and written comments on the proposed Basin Plan Amendments are limited to the proposed changes to the Basin Plan Amendment as indicated in ~~striketrough~~ and underlined format on the tentative documents.** To be evaluated and responded to by Regional Board staff, included in the Regional Board's agenda binder, and fully considered by the Regional Board members in advance of the hearing, all written comments and evidence must be *received* by the Regional Board no later than **5:00 p.m. on May 7, 2012**. Untimely submittal of written comments will not be accepted or responded to. Failure to comply with these requirements is grounds for the Regional Board to refuse to admit the proposed written comment or evidence into the administrative record.

Interested persons are encouraged to submit comments electronically. Send comments by e-mail to: [losangeles@waterboards.ca.gov](mailto:losangeles@waterboards.ca.gov). Please indicate in the subject line, "**Comment Letter – Bacteria TMDLs Revisions.**" Written comments submitted through email are requested to be transmitted in Microsoft Word format. Written comments sent by mail should be addressed to:

California Regional Water Quality Control Board  
Los Angeles Region  
ATTN: Man Voong  
320 West Fourth Street, Suite 200  
Los Angeles, California 90013

Interested persons are also invited to attend the hearing and present oral comments. Oral comments may be limited to 3 minutes each, at the discretion of the Chair, depending on the number of persons wishing to be heard. If necessary, time limitations on presentations may be imposed. Interested persons should contact Regional Board staff, as provided in Section V. below, no later than **5:00 pm on June 1, 2012** to state how much time they believe is necessary for their presentations.

The State Water Resources Control Board (State Water Board), when considering approval of a regional board's adoption of a Basin Plan amendment, may refuse to accept any comments that were not timely raised before the regional board. Therefore, interested persons are strongly encouraged to make all comments on this proposed action to the Regional Board before or during the public hearing.

#### **IV. 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 amendments must sign up for the State Water Board's Lyris list at [http://www.waterboards.ca.gov/resources/email\\_subscriptions/swrcb\\_subscribe.shtml](http://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml)

#### **V. REGIONAL BOARD STAFF CONTACTS**

For additional information regarding the Santa Monica Bay, Marina del Rey Harbor, and Los Angeles Harbor Bacteria TMDL revisions and the Chapter 3 amendment, contact Man Voong at (213) 576-6690.

For additional information regarding the Malibu and Ballona Creek TMDL revisions, contact Kangshi Wang at (213) 576-6780.