

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
LOS ANGELES REGION**

320 W. 4th Street, Suite 200
Los Angeles, California 90013
(213) 576-6600

Public Notice No. 17-010
NPDES No. CA0060232

**NOTICE OF OPPORTUNITY FOR PUBLIC COMMENT AND
NOTICE OF PUBLIC HEARING**

**PROPOSED AMENDMENT OF
WASTE DISCHARGE REQUIREMENTS
(National Pollutant Discharge Elimination System Permit)**

<u>DISCHARGER</u>	<u>DISCHARGE LOCATION</u>	<u>RECEIVING WATER</u>
Tesoro Logistics Operations, LLC Tesoro Carson Crude Terminal	24696 South Wilmington Avenue Carson, CA 90745	Dominguez Channel Estuary

Tesoro Logistics Operations LLC (hereinafter Discharger or Tesoro) is the owner and operator of Tesoro Carson Crude Terminal (hereinafter Facility), a tank farm for storage of bulk petroleum products. Tesoro discharges up to 0.500 million gallons per day (MGD) of storm water from the inner pond and outer pond through Discharge Point 001 to the Dominguez Channel Estuary, a water of the United States. The discharge is regulated under waste discharge requirements contained in Order No. R4-2014-0189, adopted by the California Regional Water Quality Control Board, Los Angeles Region (Regional Water Board) on September 11, 2014. Order No. R4-2014-0189 also serves as a permit under the National Pollutant Discharge Elimination System (NPDES) Program (NPDES Permit No CA0060232).

Order No. R4-2014-0189 requires the Discharger to monitor for chronic toxicity once per discharge event and once every seven days if the discharge is continuous. The purpose of that requirement was to obtain recent chronic toxicity monitoring data since the Facility had not discharged storm water to surface waters in several years. During the storm events in January 2017 to February 2017, the Facility's permitted flows to the sanitary sewer and the onsite storm water storage ponds reached their capacities. As the amount of storm water runoff collected onsite posed a threat of flooding, the Facility discharged continuously to surface waters to reduce the water level in the onsite storage ponds. The Discharger conducted effluent monitoring, including chronic toxicity monitoring once every seven days, prior to discharge. The monitoring results for chronic toxicity, as well as for metals and other parameters, were in compliance with the effluent limitations in the NPDES permit. In a letter dated February 28, 2017, the Discharger requested that the monitoring frequency for chronic toxicity be modified from once per discharge to annually. As recent chronic toxicity monitoring has now been obtained and demonstrated compliance with effluent limitations, the Regional Water Board tentatively proposes to amend Order No. R4-2014-0189-A0X to modify the monitoring frequency for chronic toxicity from once per discharge event to annually, which is consistent with other recently adopted NPDES permits by this Regional Water Board for facilities with similar discharges.

This notice sets forth the procedures and processes the Regional Water Board will use at this hearing.

Public Notice No. 17-010
Tesoro Logistics Operations, LLC
Tesoro Carson Crude Terminal

HEARING DATE AND LOCATION

Date: June 1, 2017
Time: 9:00 AM
Location: Metropolitan Water District of Southern California, Board Room
700 North Alameda Street
Los Angeles, California

AVAILABILITY OF DOCUMENTS

The tentative amendment, comments received, and other information received on the discharge are 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 4th Street, Suite 200
Los Angeles, CA 90013

The tentative amendment, comments, and response to comments are available on the Regional Water Board's website at <http://www.waterboards.ca.gov/losangeles/permits>. Arrangements for file review and/or obtaining copies of the documents may be made by calling the Los Angeles Regional Water Board at (213) 576-6600. The entire file will become a part of the administrative record of this proceeding, irrespective of whether individual documents are specifically referenced during the hearing. The entire file will not be present in the hearing room. Should any interested persons desire staff to bring to the hearing any particular documents that are not included in the agenda packet, they must submit a written or electronic request to staff during business hours, not later than five business days before the hearing. The request must identify the documents with enough specificity for staff to locate them.

NATURE OF HEARING

This will be a formal adjudicative hearing pursuant to section 648 et seq. of title 23 of the California Code of Regulations. Chapter 5 of the California Administrative Procedure Act (commencing with section 11500 of the Government Code) will not apply to this proceeding.

Ex Parte Communications Prohibited: As a quasi-adjudicative proceeding, no board member may discuss the subject of this hearing with any person, except during the public hearing itself. Any communications to the Regional Board must be directed to staff.

COMMUNICATIONS WITH STAFF BEFORE THE HEARING

The lead staff member responsible for this item is:

Rosario Aston
320 West 4th Street, Suite 200
Los Angeles, CA 90013
PHONE: (213) 576-6653
FAX: (213) 576-6660
Rosario.Aston@waterboards.ca.gov

PARTIES TO THE HEARING

The following are the parties to this proceeding:

1. The applicant/permittee

Any other persons requesting party status must submit a written or electronic request to staff not later than twenty business days before the hearing. All parties will be notified if other persons are so designated.

PUBLIC COMMENTS AND SUBMITTAL OF EVIDENCE

Persons wishing to comment upon or object to the tentative amendment to the waste discharge requirements, or submit evidence for the Board to consider, are invited to submit them in writing to the above address. **Comments and testimony are limited to the proposed tentative amendment to the waste discharge requirements, which are marked in underline and strikeout format. All other comments and testimony are outside the scope of this proposed action and will not be accepted or responded to.**

To be evaluated and responded to by staff, included in the Board's agenda folder, and fully considered by the Board, written comments must be submitted to the Regional Water Board staff at losangeles@waterboards.ca.gov with a copy submitted to Rosario Aston at Rosario.Aston@waterboards.ca.gov no later than 5:00 p.m. on **May 10, 2017**.

HEARING PROCEDURE

The meeting, in which the hearing will be a part of, will start at 9:00 a.m. Interested persons are invited to attend. Staff will present the matter under consideration, after which oral statements from parties or interested persons will be heard. For accuracy of the record, all important testimony should be in writing. The Board will include in the administrative record written transcriptions of oral testimony that is actually presented at the hearing. Oral testimony may be limited to three minutes maximum or less for each speaker, depending on the number of persons wishing to be heard. Parties or persons with similar concerns or opinions are encouraged to choose one representative to speak. At the conclusion of testimony, the Board will deliberate and render a decision. Please be advised that if the Board receives only supportive comments, the tentative amendment may be placed on the Board's consent calendar, and approved without oral testimony.

Parties or persons with special procedural requests should contact staff. Any procedure not specified in this hearing notice will be waived pursuant to section 648(d) of title 23 of the California Code of Regulations. Objections to any procedure to be used during this hearing must be submitted in writing not later than close of business fifteen business days prior to the date of the hearing. Procedural objections will not be entertained at the hearing.

If there should not be a quorum on the scheduled date of this meeting, all cases will be automatically continued to the next scheduled meeting. A continuance will not extend any time set forth herein.

Date: April 10, 2017