

**Response to Comments on Tentative Time Schedule Order Requiring the City of Los Angeles
(Inner Cabrillo Beach, Los Angeles Harbor)
to Comply with Requirements Prescribed in
Los Angeles County Municipal Separate Storm Sewer System (MS4) Permit
(Order No. R4-2012-0175; NPDES Permit No. CAS004001)**

Commenters	Date of Letter
City of Los Angeles (City)	January 14, 2014
Heal the Bay	January 17, 2014
United States Environmental Protection Agency (USEPA)	January 21, 2014

Commenter	Comment	Response	Change Made
City of Los Angeles	The City is committed to the successful implementation of the actions in the TSO. The City requests approval of the proposed TSO.	Comment noted.	No
USEPA	The TSO incorporates an appropriate schedule of actions to be taken by the City to achieve full compliance with final water quality-based effluent limitations and corresponding final receiving water limitations. USEPA recommends adoption of the proposed TSO and views this action as an appropriate means for addressing this non-compliance with the Los Angeles County MS4 Permit.	Comment noted.	No
Heal the Bay	Why does the TSO only include the Inner Cabrillo Beach (ICB) boat launch ramp	The TSO only addresses municipal separate storm sewer system (MS4) discharges from the City of Los Angeles.	No

	<p>monitoring station (CB01), and excludes the monitoring station near the restrooms (CB02) and closest to ICB's main swimming area?</p>	<p>All MS4 discharges from the City of Los Angeles to the beach area near monitoring station CB02 have been removed or relocated. Therefore, this area is not subject to TMDL wasteload allocations assigned to MS4 discharges.</p>	
<p>Heal the Bay</p>	<p>Due to the number of allowable interim exceedance days proposed in the TSO, permanent signage should be posted along the shoreline warning the public to swim at your own risk. The signs should be removed only when water quality results have routinely fallen below state bacteria standards for at least one summer and one winter. This action should be included as a "task" in the implementation table.</p>	<p>Though the TSO allows for exceedances of the bacteria objectives during its term, this does not necessarily mean there will be continuous exceedances that would warrant permanent signage. However, the City has an independent duty under the California Code of Regulations, title 17, section 7961 to post signage notifying the public of potential health risks when the beach area in the vicinity of CB01 exceeds any of the single sample bacterial water quality objectives. Therefore, it is not necessary to include permanent posting of signage as a task in the TSO. Furthermore, pursuant to Cal. Water Code section 13300, time schedule orders shall include a detailed time schedule of specific actions a discharger shall take in order to correct or prevent a violation of requirements. Permanent signage indicating a possible health threat is not, in and of itself, an action to correct or prevent a violation of permit requirements.</p>	<p>No</p>
<p>Heal the Bay</p>	<p>The Port of Los Angeles should be included as a responsible party in meeting the state water quality standards at ICB.</p>	<p>The Port of Los Angeles is a department within the City of Los Angeles, and is also referred to as the Los Angeles Harbor Department. The Port of Los Angeles, along with other City departments, has been implementing and continues to implement corrective measures to meet the water quality objectives at Inner Cabrillo Beach.</p>	<p>No</p>