
State Water Resources Control Board

June 28, 2022

Mark Miller
AES Redondo Beach, LLC
1100 North Harbor Drive
Redondo Beach, CA 90277
mark.miller@aes.com

Maureen F. Gorsen
SIDLEY AUSTIN LLP
1999 Avenue of the Stars 17th Floor
Los Angeles, CA 90067
maureen.gorsen@sidley.com

All Parties and Interested Persons:

PETITION OF AES REDONDO BEACH, LLC, FOR REVIEW OF THE LOS ANGELES REGIONAL WATER QUALITY CONTROL BOARD'S FAILURE TO ADOPT A TIME SCHEDULE ORDER FOR THE REDONDO BEACH GENERATING STATION ORDER R4-2016-0222-A01: TRANSMITTAL OF PROPOSED ORDER, NOTICE OF WRITTEN COMMENT PERIOD, AND NOTICE OF PUBLIC HEARING
SWRCB/OCC FILE A-2779

The State Water Resources Control Board (State Water Board) staff is hereby releasing a proposed order in the above-entitled matter. The State Water Board is soliciting comments and any relevant evidence not already contained in the administrative record submitted by the Los Angeles Regional Water Quality Control Board (Los Angeles Water Board). The State Water Board will consider adopting the proposed order at a public hearing on **August 2, 2022**.

Written comments and any documentary evidence must be received by **12:00 noon on Thursday, July 28, 2022**. Please indicate in the subject line, "8/2/22 Board Meeting: Comments on A-2779 Proposed Order." Electronic submission of written comments and documentary evidence is encouraged. Written comments and any documentary evidence must be addressed to:

Ms. Jeanine Townsend
Clerk to the Board
State Water Resources Control Board
1001 I Street, 24th Floor
P.O. Box 100
Sacramento, CA 95812-0100
Phone: 916-341-5600
Fax: 916-341-5620
Email: commentletters@waterboards.ca.gov

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

Notice is also hereby given that the State Water Board will hold a public hearing to receive oral comments and testimony and consider adoption of the proposed order. The State Water Board will consider the written and oral comments it receives and any additional evidence and may revise the proposed order prior to adoption at the conclusion of the public hearing. The public hearing will be held on:

Tuesday, August 2, 2022 – 9:30 a.m.

The agenda for the August 2, 2022 Board Meeting, along with instructions for participating in the Board Meeting, will be posted on or about July 22, 2022 at https://www.waterboards.ca.gov/board_info/calendar/.

PROCEDURAL MATTERS

Because the proposed order contains both a Time Schedule Order issued pursuant to Water Code section 13300 and elements of a Cleanup and Abatement Order issued pursuant to Water Code section 13304, the State Water Board will accept relevant additional evidence beyond that contained in the administrative record provided by the Los Angeles Region. Any person submitting additional documentary evidence must submit the evidence in writing and must also provide it to AES and the Los Angeles Water Board **by noon on Thursday, July 28, 2022**, in accordance with California Code of Regulations, title 23, section 2050.6, subdivision (a)(3).

To ensure a productive and efficient Board hearing in which all participants have an opportunity to participate, oral statements and the presentation of any additional evidence may be time limited. Parties and interested persons proposing panels are encouraged to prepare panel presentations. Petitioners and interested persons proposing panels must contact Marleigh Wood by e-mail at Marleigh.Wood@waterboards.ca.gov by 12:00 noon on Thursday, July 28, 2022, with the proposed panel and requested amount of time for presentation. Non-panel speakers are expected to be limited to five minutes per speaker.

Any materials to be presented at the meeting, including PowerPoint presentations and other visual displays, must be submitted to the Clerk to the Board by email at commentletters@waterboards.ca.gov by 12:00 noon on Thursday, July 28, 2022. Please indicate in the subject line: "8/2/22 Board Meeting: Presentation for A-2779 Proposed Order."

PROHIBITION ON EX PARTE COMMUNICATIONS

The proposed order addressing the petition of AES Redondo Beach, LLC is subject to the prohibition on ex parte communications. (Gov. Code, § 11430.10 et seq.) Interested persons, therefore, may not communicate with State Water Board members regarding the proposed order except through submission of written comments by the specified deadline or by providing oral comments at the public hearing.

WEBCAST OF BOARD MEETING

A broadcast of the meeting will be available via the internet and can be accessed at:
<http://www.calepa.ca.gov/broadcast/>.

ACCESSIBILITY

Telecommunications Device for the Deaf (TDD) users may contact the California Relay Service at (800) 735-2929 or voice line at (800) 735-2922.

ADDITIONAL INFORMATION AND FUTURE NOTICES

Additional information regarding this matter is available at:
https://www.waterboards.ca.gov/public_notices/petitions/water_quality/a2779-redondo-beach.html. Any future notices regarding this matter will be sent to the electronic mailing list named "A-2779; R4-2016-0222-A01, AES Redondo Beach" under "Legal Notices – Office of Chief Counsel" at
https://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.html.

If you have any questions regarding this letter, please contact Ms. Marleigh Wood at (916) 341-5169 or at Marleigh.Wood@waterboards.ca.gov.

Sincerely,

ORIGINAL SIGNED BY

Philip G. Wyels
Assistant Chief Counsel

Enclosure

cc's on following page

cc: **[All via email only]**

Samuel B. Boxerman
SIDLEY AUSTIN LLP
1501 K Street, N.W.
Washington, D.C. 20005
sboxerman@sidley.com

Nicole Baade
nbaade@sidley.com

Renee Purdy, Executive Officer
Los Angeles Regional Water Quality
Control Board
320 West 4th Street, Suite 200
Los Angeles, CA 90013
Renee.Purdy@waterboards.ca.gov

Hugh Marley, Assistant Executive Officer
Los Angeles Regional Water Quality
Control Board
320 West 4th Street, Suite 200
Los Angeles, CA 90013
Hugh.Marley@waterboards.ca.gov

Jenny Newman, Assistant Executive Officer
Los Angeles Regional Water Quality
Control Board
320 West 4th Street, Suite 200
Los Angeles, CA 90013
Jenny.Newman@waterboards.ca.gov

Sophie Froelich, Esq.
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Sophie.Froelich@waterboards.ca.gov

Tamarin Austin, Esq.
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
tamarin.austin@waterboards.ca.gov

Adriana Nunez, Esq.
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Adriana.nunez@waterboards.ca.gov

Amelia Carder, Esq.
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Amelia.Carder@waterboards.ca.gov

Jennifer L. Fordyce, Esq.
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Jennifer.Fordyce@waterboards.ca.gov

Emel Wadhvani, Esq.
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
emel.wadhvani@waterboards.ca.gov

(continued)

cc: Philip Wyels, Esq.
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Philip.Wyels@waterboards.ca.gov

Elizabeth Sablad, Chief
Permits Office
U.S. EPA, Region 9
75 Hawthorne Street
San Francisco, CA 94105
sablاد.elizabeth@epa.gov

Eric Magnan, Chief
Clean Water Act Compliance (NPDES)
U.S. EPA, Region 9
75 Hawthorne Street
San Francisco, CA 94105
Magnan.eric@epa.gov

Nicholas R. Ghirelli, Esq.
Richards Watson Gershon
350 South Grand Avenue, 37th Floor
Los Angeles, CA 90071
NGhirelli@rwglaw.com

Thomas J. Siebels
Water Resource Control Engineer
Industrial Permitting Unit
California Regional Water Quality
Control Board
320 West 4th Street, Suite 200
Los Angeles, CA 90013
Thomas.Siebels@waterboards.ca.gov

Steve Fleischli
Senior Director for Water Initiatives
Natural Resources Defense Council
1314 Second Street
Santa Monica, CA 90401
sfleischli@nrdc.org

lomabruin@yahoo.com

Richards Watson Gershon
350 South Grand Avenue 37th Floor
Los Angeles, CA 90071
lbond@rwglaw.com
apowell@rwglaw.com

Jeffrey D. Harris
Ellison Schneider Harris & Donlan LLP
2600 Capital Avenue, Suite 400
Sacramento, CA 95816
jd@eslawfirm.com

RICHARDS WATSON GERSHON
Linda Javier
350 South Grand Avenue, 37th Floor
Los Angeles, CA 90071
ljavier@rwglaw.com

Annelisa Ehret Moe
Water Quality Scientist
Heal the Bay
1444 9th Street
Santa Monica, CA 90401
amoe@healthebay.org

Bill Brand, Mayor
City of Redondo Beach
Bill.Brand@redondo.org

Nils Nehrenheim
Councilman, District 1
Nils.Nehrenheim@redondo.org

David Wiggins
Dwiggins252@gmail.com

Brad Horne
Bradhorne32@yahoo.com
99
Thomas Faia
gimmiegolf@gmail.com

Michael Webb
Redondo Beach City Attorney
Michael.Webb@redondo.org

Listserve