

State Water Resources Control Board

2nd REVISED NOTICE OF OPPORTUNITY FOR PUBLIC COMMENT AND NOTICE OF PUBLIC HEARING

DRAFT STATEWIDE GENERAL NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT FOR THE DISCHARGE OF STORM WATER ASSOCIATED WITH INDUSTRIAL ACTIVITIES (INDUSTRIAL GENERAL PERMIT)

The State Water Resources Control Board has extended the public comment period for this item. The due date for written public comments has been extended from 12:00 noon on Thursday, September 12, 2013 to 12:00 noon on Thursday, September 19, 2013.

NOTICE IS HEREBY GIVEN THAT the State Water Resources Control Board (State Water Board) will receive public comments on the Draft Industrial General Permit issued on July 19, 2013 (July 2013 Draft Industrial General Permit).

NOTICE IS ADDITIONALLY HEREBY GIVEN THAT the State Water Board will hold a Public Hearing on the July 2013 Draft Industrial General Permit. A quorum of State Water Board members will be present at the public hearing; however, the State Water Board will not take any final action at the hearing. The time and location of the public hearing is:

**Wednesday, August 21, 2013 – 9:00 a.m.
Joe Serna Jr. - Cal/EPA Headquarters Building
Coastal Hearing Room
1001 I Street, Second Floor
Sacramento, CA 95814**

BACKGROUND

On April 17, 1997, the State Water Board adopted Water Quality Order 97-03-DWQ for regulation of storm water discharges associated with industrial activity. Water Quality Order 97-03-DWQ has expired but remains in effect until a new industrial general permit is adopted. Staff of the State Water Board initiated an effort to reissue the industrial general permit in 2003. Concerns raised at that time regarding the role of numeric effluent limitations in storm water permits halted this effort.

On June 19, 2006, a panel of storm water experts submitted a report to the State Water Board titled: "The Feasibility of Numeric Effluent Limits Applicable to Discharges of Storm Water Associated with Municipal, Industrial and Construction Activities." The panel's final report is posted on the State Water Board's Web site at:

http://www.waterboards.ca.gov/water_issues/programs/stormwater/numeric.shtml

The State Water Board considered the report's conclusions and recommendations and in January 2011 and July 2012 issued drafts of the industrial general permit for public comment. Many of the comments received on the drafts addressed increased costs and the imposition of numeric effluent limitations.

Based on the previous comments received, the draft permit has been revised. As compared to prior drafts, the July 2013 Draft Industrial General Permit provides a reduced cost of compliance, excludes numeric effluent limitations, and streamlines the regulatory process while protecting water quality.

AVAILABILITY OF DOCUMENTS

The July 2013 Draft Industrial General Permit may be viewed and downloaded from the State Water Board's Web site at:

http://www.waterboards.ca.gov/water_issues/programs/stormwater/industrial.shtml

A paper copy or compact disc of the July 2013 Draft Industrial General Permit is available upon request by writing to Industrial General Permit, Division of Water Quality, State Water Resources Control Board, P.O. Box 100, Sacramento, CA 95812, or by calling 1-866-563-3107 or by emailing your request to stormwater@waterboards.ca.gov.

SUBMISSION OF COMMENTS

The State Water Board will accept both written and oral comments on the July 2013 Draft Industrial General Permit. Oral comments must be made at the public hearing.

All evidence (e.g., photographs, data, testimony) and written comments must be received by **12:00 noon on Thursday, September 19, 2013** and addressed to:

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

After the written comment deadline, State Water Board staff will not accept any additional written comments or materials on the draft documents. Comment letters may be submitted electronically, in PDF format (if less than 15 megabytes in total size), to the Clerk to the 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. Please indicate the subject line: **"Comment Letter – Industrial General Permit"**

Couriers delivering hard copies of comment letters must check in with lobby security personnel, who can contact Ms. Townsend at (916) 341-5600.

EX PARTE COMMUNICATIONS

Ex parte communications are allowed in this matter subject to the disclosure requirements of Water Code section 13287. A model disclosure form for any interested person communicating with a State Water Board member regarding this pending action is available at:

http://www.waterboards.ca.gov/laws_regulations/#exparte.

NATURE AND PURPOSE OF HEARING

At the public hearing, State Water Board staff will provide a brief overview of the 2013 Draft Industrial General Permit and will answer any questions by the public. Interested persons will have an opportunity to address the State Water Board. Participants may provide oral comments and evidence to the State Water Board on the 2013 Draft Industrial General Permit at the public hearing. There will be no sworn testimony. To ensure a productive and efficient hearing and to ensure all participants have an opportunity to participate, oral presentations may be time-limited. For other presentation recommendations, please go to:

http://www.waterboards.ca.gov/board_info/meetings/board_presentations.shtml at the State Water Board's Web site.

ADDITIONAL STAFF WORKSHOPS AND BOARD ADOPTION MEETING

Staff will conduct two, informal Web-based workshops on the 2013 Draft Industrial General Permit. The Web-based workshops will be at 9:30 a.m. on August 9 and at 1:30 p.m. on August 14, 2013. The purpose of these workshops is to provide rationale for, and answer questions on, the 2013 Draft Industrial General Permit.

Staff expects to submit the final draft industrial general permit to the State Water Board for consideration in January 2014. Public notices regarding the specific times and details for the staff workshops, the specific date for the State Water Board adoption meeting, and any other public notices related to the industrial general permit will be posted at:

http://www.waterboards.ca.gov/water_issues/programs/stormwater/industrial.shtml and distributed through the Lyrus e-mail list server.

Any person desiring to receive future notices concerning the industrial general permit, including notices of the adoption meeting, must sign up for the Lyrus e-mail list. Interested persons are encouraged to subscribe to an email list serve for future notices about the industrial general permit at: http://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml, under Water Quality Topics choose Storm Water Industrial Permitting Issues.

PARKING AND ACCESSIBILITY

For directions to the Cal/EPA Building and public parking information please refer to the map on the Web site: <http://www.calepa.ca.gov/EPAbldg/location.htm>.

The Cal/EPA Headquarters Building is accessible to persons with disabilities. Individuals requiring special accommodations are requested to call (916) 341-5881 at least five working days prior to the meeting date. TDD users may contact California Relay Service (800) 735-2929 or voice at (800) 735-2922.


All visitors to the Cal/EPA Building are required to sign in and obtain a badge at the Visitor Services Center located inside the main entrance. Valid picture identification may be required. Please allow up to 15 minutes for receiving security clearance.

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

ADDITIONAL INFORMATION

Please direct questions about this notice to Leo Cosentini at (916) 341-5524 or email at lcosentini@waterboards.ca.gov or Laurel Warddrip at (916) 341-5531 or email at lwarddrip@waterboards.ca.gov

September 11, 2013
Date


Jeanine Townsend
Clerk to the Board