

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

320 West 4th Street, Suite 200,  
Los Angeles, California 90013  
(213) 576-6600 • Fax (213) 576-6640  
<https://www.waterboards.ca.gov/losangeles>

*Tentative*  
**AMENDMENT OF CLEAN WATER ACT SECTION 401  
WATER QUALITY CERTIFICATION AND  
WASTE DISCHARGE REQUIREMENTS  
FOR PORT OF LOS ANGELES  
(BERTHS 238-239 IMPROVEMENTS PROJECT)  
ORDER NO. R4-2020-0023-A01**

The California Regional Water Quality Control Board, Los Angeles Region (Los Angeles Water Board) finds:

1. The Los Angeles Water Board issued Waste Discharge Requirements (WDRs) and a Clean Water Act (CWA) section 401 water quality certification as Order No. R4-2020-0023 on February 13, 2020 for the Berths 238-239 Marine Oil Terminal Improvements Project.
2. Order No. R4-2020-0023 authorized construction of a new unloading platform, access trestle, catwalks, and berthing and mooring dolphins at Berth 238. This construction will replace the current two-berth structure with a single berth at Berth 238 and is necessary to comply with Marine Oil Terminal Engineering and Maintenance Standards (MOTEMS) (California Building Code, Chapter 31F Marine Oil Terminals). The project is located directly on the Los Angeles Main Channel south of the Turning Basin.

The work will include demolition of approximately 17,850 square feet of the existing wharf and deck and associated structures (including removal and disposal of the existing 192 concrete piles, 10 concrete-encased steel piles, and approximately 104 creosote-treated timber piles). Construction will include a new 6,217 square foot loading platform, two new berthing dolphins, four new mooring landside dolphins, and a new steel catwalk to provide access to the various berthing and mooring elements.

## Tentative Amendment of 401 Water Quality Certification and WDRs

4. The Project will also require dredging of approximately 2,000 cubic yards of sediment in order to maintain berth depths following completion of the new construction elements. The 2,000 cubic yards of dredged material will be disposed of at the POLA Confined Disposal Facility (CDF) located at Berths 243-245. The CDF is bermed and the storage cell areas are designed in a manner to contain the dredged material on the site and prevent escape of sediment and contaminants into adjacent harbor waters.
5. On August 19, 2021, the Port of Los Angeles (POLA) requested a five-year time extension for Order R4-2020-0023 that would extend the deadline from December 31, 2021 to December 31, 2026. POLA is requesting a time extension to account for unforeseen delays in preparing the plans and reports associated with the project and for additional time required to complete the project. POLA has not begun any of the activities included in the original Order. The scope of the work remains the same.
6. Modification of the issuance of WDRs requires action by the Los Angeles Water Board. This amendment revises Order No. R4-2020-0023.
7. The Regional Water Board provided public notice of this amended Order from October 19, 2021 to November 18, 2021.

The Los Angeles Water Board has notified POLA and interested agencies and persons of its intent to consider the amendment to Order No. R4-2020-0023 and has provided them with an opportunity to submit their comments. The Los Angeles Water Board, in a public hearing, heard and considered all comments and testimony pertinent to this amended Order.

IT IS HEREBY ORDERED that Order No. R4-2020-0023, adopted by the Los Angeles Water Board on February 13, 2020, is hereby amended as follows:

1. Order, Cover Page and Header
  - a. Change "ORDER No. R4-2020-0023" to "ORDER No. R4-2020-0023-A01"
2. Order, page 7
  - a. Change "This Order shall expire on December 31, 2021" to "This Order shall expire on December 31, 2026".
  - b. Add after "... a full, true, and correct copy of an Order adopted... on December 31, 2021," the phrase, "and revised on December 9, 2021".

The Executive Officer is authorized, and is hereby directed, to certify and submit copies of this amended Order to POLA and to such individuals and governmental agencies as may be needed or required.

Tentative Amendment of 401 Water Quality Certification and WDRs

I, Renee Purdy, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the Los Angeles Water Board on December 9, 2021.

Renee Purdy  
Executive Officer