

**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. 21-003

NOTICE OF PUBLIC HEARING

**PROPOSED
WASTE DISCHARGE REQUIREMENTS (WDRs) AND
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT**

Discharger	Discharge Location	Receiving Water
Los Angeles County Department of Public Works, (Malibu Mesa Water Reclamation Plant) (CA0059099)	3863 Malibu Country Drive Malibu, CA 90265	Marie Canyon Creek (for Discharge Point 001) and unnamed canyon west of Marie Canyon Creek (for Discharge Point 002)

Los Angeles County Department of Public Works, (hereinafter Discharger) is currently discharging pursuant to Order No. R4-2012-0181 and National Pollutant Discharge Elimination System (NPDES) Permit No. CA0059099.

The Discharger owns and operates a publicly owned treatment works (POTW) comprised of Malibu Mesa Water Reclamation Plant (Malibu Mesa WRP or Facility) and its associated wastewater collection system and outfalls. The Facility is located at 3863 Malibu Country Drive, Malibu, California.

The Facility's permitted monthly average dry weather flow is 0.20 mgd. The facility treats wastewater generated at the Pepperdine University and the community of Malibu Country Estates. All domestic wastewater generated by Pepperdine University is collected at the flow equalization station. The majority of the wastewater is sent to the Facility and any portion of wastewater that would exceed the permit requirements is sent to the Las Virgenes Municipal Water District, Tapia Water Reclamation Facility. Domestic wastewater generated by Malibu Country Estates flows directly to the Facility.

Under normal operation, the tertiary-treated effluent is not discharged into the receiving water. A small portion of the tertiary-treated effluent is used for the landscape irrigation at the Facility. The major portion of the tertiary-treated effluent from the Facility is recycled and reused at Pepperdine University campus for landscape irrigation. The reuse of the recycled water at the Facility and by Pepperdine University is regulated under a separate Waste Discharge Requirements and Water Recycling Requirements (WDRs/WRRs) for County of Los Angeles Department of Public Works and Pepperdine University, Malibu Campus, Order No. 00-167, adopted by the Los Angeles Water Board on November 9, 2000.

Discharge of tertiary-treated effluent is regulated under National Pollutant Discharge Elimination System (NPDES) Permit No. CA0059099, Order No. R4-2015-0181. The discharge is limited to 10 days per year during the wet season (November 1 through April 15), unless authorized in

writing by the Executive Officer upon demonstration of necessity under emergency conditions described in sections of 3.10 of the proposed Tentative Order. The Facility has not discharged since 2005.

On the basis of preliminary staff review and application of lawful standards and regulations, the California Regional Water Quality Control Board, Los Angeles Region (Los Angeles Water Board), tentatively proposes to issue waste discharge requirements, including effluent limitations and special conditions.

PUBLIC HEARING DATE AND LOCATION

The Los Angeles Water Board will hold a public hearing on the tentative WDRs and NPDES permit during its regular Board meeting on the following date and time and at the following location:

Date: April 8, 2021
Time: 9:00 a.m.
Place: Remote meeting

Interested persons are invited to attend. At the public hearing, the Los Angeles Water Board will hear testimony, if any, that is pertinent to the discharge, WDRs, and NPDES permit. Oral testimony will be heard; however, for accuracy of the record, important testimony should be in writing.

Please be aware that dates and venues may change. Our Web address is <http://www.waterboards.ca.gov/losangeles> where you can access the current agenda for changes in dates and locations.

AVAILABILITY OF DOCUMENTS

The Report of Waste Discharge, other documents relied upon, tentative effluent limitations and special provisions, comments received, and other information on file are available for inspection and copying between the hours of 8:00 a.m. and 4:30 p.m. by appointment at the following address:

California Regional Water Quality Control Board
Los Angeles Region
320 West 4th Street, Suite 200
Los Angeles, CA 90013

Arrangements for file review and/or obtaining copies of the documents may be made by calling the Los Angeles Water Board at (213) 576-6600. Additionally, the agenda, the fact sheet, and the draft order will be available online at: <http://www.waterboards.ca.gov/losangeles/> under the "Tentative Permits" heading.

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 or contained in the agenda packet. The entire file will not be present in the hearing room. In addition to the materials generated for this proceeding, the file includes the administrative records for the applicable Basin Plan amendments. 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.

PUBLIC COMMENTS AND SUBMITTAL OF EVIDENCE

Persons wishing to comment on, or object to, the tentative waste discharge requirements and NPDES permit, or submit evidence for the Board to consider, are invited to submit them in writing to Don Tsai at Don.Tsai@waterboards.ca.gov. To be evaluated and responded to by Los Angeles Water Board staff, included in the Board's agenda folder, and fully considered by the Board, written comments or testimony regarding the tentative must be received no later than **5:00 p.m. on March 12, 2021**. Failure to comply with these requirements is grounds for the Los Angeles Water Board to refuse to admit the proposed written comment or exhibit into evidence pursuant to section 648.4, title 23 of the California Code of Regulations.

NATURE OF HEARING

This proceeding will be a formal adjudicatory proceeding. For such proceedings, the Los Angeles Water Board follows procedures established by the State Water Resources Control Board. These procedures are set forth in regulations commencing with section 647 of title 23 of the California Code of Regulations, in particular, Article 2, commencing with section 648.

PARTIES TO THE HEARING

The following are the parties to this proceeding:

Los Angeles County Department of Public Works

Any other persons requesting party status must submit a written or electronic request to staff no later than 20 business days before the hearing. All parties will be notified if other persons are so designated.

Los Angeles Water Board staff is not a party to the proceeding; their participation in this proceeding exists for the purpose of advising and assisting the Los Angeles Water Board.

HEARING PROCEDURE

The Board meeting, of which this hearing is a part, will start at 9:00 a.m. Interested persons are invited to attend. When the agenda item is called, 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 five minutes or less for each interested person, depending on the number of interested persons wishing to be heard.

Parties or interested persons with similar concerns or opinions are encouraged to choose one representative to speak and are encouraged to coordinate their presentations with each other. Parties will be advised after the receipt of public comments, but prior to the date of the hearing, of the amount of time each is allocated for presentations. That decision will be based upon the complexity and number of issues under consideration, the extent to which the parties have

coordinated, the number of parties and interested persons anticipated, and the time available for the hearing. The parties are invited to contact staff not later than **March 25, 2021**, (two weeks prior to the hearing) to discuss how much time they believe is necessary for their presentations, and staff will endeavor to accommodate reasonable requests. At the conclusion of testimony, the Board will deliberate in open or close session, and render a decision.

The Board does not generally require the prior identification of witnesses, the cross examination of witnesses, or other procedures not specified in this notice. Parties or persons with special procedural requests or requests for alternative hearing procedures should contact staff, who will endeavor to accommodate reasonable requests. Objections to any procedure to be used during this hearing must be submitted in writing no later than close of business 15 business days prior to the date of the hearing. (Any objections related to the amount of time allocated for parties' presentations must be submitted within two business days of notice thereof, if that date is less than 15 business days before the hearing.) Absent such objections, 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. 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 on **May 13, 2021**. A continuance will not extend any time set forth herein.

STAFF CONTACTS

If you have any questions regarding this proposed action, please contact Don Tsai at Don.Tsai@waterboards.ca.gov or Jeong-Hee Lim, Ph.D., P.E., Chief, Municipal Permitting Unit at JeongHee.Lim@waterboards.ca.gov.

Date: February 10, 2021