

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

**320 W. 4<sup>th</sup> Street, Suite 200  
Los Angeles, California 90013  
(213) 576-6600**

**Public Notice No. 23-017  
NPDES No. CA0001139  
CI No. 6113**

**NOTICE OF OPPORTUNITY FOR PUBLIC COMMENT AND  
NOTICE OF PUBLIC HEARING**

**PROPOSED ISSUANCE OF TIME SCHEDULE ORDER (TSO)  
(National Pollutant Discharge Elimination System Permit)**

**DISCHARGER**

AES Alamitos, LLC  
Alamitos Generating  
Station

**DISCHARGE LOCATION**

690 N. Studebaker Road  
Long Beach, CA 90277

**RECEIVING WATER**

San Gabriel River  
Estuary

AES Alamitos LLC is the owner and operator of the Alamitos Generating Station (Facility). The Facility is an electricity generating station. There are three active fossil-fueled, steam-powered electric generating units on site. The generating units operate using once-through cooling (OTC) water drawn from several intake forebays connected to the Los Cerritos Channel Estuary using circulation pumps.

The Facility discharges OTC water and low volume wastewater to the San Gabriel River Estuary through Discharge Points 002 and 003. The Facility also discharges stormwater to the Los Cerritos Channel Estuary through Discharge Points O-48 and O-84. OTC water accounts for greater than 99 percent of the total discharge from the Facility. The volume of wastewater discharged is limited to a maximum discharge volume of 392 million gallons per day (MGD) from Discharge Point 002 and 337 MGD from Discharge Point 003. The volumes represent the maximum capacities of the cooling water systems combined with the maximum flows of all contributing in-plant waste streams.

The discharge from the Facility is regulated under Order No. R4-2020-0134, adopted on November 12, 2020. The Facility is also subject to the Water Quality Control Policy on the Use of Coastal and Estuarine Waters for Power Plant Cooling (OTC Policy) adopted by the State Water Resources Control Board (State Water Board) on May 4, 2010. On August 15, 2023, the State Water Board amended the OTC Policy to extend the compliance dates for the Facility based on grid reliability concerns. Accordingly, the Los Angeles Water Board proposes to issue a TSO to allow time for the Facility to achieve compliance with the effluent limitations contained in Order No. R4-2020-0134 based on the compliance dates contained the OTC Policy amendment.

On the basis of preliminary staff review and application of lawful standards and regulations, the Los Angeles Water Board, tentatively proposes to issue TSO No. R4-2023-xxxx, by extending compliance deadline to December 31, 2025. No changes to the NPDES permit are being proposed at this time.

### HEARING DATE AND LOCATION

Date: November 16, 2023  
Time: 9:00 a.m.  
Place: Junipero Serra Building Carmel Room  
320 West 4<sup>th</sup> Street  
Los Angeles, CA 90013

This will be a hybrid in-person and remote hearing. Details available on the Los Angeles Water Board website at  
[https://www.waterboards.ca.gov/losangeles/board\\_info/agenda/](https://www.waterboards.ca.gov/losangeles/board_info/agenda/)

Please check the Board's website (<http://www.waterboards.ca.gov/losangeles/>) for the most up-to-date public hearing location as it is subject to change.

### AVAILABILITY OF DOCUMENTS

The tentative TSO, comments submitted and other information received regarding the discharge are available for inspection and copying between the hours of 8:00 a.m. and 4:30 p.m. at the following address:

California Regional Water Quality Control Board  
Los Angeles Region  
320 West 4<sup>th</sup> 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. 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. Should any interested persons desire staff to send any particular documents prior to the hearing, they must submit a written or electronic request to staff during business hours, not later than 5 business days before the hearing. The request must identify the documents with enough specificity for staff to locate them.

The tentative TSO, comments received and the response to comments when they are received and/or issued will also be available on the Los Angeles Water Board's website at:

[http://www.waterboards.ca.gov/losangeles/board\\_decisions/tentative\\_orders/index.shtml](http://www.waterboards.ca.gov/losangeles/board_decisions/tentative_orders/index.shtml)

### NATURE OF HEARING

This will be a formal adjudicative proceeding pursuant to section 648 et seq. of title 23 of the California Code of Regulations. Chapter 5 of the California Administrative Procedure Act (commencing with section 11500 of the Government Code) does not apply to this proceeding.

*Ex Parte Communications Prohibited:* As a quasi-adjudicative proceeding, no board member may discuss the subject of this hearing with any person, except during the public hearing itself. Any communications to the Los Angeles Water Board must be directed to staff.

#### COMMUNICATIONS WITH STAFF BEFORE THE HEARING

The lead staff member responsible for this item is:

Thomas Siebels  
320 West 4<sup>th</sup> Street, Suite 200  
Los Angeles, CA 90013  
(213) 576-6756  
[thomas.siebels@waterboards.ca.gov](mailto:thomas.siebels@waterboards.ca.gov)

#### PARTIES TO THE HEARING

The following are the parties to this proceeding:

1. The applicant/permittee

Any other persons requesting party status must submit a written or electronic request to staff not later than 20 business days before the hearing. All parties will be notified if other persons are so designated.

#### PUBLIC COMMENTS AND SUBMITTAL OF EVIDENCE

Persons wishing to comment upon the tentative TSO, or submit evidence for the Board to consider, are invited to submit them in writing. To be evaluated and responded to by staff, included in the Board's agenda folder, and fully considered by the Board, written comments and evidence must be submitted to the Board by mail to the address above or by email to [losangeles@waterboards.ca.gov](mailto:losangeles@waterboards.ca.gov) with a copy to [thomas.siebels@waterboards.ca.gov](mailto:thomas.siebels@waterboards.ca.gov), and received at the Board's office by 5:00 p.m. on October 23, 2023. Please reference the comments as "Comments on tentative TSO, AES Alamitos, LLC, Alamitos Generating Station, CA0001139".

Pursuant to section 648.4, title 23 of the California Code of Regulations, written comments or evidence submitted after the comment deadline will not be allowed or accepted into the Administrative Record without a showing of good cause for the delay, and in no event if any party or the Board would be unduly prejudiced by the late submittal including if staff or the Board would not have an adequate opportunity to review, consider, and respond to the comments or evidence.

Additionally, if the Board receives only supportive comments, the permit may be placed on the Board's consent calendar and approved without oral testimony.

#### HEARING PROCEDURE

The meeting, in which the hearing will occur, will start at 9:00 a.m. Interested persons are invited to attend. 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.

Public Notice No. 23-017  
AES ALAMITOS, LLC  
ALAMITOS GENERATING STATION

Oral testimony may be limited to 3 minutes maximum or less for each speaker, depending on the number of persons wishing to be heard. Parties or persons with similar concerns or opinions are encouraged to choose one representative to speak. At the conclusion of testimony, the Board will render a decision.

Parties or persons with special procedural requests should contact staff. 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. Objections to any procedure to be used during this hearing must be submitted in writing not later than close of business 15 business days prior to the date of the hearing. Procedural objections will not be entertained at the hearing.

If there should not be a quorum on the scheduled date of this meeting, this matter will be automatically continued to the next scheduled meeting. A continuance will not extend any time set forth herein.

Date: September 22, 2023