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## Los Angeles Regional Water Quality Control Board

### **REVISED NOTICE OF PUBLIC HEARING TO CORRECT INADVERTENT TYPOGRAPHICAL ERRORS IN CLEAN AND TRACK-CHANGED COPY OF TENTATIVE REVISED PERMIT AND RESPONSE TO COMMENTS**

#### **REVISED TENTATIVE GENERAL NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT AND WASTE DISCHARGE REQUIREMENTS FOR CERTAIN COMMERCIAL, INDUSTRIAL, AND INSTITUTIONAL (CII) FACILITIES IN THE DOMINGUEZ CHANNEL/ LOS ANGELES AND LONG BEACH INNER HARBOR WATERSHED AND THE LOS CERRITOS CHANNEL/ALAMITOS BAY WATERSHED**

**NOTICE IS HEREBY GIVEN** that the Los Angeles Regional Water Quality Control Board (Los Angeles Water Board) will consider adoption of a tentative Revised General National Pollutant Discharge Elimination System (NPDES) Permit and Waste Discharge Requirements (WDRs) for discharges of stormwater and authorized non-stormwater from certain Commercial, Industrial, and Institutional (CII) Facilities in the Dominguez Channel/Los Angeles and Long Beach Inner Harbor Watershed and the Los Cerritos Channel/Alamitos Bay Watershed (Revised Tentative CII Permit).

#### **HEARING DATE AND LOCATION**

The Los Angeles Regional Water Quality Control Board (Los Angeles Water Board) will schedule a public hearing to consider adoption of the Revised Tentative CII Permit.

**Date:** Thursday, November 20, 2025  
**Time:** 9:00 a.m.  
**Location:** Los Angeles Regional Water Quality Control Board  
320 West 4th Street, Carmel Room  
Los Angeles, California 90013

**Participation Options:** The hearing will be conducted in a hybrid format, offering both in-person and remote participation options.

- To remotely observe only (no comment): Members of the public who wish to watch the meeting without providing public comment should view the hearing webcast at: <https://cal-span.org/static.index.php>

- To remotely provide public comment: Instructions for participating via video or teleconference and submitting comments will be provided in the meeting agenda, which will be posted on the Los Angeles Water Board’s website 10 days before the hearing at:  
[https://www.waterboards.ca.gov/losangeles/board\\_info/agenda/](https://www.waterboards.ca.gov/losangeles/board_info/agenda/).

## **DOCUMENT AVAILABILITY**

The Revised Tentative CII Permit documents are available on the Los Angeles Regional Water Quality Control Board CII Stormwater Program webpage at:  
[https://www.waterboards.ca.gov/losangeles/water\\_issues/programs/stormwater/Commercial\\_Industrial\\_and\\_Institutional/index.html](https://www.waterboards.ca.gov/losangeles/water_issues/programs/stormwater/Commercial_Industrial_and_Institutional/index.html).

## **LIMITED OPPORTUNITY FOR PUBLIC COMMENT**

**Written comments are being accepted on limited portions of the Revised Tentative CII Permit.** Details are provided in the Background section below.

**All written comments must be received by the Los Angeles Water Board no later than 5:00 p.m. on Wednesday, September 24, 2025.** Please address written comments to:

Andrew Choi  
Los Angeles Regional Water Quality Control Board  
320 W. 4th Street. Suite 200  
Los Angeles, CA 90013-2343

Comment letters may be submitted electronically, in \*.pdf text format via e-mail to: [andrew.choi@waterboards.ca.gov](mailto:andrew.choi@waterboards.ca.gov) with the subject line: “Comment Letter – Revised Tentative CII Permit.”

## **BACKGROUND**

Pursuant to sections 402(p)(2)(E) and 402(p)(6) of the Clean Water Act (CWA), and sections 122.26(a)(9)(i)(C) and (D) of Title 40 of the Code of Federal Regulations (40 CFR), the United States Environmental Protection Agency (USEPA) has exercised its Residual Designation Authority (RDA) for certain CII facilities located within the Dominguez Channel/Los Angeles/Long Beach Inner Harbor watershed and the Alamitos Bay/Los Cerritos Channel watershed. For more information, please visit USEPA’s website at:  
<https://www.epa.gov/npdes-permits/residual-designation-authority-address-stormwater-quality-problems-epas-pacific>.

On July 22, 2022, concurrent with USEPA's release of its preliminary residual designation, the Los Angeles Water Board released a tentative CII Permit for public review and comment. During this first public comment period, the Los Angeles Water Board received written comments from 33 agencies, entities, and individuals.

On November 15, 2023, following USEPA's release of its revised preliminary residual designation, and in response to comments received during the first public comment period, the Los Angeles Water Board released a revised tentative CII Permit for additional public comment. During this second public comment period, the Los Angeles Water Board received written comments from 35 agencies, entities, and individuals.

On November 5, 2024, USEPA released its final residual designation. In response to this final designation and following a thorough review of public comments received on the November 15, 2023 Revised Tentative CII Permit, the Los Angeles Water Board is releasing a second Revised Tentative CII Permit. A detailed summary of comments received, along with the Los Angeles Water Board's responses, is provided in the accompanying Response to Comments document.

An updated clean and track-changed version of the tentative revised CII Permit has been posted to correct the inadvertent typographic errors in section 4.1, 5.1.5 and 5.2 in Attachment F - Fact Sheet. Additionally, updated version of Response to Comments has been posted to correct the inadvertent typographic error in the footnote reflecting the correct posting date.

Key revisions made in response to comments include:

1. Applicability provisions have been updated to align with USEPA's final residual designation.
2. The permit now explicitly excludes all residential facilities from applicability.
3. Additional clarification has been added regarding eligibility criteria for CII facilities seeking to comply via funding regional stormwater projects under Compliance Option 1.
4. The definition for "Discharger" has been revised to clarify responsibility for enrollment under the Permit.
5. Effluent limitations for Fish Harbor (Section 7.2, Table 2) have been removed, as this waterbody is not included in USEPA's final residual designation.
6. Effluent limitations for the Outer Los Angeles/Long Beach Harbor (Section 7.2, Table 4) have also been removed for the same reason.
7. Clarification has been added regarding the process for terminating one compliance option and enrolling in another.

8. Language has been added under Compliance Option 3 requiring that sampling results, visual observations, and discharge photographs must be submitted to State Water Board's Stormwater Multiple Application and Report Tracking System (SMARTS) within 45 days following the end of each reporting period.

**No further written comments are being accepted on the above changes made in response to comments on the November 15, 2023 Revised Tentative CII Permit.**

The Los Angeles Water Board is accepting written comments on additional changes that were not made in response to previous comments. **The additional changes open to written comment are:**

1. The discharge prohibitions in section 4.4, 4.5, and 4.6 of the previous tentative permit have been removed.
2. The requirements for authorized NSWDS in section 5.2.1 and 5.2.2 of the previous tentative permit have been removed.
3. Corresponding findings have been added to sections 4.6.3, 4.6.3.3, and 4.7 of Attachment F to explain the removal of the discharge prohibitions and authorized NSWDS requirements.
4. A new section 2 has been added to Attachment E, as well as sections 3.2 and 9 of the Order, requiring all Dischargers to conduct initial sampling and analysis of their effluent to evaluate reasonable potential to cause or contribute to an exceedance of water quality objectives.
5. Corresponding findings have been added to sections 3.12.4.1.2, 4.6.3.3, and 4.10 of Attachment F to explain and support the new Attachment E, Section 2, and Order Sections 3.2 and 9, requirements.
6. The quality assurance and additional requirements for toxicity testing in section 6.5 of Attachment E have been removed and new sections 6.5 and 6.6 for the Toxicity Identification Evaluation and Toxicity Reduction Evaluation process have been added. The subsequent reporting section has been renumbered to 6.7 and clarified.

## **EX PARTE COMMUNICATION DISCLOSURE REQUIREMENTS FOR THE PROPOSED GENERAL ORDER**

Pursuant to California Government Code provisions, ex parte communications—defined as communications with a Board Member regarding a pending matter without notice to other interested parties and outside of a public proceeding—are prohibited during permitting, enforcement, and other quasi-adjudicatory proceedings. However, ex parte communications concerning a pending general order are permissible only if they comply

with the disclosure requirements set forth in California Water Code section 13287. All such communications must be properly documented and disclosed.

For additional information regarding ex parte communication rules and to access the required disclosure forms, please visit:

[https://www.waterboards.ca.gov/losangeles/laws\\_regulations/](https://www.waterboards.ca.gov/losangeles/laws_regulations/)

Ex parte communications between interested persons and board members concerning this item will be prohibited beginning 14 days prior to the meeting scheduled for adoption the CII Permit.

**FOR ADDITIONAL INFORMATION**

Please direct any questions regarding this notice to Andrew Choi, Unit Supervisor, via email at [andrew.choi@waterboards.ca.gov](mailto:andrew.choi@waterboards.ca.gov).

8/29/25

Date

Jenny Newman  Digitally signed by Jenny Newman  
Date: 2025.08.29 13:04:32 -07'00'

Jenny Newman  
Assistant Executive Officer