



# California Regional Water Quality Control Board

## Los Angeles Region



Linda S. Adams  
Cal/EPA Secretary

320 W. 4th Street, Suite 200, Los Angeles, California 90013  
Phone (213) 576-6600 FAX (213) 576-6640 - Internet Address: <http://www.waterboards.ca.gov/losangeles>

Arnold Schwarzenegger  
Governor

May 11, 2007

Interested Parties

### **PUBLIC HEARING ON PROPOSED REOPENING OF THE COUNTY OF LOS ANGELES MUNICIPAL SEPARATE STORM SEWER SYSTEM PERMIT (NPDES PERMIT NO. CAS004001)**

Dear Interested Parties:

On the basis of preliminary staff review and application of lawful standards and regulations, the California Regional Water Quality Control Board, Los Angeles Region, proposes to narrowly reopen the waste discharge requirements (WDRs) for the Los Angeles County Municipal Separate Storm Sewer System (MS4) Permit (NPDES No. CAS004001, Board Order No. 01-182 as amended by Order No. R4-2006-0074) to incorporate a non-storm water discharge prohibition to be consistent with the summer dry weather Waste Load Allocations set in the Marina del Rey Harbor Mothers' Beach and Back Basins Bacteria (MDR Bacteria) Total Maximum Daily Load (TMDL). The MDR Bacteria TMDL adopted by the Regional Board went into effect on March 18, 2004.

#### HEARING DATE AND LOCATION

The Regional Board is scheduled to hold a public hearing on:

July 12, 2007 at 9:00 AM  
Metropolitan Water District of Southern California  
Board Meeting Room  
700 North Alameda Street  
Los Angeles, CA 90012

Please check the website address for the most up to date public hearing location as it is subject to change.

#### SCOPE OF HEARING

NOTE: The validity of the MDR Bacteria TMDL is not an issue that is before the Regional Water Board in this proceeding. Any evidence or argument that challenges the validity of that TMDL or any aspects of it will not be permitted. The only matter before the Board is the adoption of provisions that incorporate the TMDL (and associated water quality objectives) into the MS4 Permit (Order # 01-182).

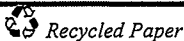
#### AVAILABILITY OF DOCUMENTS

The proposed language and other information and documents relied upon 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:

Los Angeles Regional Water Quality Control Board  
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 Regional Board at (213) 576-6600. Additionally, the fact sheet, the summary of proposed

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deletions, the proposed changes to order language except findings, and the proposed changes to findings are available online at <http://www.waterboards.ca.gov/losangeles/html/programs/stormwater/lams4.html>. Response to comments will be available online at a later date.

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 Orders 01-182 and R4-2006-0074, and Resolution No. 2003-012. 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 upon or object to the tentative revisions in the reopener, or submit evidence for the Board to consider, are invited to submit them in writing to Rebecca Christmann at the above address, or send them electronically to [July122007boardmeeting@waterboards.ca.gov](mailto:July122007boardmeeting@waterboards.ca.gov). To be evaluated and responded to by Regional Board staff, included in the Board's agenda folder, and fully considered by the Board, written comments or testimony regarding the tentative revisions must be received at the Regional Board office no later than close of business on **June 25, 2007**. Failure to comply with these requirements is grounds for the Regional 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 Regional Board follows procedures established by the State Water Resources Control Board, which 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. While this proceeding is formal, as an administrative proceeding, the Board does not generally require the prior identification or cross examination of witnesses, or other procedures not specified in this notice, that might typically be expected of parties in a courtroom.

#### PARTIES TO THE HEARING

The following are the parties to this proceeding:

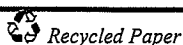
- County of Los Angeles
- Los Angeles County Flood Control District
- City of Los Angeles
- City of Culver City
- Regional Board Staff

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.

#### 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

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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. At the conclusion of testimony, the Board will deliberate in open or close session, and render a decision.

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 **June 28, 2007** to discuss how much time they believe is necessary for their presentations, and staff will endeavor to accommodate reasonable requests.

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 August 9, 2007. A continuance will not extend any time set forth herein.

#### STAFF CONTACTS

If you have any question regarding this proposed action, please contact Rebecca Christmann at (213) 576-6757 or via email at [rchristmann@waterboards.ca.gov](mailto:rchristmann@waterboards.ca.gov). If you have general questions regarding the County of Los Angeles Municipal Storm Water Discharge Permit, please contact Carlos Urrunaga at (213) 620-2083 or via email at [currenaga@waterboards.ca.gov](mailto:currenaga@waterboards.ca.gov).

Sincerely,



Deborah J. Smith  
Interim Executive Officer