

PROPOSED CHANGE NUMBER 1

NEW FINDING

New Finding is proposed to be Number 28 under E. Federal, State, and Regional Regulations on page 12 of the LA MS4 Permit and shall read:

- “28. The Regional Board adopted the Santa Monica Bay Beaches Bacteria TMDL (Dry Weather Only) on January 24, 2002. The TMDL was subsequently approved by the SWRCB, the Office of Administrative Law (OAL), and the United States Environmental Protection Agency (USEPA) and became effective on July 15, 2003. 40 CFR section 122.44(d)(4)(vii)(B) requires that NPDES permits must be consistent with the assumptions and requirements of any available waste load allocation. The Waste Load Allocations in the TMDL are expressed as the number of allowable days that may exceed the Basin Plan water quality objectives for protection of Water Contact Recreation (REC-1) in marine waters. This amendment to Order 01-182 is undertaken pursuant to 40 CFR sections 122.41(f) and 122.62, Part 6.I.1 of Order 01-182, and a stipulation entered into by the Regional Water Quality Control Board, Los Angeles Region (Respondent), Natural Resources Defense Council et al. (Intervenors) and the Petitioners Arcadia et al., in the Superior Court of the State of California, County of Los Angeles – Central Civil West (Lead Case Number BS 080548) executed October 24, 2004.”**

PROPOSED CHANGE NUMBER 2

Part 1 DISCHARGE PROHIBITIONS

The language in the first paragraph in the current LA MS4 Permit immediately after “Part 1. DISCHARGE PROHIBITIONS” stays the same. However, that paragraph is now titled **“Part 1. A.”**

This title is to be included before the paragraph which currently reads, “The Permittees shall effectively prohibit non-storm water discharges into the MS4 and watercourses, except where such discharges:”

PROPOSED CHANGE NUMBER 3

Proposed is new language in a new paragraph to be placed behind the current untitled final paragraph in “Part 1. DISCHARGE PROHIBITIONS”.

The proposed new language and new title is:

- “Part 1. B. Discharge of summer dry weather and winter dry weather flows containing bacteria in excess of the waste load allocations specified in the Santa Monica Bay Beaches Dry-Weather TMDL is prohibited.”**

PROPOSED CHANGE NUMBER 4

Proposed is new language in a new paragraph to be placed behind the current Part 2. RECEIVING WATER LIMITATIONS. The new final paragraph will be titled: “Part 2, Section 5” on page 18 of the LA MS4 Permit and the language shall read:

- “5. Discharge of bacteria into the Santa Monica Bay that exceeds the waste load allocations specified in the Santa Monica Bay Beaches Dry-Weather TMDL during summer dry weather (April 1 to October 31) and winter dry weather (November 1 to March 31) is prohibited as specified in Part 1.B, Discharge Prohibitions, above. The Waste Load Allocations for Permittees are listed in Attachment V (Table 7-4.2a to Attachment A to Resolution No. 02-004).**
- a. During summer dry weather (April 1 to October 31), discharges into the Santa Monica Bay shall not result in any exceedances of the single sample bacteria objectives;**
 - b. During winter dry weather (November 1 to March 31), discharges into the Santa Monica Bay shall not cause exceedance of the lesser of:**
 - 1) Exceedance days at the designated reference site; or**
 - 2) Exceedance days based on historical bacteriological data at the monitoring site.**
 - c. Discharges into the Santa Monica Bay shall not result in any exceedances of the geometric mean bacteria objectives during summer or winter dry weather.”**

PROPOSED CHANGE NUMBER 5

The proposed addition is a new table to be titled “Attachment V”. The table is currently Table 7-4.2a to Attachment A to Regional Board Resolution No. 02-004.