
San Francisco Bay Regional Water Quality Control Board

NOTICE OF OPPORTUNITY TO COMMENT ON AND PUBLIC HEARING FOR

PROPOSED TIME SCHEDULE ORDER REQUIRING CITY OF PACIFICA AND COUNTY OF SAN MATEO MUNICIPAL SEPARATE STORM SEWER SYSTEMS TO COMPLY WITH REQUIREMENTS PRESCRIBED IN MUNICIPAL REGIONAL STORMWATER PERMIT

NOTICE IS HEREBY GIVEN that the California Regional Water Quality Control Board, San Francisco Bay Region (Water Board) has prepared a proposed Time Schedule Order (proposed TSO) to require the City of Pacifica and County of San Mateo (jointly, Permittees) municipal separate stormwater sewer systems (MS4s) to comply with requirements prescribed in the Municipal Regional Stormwater Permit (MRP 3), Order No. R2-2022-0018, which was adopted at the May 11, 2022, Board hearing.

The proposed TSO is available for review and public comment at:

https://www.waterboards.ca.gov/sanfranciscobay/board_decisions/tentative_orders.html

NOTICE IS ADDITIONALLY HEREBY GIVEN that the Water Board will hold a public hearing to consider adoption of the proposed TSO as follows:

DATE:	July 13, 2022
TIME:	9:00 a.m. (approximate)
LOCATION:	Elihu M. Harris State Building First Floor Auditorium 1515 Clay Street Oakland CA 94612

Remote participation will be allowed. Information about participating telephonically or via the remote meeting solution is available at:

https://www.waterboards.ca.gov/sanfranciscobay/board_info/remote_meeting/index.html

If you wish only to watch the meeting, the customary webcast remains available at: <https://cal-span.org>. Please use this link UNLESS you intend to comment.

Any person desiring to receive future notices about changes to the date, time, location, or format of the public hearing should sign up for the Pacifica Beaches and San Pedro Creek Pathogens TMDL Lyris e-mail list by going to:

JIM McGRATH, CHAIR | THOMAS MUMLEY, INTERIM EXECUTIVE OFFICER

https://www.waterboards.ca.gov/resources/email_subscriptions/reg2_subscribe.html. There, select "Pathogens in Pacifica Beaches and San Pedro Creek (San Mateo County)."

BACKGROUND

The Permittees own and operate regulated MS4s under MRP 3. The Permittees each own MS4s that discharge into San Pedro Creek (Creek) and Pacifica State Beach (Beach). MRP 3 requires Permittees to comply with requirements to control bacteria discharges to the Creek and Beach, in order to attain the wasteload allocations (WLAs) by the dates set forth in the San Pedro Creek and Pacifica State Beach Bacteria Total Maximum Daily Load (TMDL). These dates are August 1, 2021, for the Beach, and August 1, 2028, for the Creek.

The August 1, 2021, deadline for compliance with the WLAs for the Beach has passed. Therefore, a discharge of waste is taking place or threatens to take place that violates requirements prescribed by the Water Board. Accordingly, a TSO under Water Code section 13300 is appropriate.

The proposed TSO describes steps that the Permittees must take in order to come into compliance with the MRP 3 TMDL requirements. The proposed TSO would require the Permittees to conduct sufficient water quality monitoring to assess attainment of bacteria wasteload allocations, by March 15, 2024; identify and implement additional best management practices (BMPs) to control bacteria discharges at and in the vicinity of the Beach, by August 1, 2026, if WLAs have not been attained; complete additional BMPs in the San Pedro Creek watershed, by August 1, 2026; and attain the TMDL WLAs for the Beach by August 1, 2026. The Permittees would also be required to submit annual progress reports on all implementation activities by September 30 of each year.

SUBMISSION OF WRITTEN COMMENTS

The Water Board will accept written comments on the proposed TSO. To be considered, written comments must be received **no later than 5:00 p.m. on June 20, 2022**. Written comments may be sent electronically to RB2-MRP@waterboards.ca.gov. Please use the subject line:

"Comment Letter – Proposed Time Schedule Order for City of Pacifica and San Mateo County." Electronic submission is preferred, but written comments may also be submitted by the deadline to: Derek Beauduy, San Francisco Bay Regional Water Board, 1515 Clay Street, Suite 1400, Oakland CA 94612.

CONTACT INFORMATION: For more information about this matter, please contact Derek Beauduy at derek.beauduy@waterboards.ca.gov or (510) 622-2348.

Date: May 20, 2022