



San Diego Regional Water Quality Control Board

NOTICE OF PUBLIC HEARING AND OPPORTUNITY TO COMMENT

Tentative Order No. R9-2021-0056, NPDES No. CAG999003, *General National Pollutant Discharge Elimination System Permit for the Discharge of Lanthanum-Modified Clay to Surface Waters of the United States in the San Diego Region*

Please Take Notice

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) is releasing for public review and comment, Tentative Order No. R9-2021-0056, NPDES No. CAG999003, *General National Pollutant Discharge Elimination System Permit for the Discharge of Lanthanum-Modified Clay to Surface Waters of the United States in the San Diego Region* (Tentative Order). The Tentative Order, if adopted by the San Diego Water Board, would reissue the General National Pollutant Discharge Elimination System (NPDES) Permit and waste discharge requirements authorizing the discharge lanthanum-modified clay to freshwater inland surface waters of the United States such as canals, ditches, lakes, ponds, reservoirs, and other storage or constructed conveyance facilities within the jurisdiction of the San Diego Water Board. Lanthanum-modified clay is applied to surface waters to bind excess free phosphorus to improve water quality by limiting nutrient availability to algae and aquatic weeds.

Document Availability

Information related to this matter is available online at: https://www.waterboards.ca.gov/sandiego/board_decisions/tentative_orders/. Interested persons may receive a copy of the Tentative Order by contacting Mr. Keith Yaeger by phone at (619) 521-5899 or by email at Keith.Yaeger@waterboards.ca.gov or by otherwise addressing written requests to the San Diego Regional Water Quality Control Board, 2375 Northside Drive, Suite 100, San Diego, California 92108-2700. Please note that as a result of the COVID-19 emergency the San Diego Water Board office is closed to the public and non-essential file reviews are postponed.

Submission of Written Comments

Interested persons may submit written comments on the Tentative Order during the public comment period in person, by email (SanDiego@waterboards.ca.gov), or by mail

CELESTE CANTÚ, CHAIR | DAVID GIBSON, EXECUTIVE OFFICER

to the attention of Mr. Keith Yaeger. Please indicate in the subject line of all written comments "Comment - Tentative Order No. R9-2021-0056". The deadline for submittal of written comments is **5:00 p.m. on April 18, 2021**.

The San Diego Water Board may refuse to accept written comments received after the **April 18, 2021** deadline. Late comments will not be accepted if doing so would prejudice any party in accordance with section 648.4, title 23 of the California Code of Regulations.

Public Hearing for Consideration of Tentative Order Adoption

The public hearing on this Tentative Order will be held during the San Diego Water Board meeting scheduled for:

Wednesday, June 9, 2021, 9:00 A.M.
Video and Teleconference Meeting Only
No Physical Meeting Location
(Authorized by and in furtherance of Executive Orders [N-29-20](#) and [N-33-20](#))
Video broadcast of meetings will also be available at <https://cal-span.org/>

The meeting agenda, which will indicate any changes in the meeting location and may provide other specific information concerning this hearing, will be posted at least two weeks prior to the meeting date at https://www.waterboards.ca.gov/sandiego/board_info/agendas/.

Reasonable time limits may be set for oral statements. The hearing facilities will be accessible to persons with disabilities. The meeting notice and agenda for this meeting will provide contact information for persons requesting special accommodations.

The procedures governing San Diego Water Board meetings may be found in the California Code of Regulations title 23, section 647, *et seq.* and are available upon request.

Contact for Further Information

Please contact Mr. Keith Yaeger at (619) 521-5899, or by email at Keith.Yaeger@waterboards.ca.gov for information regarding the Tentative Order. Please bring the foregoing to the attention of any person known to you who would be interested in these matters.

Date of Notice: March 19, 2021