

California Regional Water Quality Control Board, San Diego Region

NOTICE OF PUBLIC HEARING

In the Matter of San Diego Bay Shipyard Sediment Site

CONSIDERATION OF TENTATIVE ORDER NO. R9-2013-0093

WASTE DISCHARGE REQUIREMENTS FOR THE SAN DIEGO SHIPYARD SEDIMENT REMEDIATION PROJECT SAN DIEGO BAY SAN DIEGO CALIFORNIA

The California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) is scheduled to hold a public hearing to consider adoption of Tentative Order No. R9-2013-0093 establishing waste discharge requirements to implement dredging and filling activities necessary to comply with the requirements of Cleanup and Abatement Order (CAO) No. R9 2012-0024 for the Shipyard Sediment Site. The San Diego Bay Shipyard Sediment Site is located on the eastern shore of central San Diego Bay just to the south of the Coronado Bay Bridge and within the leaseholds of National Steel and Shipbuilding Company (NASSCO) and BAE Systems San Diego Ship Repair, Inc. (BAE Systems).

A public hearing on the Tentative Order will be held during the San Diego Water Board meeting scheduled for **July 10, 2013** in the **Board Room, San Diego Water Board, 9174 Sky Park Court, Suite 100, San Diego, California**. The item will be heard during a meeting that starts at 9:00 A.M. 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 http://www.waterboards.ca.gov/sandiego/board_info/agendas/.

The designated parties for this hearing are as follows:

- BAE Systems San Diego Ship Repair, Inc.
- National Steel and Shipbuilding Company
- San Diego Unified Port District
- United States Navy
- San Diego Bay Environmental Restoration Fund North
- San Diego Bay Environmental Restoration Fund South

Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to

cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. All other persons wishing to testify or provide comments are interested persons and not designated parties.

Campbell Industries, the City of San Diego, San Diego Gas and Electric, San Diego Port Tenants Association, Environmental Health Coalition and San Diego Coastkeeper were formerly designated parties in the CAO proceedings for the Shipyard Sediment Site. These parties and any other interested persons may request status as a designated party for purposes of this hearing by submitting such request in writing to the San Diego Water Board no later than **5:00 p.m. on June 7, 2013**. The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge or how that person's interest will not be represented adequately by other designated parties.

The Tentative Order will be issued on or about May 24, 2013. Persons wishing to comment on these noticed hearing items shall submit testimony, if any, evidence, if any, and/or comments, in writing to the San Diego Water Board no later than **5:00 p.m. on June 24, 2013**. Written evidence, testimony or comments submitted after **5:00 p.m. on June 24, 2013**, will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party.

All designated parties and interested persons may speak at the San Diego Water Board meeting and are expected to orally summarize their written comments. **No new issues not raised in timely submitted written testimony, evidence or comments will be permitted.** Oral testimony and cross examination will be limited in time by the Board Chair.

Timely written materials must be sent to the San Diego Water Board's office at 9174 Sky Park Court, Suite 100, San Diego, CA 92123, FAX: (858) 571-6972 or e-mailed to the attention of Eric Becker at Eric.Becker@waterboards.ca.gov. Please indicate in the subject line of all written comments "Comment - Tentative Order No. R9-2013-0093, Place ID: 794466. The early submission of written comments on the Tentative Order is encouraged.

The procedures governing San Diego Water Board meetings may be found at Title 23, California Code of Regulations, section 647, et seq. and are available upon request. Information related to this matter, including the Tentative Order, may be reviewed at the San Diego Water Board's office or on the San Diego Water Board's web page at <http://www.waterboards.ca.gov/sandiego/>. 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.

Please contact Eric Becker at Eric.Becker@waterboards.ca.gov or (858) 492-1785 for questions or comments regarding this hearing notice.

Please bring the foregoing to the attention of any person known to you who would be interested in this matter.

May 24, 2013

original signed by

DAVID W. GIBSON, Executive Office