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JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Santa Ana Regional Water Quality Control Board

TO: PARTY AND INTERESTED PERSONS

FROM: /s/
William Ruh, Chair
SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD

DATE: July 22, 2020

SUBJECT: ORDER OF PROCEEDINGS FOR THE PUBLIC HEARING ON THE TENTATIVE POSEIDON RESOURCES L.L.C. HUNTINGTON BEACH DESALINATION FACILITY, ORDER R8-2020-0005

On July 30-31, 2020 and, if needed, August 7, 2020, the Santa Ana Regional Water Quality Control Board (Santa Ana Water Board) will conduct a public hearing on the tentative National Pollutant Discharge Elimination System (NPDES) Permit for Poseidon Resources (Surfside) L.L.C.'s proposed Huntington Beach Desalination Facility (Facility), NPDES No. CAS800403, Tentative Order R8-2020-0005 (Tentative Order).

The hearing will begin at ~~8:30~~ **9:00 a.m.** on July 30 and July 31 and, if needed, at 9 a.m. on August 7. The Santa Ana Water Board expects to close each day by 7 p.m.; however, this may be modified as needed to accommodate public comments.

The Santa Ana Water Board circulated the Tentative Order for public comment on November 22, 2019. The written public comment period closed on January 21, 2020 and the Board received over 200 unique written comments including a set of strikeout/insertion suggestions by the applicant. The Board also received oral comments and provided comments and direction to staff at workshops for the Tentative Order on December 6, 2019 and May 15, 2020. The Tentative Order was revised to address comments from the public and the Board and was published on June 30, 2020.

During the upcoming hearing, Santa Ana Water Board staff will provide an overview of the Tentative Order. The Discharger and the public will have the opportunity to orally address the Board on the Tentative Order as provided in the Notice of Opportunity for Public Comment and Notice of Public Hearing dated June 26, 2020, (hereafter, the "Notice"). No new written materials may be submitted on the Tentative Order. Parties and the public should present all oral comments and evidence during the hearing that

WILLIAM RUH, CHAIR | HOPE SMYTHE, EXECUTIVE OFFICER

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they would like the Santa Ana Water Board to consider. If any person uses a Power Point presentation, a copy will be included in the record. Parties and members of the public with similar concerns or opinions are encouraged to choose one representative to speak and are encouraged to coordinate their presentations with each other. Repetitive comments are discouraged. The Santa Ana Water Board will have the opportunity to question the Discharger and any person providing comments. At the conclusion of the oral comments, the Santa Ana Water Board will close the public comment period.

Once oral comments are completed, Santa Ana Water Board staff will provide the Board with oral responses to significant comments that were not already addressed in the Response to Comment documents, as well as any recommended changes to the Tentative Order to address certain comments. The Santa Ana Water Board will then have an opportunity to ask questions of Board staff and then deliberate.

Pursuant to Notice of Public Hearing, the Santa Ana Water Board received two timely requests requesting extra time to present their oral comments at the hearing. After consideration of these requests, taking into account the complexity and number of issues under consideration, the extent to which the parties have coordinated, the number of parties and members of the public, the extent to which the parties have identified unique interests, and the time available for the hearing, the following Order of Proceedings, including time allocated to each party and members of the public, will be employed at the hearing on July 30-31, 2020, unless the Santa Ana Water Board makes a modification for cause. Parties to this proceeding are hereby advised that their allocated time includes any opening statement, main presentation, rebuttal and/or cross-examination, and closing statement. Questions from the Santa Ana Water Board and the time to answer them will not be charged against the parties' allocated time.

Oral comments from members of the public are limited to 2 minutes each. However, the Board may reduce the time for each member of the public to comment depending on the number of persons wishing to be heard and the available time for the hearing. Note that the Santa Ana Water Board expects to hear all oral comments from the public on July 30 and 31, 2020. Spanish interpretation services will be provided for the hearing. Persons who use an interpreter to provide their comments, will be afforded 4 minutes.

Please note that lunch breaks (30-45 minutes) and 15-minute breaks will be scheduled throughout the proceedings.

ORDER OF PROCEEDINGS

1	Opening statement by Chair	Approximately 15 minutes
2	Santa Ana Water Board staff presentation	Approximately 1 hour
3	California Coastal Commission staff	10 minutes
4	Discharger Coordinated Presentation	40 minutes
5	Environmental Coalition Coordinated Presentation	40 minutes

6	Current Elected Officials	2 minutes/each maximum
7	Azul	15 minutes
8	Public/Interested Persons	2 minutes/each maximum
9	Discharger	10 minutes
Close of Oral Public Comment		
10	Santa Ana Water Board Staff Response to Comments	Unlimited
11	Santa Ana Water Board Questions and Deliberations	Unlimited