

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SANTA ANA REGION
NOTICE OF FILING AND RECIRCULATION, NOTICE OF PUBLIC HEARING, AND NOTICE
OF OPPORTUNITY TO COMMENT**

Basin Plan Amendments to Incorporate Total Maximum Daily Loads (TMDLs) for Copper (Cu)
and Non-TMDL Action Plans for other Metals in Newport Bay

Notice is hereby given that the California Regional Water Quality Control Board, Santa Ana Region (Regional Board) has filed and is recirculating proposed Basin Plan Amendments, a draft Substitute Environmental Document (SED) and a Supplemental Staff Report, and will consider adoption of the proposed amendments to the Water Quality Control Plan for the Santa Ana River Basin (Basin Plan) to incorporate Total Maximum Daily Loads (TMDLs) for Copper (Cu) and Non-TMDL Action Plans for zinc, mercury, arsenic and chromium in Newport Bay, Orange County, California. Implementation strategies to address copper, zinc, mercury, arsenic and chromium are included in the amendments. If approved by the Regional Board, State Water Resources Control Board, the Office of Administrative Law, and U.S. Environmental Protection Agency (USEPA), the Copper TMDLs and Non-TMDL Action Plans will supplant TMDLs promulgated in 2002 by USEPA for metals in Newport Bay and San Diego Creek, the major tributary to the Bay. Implementation strategies to address copper, zinc, mercury, arsenic and chromium are included in the amendments.

Action on the proposed amendments will be taken in accordance with a regulatory program exemption under section 21080.5 of the Public Resources Code from the requirement to prepare an environmental impact report under the California Environmental Quality Act (Public Resources Code Section 21000 *et seq.*), and in accordance with other applicable laws and regulations.

The Regional Board will hold a public hearing to consider the approval of the SED and the adoption of the proposed amendments. The Regional Board may consider changes to the amendments consistent with their general purpose at the hearing. The public hearing will be held at the regularly scheduled Regional Board Meeting as follows:

DATE: October 19, 2018
TIME: 9:00 a.m.
LOCATION: Orange County Sanitation District
10844 Ellis Avenue
Fountain Valley, CA

The proposed revised Basin Plan amendments, Supplemental Staff Report, and the draft revised SED (which includes the Environmental Checklist) will be available on July 10, 2018 on the Regional Board website at http://www.waterboards.ca.gov/santaana/water_issues/programs/tmdl/tmdl_metals.shtml or by request to Regional Board staff at (951) 782-4130. These documents may also be reviewed at the Regional Board office located at 3737 Main Street, Suite 500, Riverside, California, by appointment scheduled between 9:00 a.m. and 3:00 p.m. Monday through Friday. Appointments may be scheduled by calling the office at (951) 782-4130.

Public participation is an important part of this process. Written comments on the proposed revised amendments and the revised draft SED must be received no later than **9:00 a.m. on August 24, 2018.** Board staff will prepare written responses to comments received by this

deadline. Written comments should be submitted electronically to Linda Candelaria, PhD at RB8.CuTMDL@Waterboards.ca.gov, or by mail or hand-delivery to the following:

Linda Candelaria, PhD
Santa Ana Regional Water Quality Control Board
3737 Main Street, Suite 500
Riverside, CA 92501-3348

NOTE: The Regional Board circulated the draft SED and proposed Basin Plan Amendment for comment on August 30, 2016, and received comments on those drafts by October 17, 2016. Comments received during the previous comment period will be responded to and should not be resubmitted. Please limit new comments to the revised portions of the draft documents and to issues that were not raised during the initial comment period. Responses to written comments received by the deadline will be posted on the Regional Board website prior to the scheduled hearing.

The Regional Board will accept oral comments at the hearing on October 19, 2018. The Regional Board may impose time limits on oral presentations at the hearing. Persons with similar views are encouraged to make joint presentations. To the extent possible, please provide written summaries of oral comments and/or presentations.

Please direct any questions regarding this notice to Linda Candelaria, PhD at RB8.CuTMDL@Waterboards.ca.gov or (951) 782-4991.

Any person who is disabled and requires special accommodation to participate in the Regional Board hearing should contact Felipa Carrillo at (951) 782-3285 no later than October 12, 2018. We request that those in attendance at the meetings refrain from the use of perfumes, colognes or other fragrances to accommodate those with allergy sensitivities.

Date: July 10, 2018

Hope A. Smythe
Executive Officer