

## State Water Resources Control Board

# **REVISED – DATE OF PUBLIC MEETING NOTICE OF OPPORTUNITY TO COMMENT NOTICE OF PUBLIC MEETING AND CONSIDERATION OF ADOPTION**

## **PROPOSED DRAFT RESOLUTION TO DELEGATE AUTHORITY TO THE EXECUTIVE DIRECTOR OF THE STATE WATER RESOURCES CONTROL BOARD TO APPROVE MITIGATION MEASURES PURSUANT TO THE WATER QUALITY CONTROL POLICY ON THE USE OF COASTAL AND ESTUARINE WATERS FOR POWER PLANT COOLING**

**NOTICE IS HEREBY GIVEN THAT** the State Water Resources Control Board (State Water Board) will hold a public meeting to accept comments on a proposed draft resolution to delegate authority to the Executive Director of the State Water Board to approve, on a case-by-case basis, the measures that owners or operators of existing power plants that use cooling water intake structures shall undertake to comply with requirements for interim mitigation. The State Water Board will consider adoption of the proposed draft resolution at the meeting that will be held at:

**August 4<sup>18</sup>, 2015 – 9:00 a.m.**

Joe Serna Jr.-CalEPA Headquarters Building  
Coastal Hearing Room  
1001 I Street, 2nd Floor  
Sacramento, CA 95814

### **DOCUMENT AVAILABILITY**

The proposed draft resolution and all related documents are available to view or download on the State Water Board's Web site at:

[http://www.waterboards.ca.gov/water\\_issues/programs/ocean/cwa316/](http://www.waterboards.ca.gov/water_issues/programs/ocean/cwa316/).

You may request a paper copy by contacting Rachael Tadlock at (916) 341-5568 or [Rachael.Tadlock@waterboards.ca.gov](mailto:Rachael.Tadlock@waterboards.ca.gov)

### **SUBMISSION OF WRITTEN COMMENTS**

The State Water Board will accept public comments on the proposed draft mitigation fee delegation resolution. Written comments must be received by **12:00 noon on July 13, 2015** and addressed to:

Jeanine Townsend, Clerk to the Board  
State Water Resources Control Board  
1001 I Street, 24th Floor  
Sacramento, CA 95814

Comment letters may be submitted electronically, in pdf text format (if less than 15 megabytes in total size), to the Clerk to the Board via e-mail at [commentletters@waterboards.ca.gov](mailto:commentletters@waterboards.ca.gov). If the file is greater than 15 megabytes in total size, then the comment letter may be submitted by fax at (916) 341-5620. Please indicate the subject line: **“Comment Letter – Once-Through Cooling Policy Mitigation Fee Delegation Resolution.”**

Couriers delivering hard copies of comment letters must check in with lobby security personnel, who can contact Jeanine Townsend at (916) 341-5600.

## **BACKGROUND**

On May 4, 2010, the State Water Board adopted the Water Quality Control Policy on the Use of Coastal and Estuarine Waters for Power Plant Cooling (Policy), known as the Once-Through Cooling (OTC) Policy, as [Resolution No. 2010-0020](#). This Policy established technology-based standards to implement federal Clean Water Act section 316(b), which requires that the location, design, construction, and capacity of cooling intake structures reflect the best technology available for minimizing adverse environmental impact. The Policy applies to 13 existing power plants, including two nuclear plants, located along the California coast and is implemented through National Pollutant Discharge Elimination System (NPDES) permits.

Per Section 2.C(3) of the Policy, interim mitigation is required beginning on October 1, 2015 and continues until each facility meets its Policy compliance deadline. Several options for demonstrating compliance are presented in the Policy, and the majority of owners or operators have opted to provide funding to the California Coastal Conservancy, which will work with the California Ocean Protection Council, to fund appropriate mitigation projects. However, since all three options for compliance could include components that would vary by facility, State Water Board staff proposes that authority be delegated to the Executive Director of the State Water Board to approve, on a case-by-case basis, the mitigation measures that owners or operators shall undertake to comply with requirements of interim mitigation.

## **PROCEDURAL MATTERS**

Participants are encouraged to submit written comments prior to the meeting, in accordance with the deadline specified above. At the meeting, participants will be given an opportunity to summarize and supplement their written materials with oral presentations.

To ensure a productive and efficient meeting in which all participants have an opportunity to participate, oral presentations may be time-limited. For other presentation recommendations, go to: [http://www.waterboards.ca.gov/board\\_info/meetings/board\\_presentations.shtml](http://www.waterboards.ca.gov/board_info/meetings/board_presentations.shtml).

Questions concerning the meeting may also be directed to Dr. Kimberly Tenggardjaja at (916) 341-5473 ([Kimberly.tenggardjaja@waterboards.ca.gov](mailto:Kimberly.tenggardjaja@waterboards.ca.gov)).

## **PARKING AND ACCESSIBILITY**

For directions to the Joe Serna Jr. (CalEPA) Building and public parking information, please refer to the map on the State Water Board Web site: <http://www.calepa.ca.gov/EPAbldg/location.htm>.

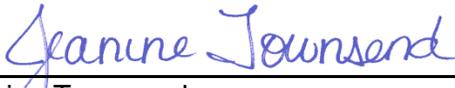
The CalEPA Building is accessible to persons with disabilities. Individuals requiring special accommodations are requested to call (916) 341-5880 at least five working days prior to the meeting TDD users may contact the California Relay Service at (800) 735-2929 or voice line at (800) 735-2922. An audio broadcast of the meeting will be available via the internet and can be accessed at: <http://www.calepa.ca.gov/broadcast/>.

All visitors to the CalEPA Building are required to sign in and obtain a badge at the Visitor Services Center located just inside the main entrance (10th Street entrance). Valid picture identification may be required. Please allow up to 15 minutes for receiving security clearance.

**ADDITIONAL INFORMATION**

Please direct questions about this notice to Dr. Kimberly Tenggardjaja at (916) 341-5473 ([Kimberly.tenggardjaja@waterboards.ca.gov](mailto:Kimberly.tenggardjaja@waterboards.ca.gov)) or Ms. Marleigh Wood, Senior Staff Counsel, at (916) 341-5169 ([Marleigh.Wood@waterboards.ca.gov](mailto:Marleigh.Wood@waterboards.ca.gov)).

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Date      July 31, 2015

  
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Jeanine Townsend  
Clerk to the Board