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State Water Resources Control Board

## NOTICE OF PUBLIC ADOPTION HEARING AND OPPORTUNITY FOR COMMENT

### PROPOSED AMENDMENT TO THE WATER QUALITY CONTROL POLICY ON THE USE OF COASTAL AND ESTUARINE WATERS FOR POWER PLANT COOLING – ENCINA POWER STATION

**NOTICE IS HEREBY GIVEN** that the State Water Resources Control Board (State Water Board) will hold a public hearing to receive public comment on a proposed amendment to the Water Quality Control Policy on the Use of Coastal and Estuarine Waters for Power Plant Cooling (Policy). The State Water Board is proposing to amend the Policy to extend the final compliance date for Encina Power Station from December 31, 2017 to December 31, 2018 to maintain grid reliability. The State Water Board will consider adoption of the proposed amendments following the hearing that will be held at:

**Tuesday August 15, 2017 - 9:00 a.m.**  
Joe Serna Jr.-CalEPA Headquarters Bldg.  
Coastal Hearing Room  
1001 I Street, Second Floor  
Sacramento, CA 95814

#### DOCUMENT AVAILABILITY

The proposed amendment and 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 Michelle Sinclair: (916) 341-5568 or via email at [Michelle.Sinclair@waterboards.ca.gov](mailto:Michelle.Sinclair@waterboards.ca.gov).

Additional information on the hearing in Sacramento can be found at the State Water Board's website at: [http://www.waterboards.ca.gov/board\\_info/calendar/](http://www.waterboards.ca.gov/board_info/calendar/).

#### SUBMISSION OF WRITTEN COMMENTS

State Water Board will accept public comments on the proposed amendment shown in red strike-out or blue double underline. Written comments must be received no later than **12:00 noon on Friday, July 7, 2017** and addressed to:

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

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

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 in the subject line: **“Comment Letter—Once-Through Cooling Policy Amendment”**

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

## **BACKGROUND**

The State Water Board adopted the Policy on May 4, 2010 as [Resolution No. 2010-0020](#) establishing 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 adopted in 2010 established compliance dates for power plants on a schedule compatible with orderly retirement and replacement of capacity using then-current electricity planning and procurement processes. The closure of San Onofre Nuclear Generation Station in January 2012 and the decision by Southern California Edison to retire it in June 2013 was not anticipated when the State Water Board set the compliance schedule for several thousand megawatts of power facilities to satisfy state and federal statutes.

Consequently, the California Energy Commission, California Public Utility Commission, and California Independent System Operator worked on reliability studies for the Southern California area, and developed the Encina Power Station 2018 Reliability Report. The report was presented and approved by the Statewide Advisory Committee on Cooling Water Intake Structures (SACCWIS). This committee advises the State Water Board on the implementation of the adopted Policy to ensure that implementation plans and schedules established by the Policy are realistic and will not cause disruption to the State’s electrical power supply. SACCWIS recommended an extension of the final compliance schedule in the Policy for the Encina Power Station generating facility Units 2-5 from December 31, 2017 to December 31, 2018.

## **PROCEDURAL MATTERS**

Participants are encouraged to submit written comments prior to the hearing, in accordance with the deadline specified above. At the hearing, participants will be given an opportunity to summarize and supplement their written materials with oral presentations. To ensure a productive and efficient hearing in which all participants have an opportunity to participate, oral presentations may be time-limited.

Questions concerning the hearing may also be directed to Michael Gjerde at (916) 341-5283 or via email at [Michael.Gjerde@waterboards.ca.gov](mailto:Michael.Gjerde@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 website:

<http://www.calepa.ca.gov/headquarters-sacramento/location/>.

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 hearing will be available via the internet and can be accessed at: <https://video.calepa.ca.gov/>.

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 (10<sup>th</sup> Street entrance). Valid picture identification may be required. Please allow up to 15 minutes for receiving security clearance.

**FUTURE NOTICE**

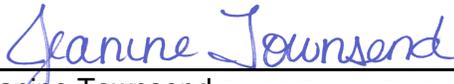
The State Water Board public hearing will be at the time and places noted above. Any change in the date, time, and place of the public hearing will be noticed on the email subscription list. To sign in for an email subscription list, access the Email List Subscription Form at the web address listed below, at the "Water Quality" tab, by checking the box for "Ocean Issues – Once-Through Cooling":

[http://www.waterboards.ca.gov/resources/email\\_subscriptions/swrcb\\_subscribe.shtml](http://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml).

**ADDITIONAL INFORMATION**

Please direct questions about this notice to Michael Gjerde at (916) 341-5283 or via email at [Michael.Gjerde@waterboards.ca.gov](mailto:Michael.Gjerde@waterboards.ca.gov).

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Date                    May 23, 2017

  
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Jeanine Townsend  
Clerk to the Board