

STATE WATER RESOURCES CONTROL BOARD  
LOWER KLAMATH PROJECT LICENSE SURRENDER

**CERTIFIED COPY**

PUBLIC HEARING

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

BYRON SHER AUDITORIUM

1001 I STREET

SACRAMENTO, CALIFORNIA

FRIDAY, JANUARY 20, 2017

10:05 A.M.

KATHRYN S. SWANK, CSR, RPR, NO. 13061

1 APPEARANCES

2  
3 CAL/EPA STAFF:

4 Parker Thaler

5 Erin Ragazzi

6  
7 PUBLIC SPEAKERS:

8 William Glover

9 Allie Hostler

10 Brian Johnson

11 Jonathan McClellan

12 Edward Nute

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1 PROCEEDINGS

2 MS. REGAZZI: Good morning. And welcome to the  
3 second of three scoping meetings that the State Water  
4 Board is holding for the Lower Klamath Project in order  
5 to form the development of an environmental document for  
6 the application the State Water Board has before it for  
7 water quality certification.

8 I'm Erin Regazzi with the State Water Resources  
9 Control Board. I work in the Division of Water Rights,  
10 and I'm joined here today by some other state water  
11 board folks -- Parker Thayer works in the Water Quality  
12 Certification Program. He's going to be providing a  
13 presentation a little bit later today.

14 I'm also joined today by Alan Luca. He's going  
15 to be manning the computer because this is being  
16 broadcast today, so folks are able to listen in and hear  
17 the presentation, and if folks want to, they can also  
18 e-mail us their comments or questions. We'll be taking  
19 some procedural questions.

20 And then Marianna Aue is also with the State  
21 Water Board. She's in the Office of Chief Counsel.

22 And everyone should have signed in downstairs.  
23 If you didn't sign in downstairs, please be sure to  
24 sign, and in the back of the room, just so we know how  
25 many folks came today.

1           We're also joined today by our consultant, Maia  
2 Singer and Lauren McClure. They are both with  
3 Stillwater Sciences.

4           And our court reporter today is Kathy Swank.  
5 So Kathy is going to be transcribing the meeting so that  
6 we have a record of it. So that transcript will be  
7 posted to the Web once we get it back, following the  
8 meeting.

9           A little bit about general logistics here at  
10 the Cal/EPA building. So should there be an  
11 emergency -- alarms start flashing, that type of  
12 thing -- that means that we should gather our items and  
13 leave out the nearest exit door, go down the stairs, and  
14 we'll reconvene at Cesar Chavez Park. Hopefully it  
15 won't be raining at that time, if that were to occur.  
16 If you hang out with us, then you'll know when we get  
17 the "all clear" sign and we can all come back in and  
18 proceed with the meeting. Again, hopefully that does  
19 not happen.

20           If you need to use the facilities, restroom,  
21 out the door and to your left and then to your right;  
22 you can get to restroom facilities.

23           And everyone should be -- have a handout.  
24 There's a scoping meeting information sheet in the back  
25 of the room for folks that want to grab one. It has

1 some very general information. The key things I want to  
2 point out on it is, it has the Web page for the Lower  
3 Klamath Project. So if you want additional information  
4 after you leave here today, you can get that on the  
5 Lower Klamath Web page. The presentation is posted  
6 there.

7 Additionally, it says how to sign up for our  
8 e-mail subscription list. So if you want to receive  
9 e-mails, notifying you about things related to the Lower  
10 Klamath Project, follow the instructions there.

11 And then on the back, there's a nice map of the  
12 Lower Klamath Project area.

13 So this meeting is being broadcast today. So  
14 it is important to make sure everybody speaks into the  
15 microphones so that folks that are online can hear us.  
16 A little procedurally, we're going to have folks step up  
17 to that microphone right over there if they want to make  
18 any public comments later today.

19 And the purpose of today's meeting is really to  
20 provide information, but, more importantly, to solicit  
21 input and comments from folks about the water quality --  
22 the environmental document we're preparing for the water  
23 quality certification related to the Lower Klamath  
24 Project.

25 And with that, I'm going to get into a couple

1 quick updates. So originally, the Yreka scoping meeting  
2 was scheduled to take place on January 10th.  
3 Unfortunately, we had to cancel it due to bad weather.  
4 But we were fortunate to be able to reschedule it for  
5 January 26th. So if you know folks in that area, and  
6 they are interested in the project, please be sure to  
7 pass on the information that we're having: The Yreka  
8 scoping meeting next Thursday, January 26th, at the  
9 Miner's Inn from 5:00 to 7:00 p.m. We did update the  
10 Notice of Preparation with that location change and date  
11 change, and that's also posted on the Lower Klamath  
12 Project Web page.

13 So a little bit about what we're going to be  
14 doing here today. Going to go through a little bit of  
15 the logistics and ground rules. Parker is going to  
16 provide a presentation that provides some background  
17 about the Lower Klamath Project. Then we'll have an  
18 opportunity for any procedural questions, but, like I  
19 said, we're really here to solicit comments, so we're  
20 going to open it up for public comments at that point in  
21 time. And then the meeting is scheduled to conclude by  
22 noon.

23 So hopefully folks have signed in, in the back  
24 of the room. If you wish to speak, please fill out a  
25 speaker card. That lets us know how many folks do want

1 to speak today. At any point in time you decide you  
2 want to speak, go grab a speaker card, fill it out, and  
3 then you can hand it to Lauren or any of us up here.

4 And so that Kathy can accurately get your name,  
5 please, when you come up, state your name, first and  
6 last name, and spell your first and last name for her,  
7 so she can get it in the record properly.

8 I will do my best to pronounce folks' names  
9 properly as well.

10 So at this time, I'm going to ask that  
11 everybody silence their electronic devices. So if you  
12 have got those, take them out, do a quick scan, make  
13 sure they are in the off position.

14 Some other general ground rules: We want to  
15 make sure that we respect all speakers and all points of  
16 views. Only one person speaks at a time. That's really  
17 important in any meeting, but especially important in  
18 this meeting because it's being broadcast, and we want  
19 to make sure that folks that are listening online get to  
20 hear what folks have to say.

21 I'm going to ask that folks hold any questions  
22 or comments until the end of the presentation. And  
23 again, we'll have that brief opportunity for any  
24 procedural questions, and then we'll really be getting  
25 into the comment period.



1 I think we'll have plenty of time for  
2 commenters today, given the number of folks we have here  
3 today, but when we have a lot of folks, we do have to  
4 limit comment time. So I anticipate we won't have to do  
5 that in this case today.

6 Written comments are an alternative to  
7 providing oral comments, so if you want to provide  
8 additional comments after you leave here today, or if  
9 folks didn't get enough time to provide their comments  
10 today, they are welcome to send them in.

11 And with that, I'm going to turn it over to  
12 Parker so that he can provide a presentation and more  
13 context to why we're here today.

14 MR. THAYER: Thanks, Erin.

15 So as Erin said, my name is Parker Thayer, and  
16 I'm the lead technical staff assigned to the Lower  
17 Klamath Project Water Quality Certification Application.

18 We're here today because the Klamath River  
19 Renewal Corporation, or KRRC, submitted a water quality  
20 certification application for the Lower Klamath Project.  
21 The State Water Board conditions hydroelectric projects  
22 via water quality certifications to ensure their  
23 protection of state waters.

24 The California Environmental Quality Act, or  
25 CEQA, requires an Environmental Impact Report to inform

1 the State Water Board and the public about the project's  
2 significant environmental effects and ways to reduce  
3 those impacts.

4 So today, I will be providing an overview of  
5 the Lower Klamath Project Dam Development; background on  
6 the Lower Klamath Project progress through the Federal  
7 Energy Regulatory Commission, or FERC, relicensing  
8 process; and a description about the link from the Lower  
9 Klamath Project to the Klamath Hydroelectric Project; as  
10 well as an overview of the CEQA process; and a  
11 discussion of our Notice of Preparation that was filed  
12 on December 22nd of 2016.

13 So shown in this slide is a map illustrating  
14 the general locations of the Lower Klamath Project dam  
15 development. For the purpose of easy viewing, I've put  
16 blue dots on top of the Lower Klamath Project dam  
17 development and a red line to delineate the border  
18 between California and Oregon. Other than that, this is  
19 the same figure that's located on the front page of the  
20 Notice of Preparation, and on the back page of the fact  
21 sheet, which is located at the back of the room.

22 The Lower Klamath Project is located along the  
23 Klamath River in Siskiyou County, California, and in  
24 Klamath County, Oregon. The Lower Klamath Project  
25 facilities include J.C. Boyle, Copco Number 1, Copco

1 Number 2, and Iron Gate Dam developments. J.C. Boyle is  
2 located approximately 16 miles north of the  
3 California/Oregon border and a subject of the state of  
4 Oregon's water quality certification process, which is a  
5 separate action than what we are discussing today.

6 The Lower Klamath Project Dam development are  
7 currently part of PacifiCorp's Klamath hydroelectric  
8 project, and those facilities are also included on this  
9 figure, and, from upstream to downstream, include East  
10 Side and West Side, which are located adjacent to Link  
11 River Dam on upper Klamath Lake; Keno and J.C. Boyle,  
12 which are both Oregon-based facilities; Copco Number 1,  
13 Copco Number 2, and Iron Gate, which are  
14 California-based facilities along the main stem of  
15 Klamath River; and Fall Creek, which is located on Fall  
16 Creek Tributary to the Klamath River. You can see them  
17 bold and underlined. I depicted the Lower Klamath Dam  
18 developments in relation to the Klamath Hydroelectric  
19 Project facilities. And off to the right of each name  
20 there is an abbreviation for the state that that  
21 facility is located in.

22 So now that I've provided a general description  
23 of the project's locations, I wanted to provide some  
24 background information on the Lower Klamath Project and  
25 its link to the Klamath Hydroelectric Project.

1           And that begins in 1956, when the Federal  
2 Energy Regulatory Commission, or FERC, issued the  
3 original license for the construction and operation of  
4 the Lower Klamath Project. And for context, FERC is the  
5 federal agency that issues orders to hydroelectric  
6 projects for the construction, operation, and  
7 decommissioning of those facilities. FERC's orders are  
8 often issued with conditions or measures that project  
9 operators must implement in order to protect public and  
10 environmental resources.

11           The 1956 FERC license order was issued on a  
12 50-year term that expired in 2006. And because the FERC  
13 license expired, the Klamath Hydroelectric Project is  
14 required to obtain a new license from FERC, and that  
15 license requires a water quality certification, as well  
16 as other various state and federal authorizations.

17           So in 2004, the then and current owner of the  
18 Klamath Hydroelectric Project, PacifiCorp, and  
19 associated Lower Klamath Dam developments applied to  
20 renew the FERC license, and shortly after, in 2006,  
21 submitted a water quality certification application for  
22 continued operations of the Klamath Hydroelectric  
23 Project.

24           In 2007, FERC completed its National  
25 Environmental Policy Act compliance by issuance of a

1 Final Environmental Impact Statement that analyzed  
2 PacifiCorp's proposed project and continued operations  
3 as well as various alternatives.

4 So following FERC's issuance of its Final  
5 Environmental Impact Statement, some Klamath  
6 Hydroelectric parties began discussions for a settlement  
7 agreement that resulted in the formation of the Klamath  
8 Hydroelectric Settlement Agreement in February of 2010.  
9 The Klamath Hydroelectric Settlement Agreement created a  
10 pathway for dam removal of J.C. Boyle, Copco Number 2,  
11 Copco Number 1, and Iron Gate, via federal authorization  
12 that would have removed these facilities from the FERC  
13 process.

14 And in September of 2012, the Klamath  
15 Hydroelectric Settlement agreement and its companion  
16 agreement, known as the Klamath Basin Restoration  
17 Agreement, resulted in the final Klamath facilities  
18 removal, Environmental Impact Statement, and  
19 Environmental Impact Report.

20 Now, before I go any further, I would like to  
21 note here that the State Water Board is not a signatory  
22 to any of the settlement agreements and that the State  
23 Water Board maintains its independent authority to  
24 condition the Klamath Hydroelectric Project and the  
25 Lower Klamath Project for the protection of water

1 quality.

2 And in light of the substantial new information  
3 developed since the 2008 Notice of Preparation that the  
4 State Water had released to begin its CEQA process, in  
5 2015, the State Water board reinitiated the CEQA process  
6 to analyze PacifiCorp's planned hydroelectric project by  
7 releasing a Notice of Preparation and hosting public  
8 scoping meetings.

9 Shortly thereafter, on April 6th of 2016, the  
10 Klamath Hydroelectric Settlement Agreement was amended  
11 to remove provisions requiring federal authorization  
12 and, instead, pursue dam removal through the FERC  
13 process.

14 Following the amendment of the KHSA, and at the  
15 request of PacifiCorp, on June 16th of 2016, the Federal  
16 Energy Regulatory Commission placed the Klamath  
17 Hydroelectric Project relicensing process on hold, or in  
18 abeyance.

19 And shortly after, PacifiCorp withdrew its  
20 water quality certification application from the State  
21 Water Board, thereby ending its water quality  
22 certification process for CEQA process for relicensing  
23 of the Klamath Hydroelectric Project.

24 Following the withdrawal of PacifiCorp's  
25 application, several things happened on

1 September 23rd of 2016: The first being, the new  
2 entity, a 501(c)(3) known as the Klamath River Renewal  
3 Corporation, or KRRC, jointly filed, with PacifiCorp,  
4 the license transfer application seeking to divide the  
5 Klamath Hydroelectric Project into two separate  
6 projects: The first being the Klamath Hydroelectric  
7 Project, which would be owned by PacifiCorp and  
8 consisted of East Side and West Side, Keno, and Fall  
9 Creek; while the second would be the Lower Klamath  
10 Project that would be owned by the Klamath River Renewal  
11 Corporation, and consisted of J.C. Boyle, Copco Number  
12 1, Copco Number 2, and Iron Gate Dam developments.

13 The Klamath Hydroelectric Project will maintain  
14 its FERC project number of 2082 while the Lower Klamath  
15 Project has received a new FERC number of 14803.

16 I would like to note that the transfer  
17 application is pending before FERC.

18 So in addition to the transfer application,  
19 also on September 23rd, 2016, the Klamath River Renewal  
20 Corporation filed with FERC a license surrender  
21 application seeking to decommission sufficient portions  
22 of the Lower Klamath Project to provide for additional  
23 fish passage and a free flowing Klamath River.

24 And also, on September 23rd of 2016, the  
25 Klamath River Renewal Corporation submitted a water

1 quality certification application to the State Water  
2 Board for its proposed project of decommissioning.

3 So the State Water Board is proceeding with  
4 processing the KRRC's water quality certification  
5 application. Before the State Water Board can issue a  
6 water quality certification or take an additional action  
7 on the project, it must first comply with CEQA, as CEQA  
8 is a requirement of state law.

9 Information developed in the CEQA process will  
10 be used to inform future actions of the State Water  
11 Board on this project. And today's scoping meeting is  
12 part of the Notice of Preparation public comment period  
13 that began on December 22nd of 2016 and will end at  
14 5:00 p.m. on February 1st, 2017.

15 So shown in the slide is an overview of the  
16 typical CEQA process in which the State Water Board is  
17 the leading agency and has determined an Environmental  
18 Impact Report is necessary.

19 Following that determination, the State Water  
20 Board issues a Notice of Preparation and conducts public  
21 scoping meetings. You can see on the slide, in cap  
22 locked and in underlined, I've noted this is a formal  
23 public comment period, and that comment period, again,  
24 began on November 22nd and will end on February 1st.

25 Following the close of that comment period, the



1 State Water Board will consider all comments received as  
2 well as existing environmental information and use that  
3 to prepare a Draft Environmental Impact Report.

4 The Draft Environmental Impact Report will  
5 include items like a detailed project description, as  
6 well as description of other alternatives, mitigation  
7 measures to reduce project impacts, and a discussion of  
8 environmental baseline.

9 After preparing the Draft Environmental Impact  
10 Report, the State Water Board will issue it for another  
11 formal public comment as shown on the slide -- sorry.  
12 There you go -- for a minimum of 30 days.

13 Similar to the Notice of Preparation public  
14 comment period, all comments received during the comment  
15 period will be considered and used to inform the  
16 development of the Final Environmental Impact Report.  
17 And following or concurrent with issuance of the Final  
18 Environmental Impact Report, the State Water Board will  
19 take an action on the KRRC's water quality certification  
20 application.

21 So our CEQA approach is to focus on the  
22 California portion of the Lower Klamath Project. We  
23 would like to use the FERC Environmental Impact  
24 Statement and Klamath Facilities Removal Environmental  
25 Impact Statement and Environmental Impact Report in

1 development of our CEQA document. And we would like --  
2 we also plan to use information gathered by CEQA  
3 commenters, the scientific community, settlement  
4 agreements, tribes, and other sources.

5 Our Notice of Preparation identified two  
6 project alternatives, those being the Klamath River  
7 Renewal Corporation's proposed project to decommission  
8 sufficient portions of the Lower Klamath project, to  
9 provide for additional fish passage and a free flowing  
10 Klamath River, as well as a no-project alternative. And  
11 we recognize that there's a range of actions and  
12 alternatives in between both of those. And part of this  
13 comment period is to hear from the public on which  
14 alternatives you believe should be considered.

15 So jumping to today's meeting, as said earlier,  
16 all public comments received by February 1st of 2017  
17 will be considered, and I consider all comments to be  
18 helpful. But there are a few key pieces of information  
19 that would be most helpful to us in our process, and  
20 I've listed those up here:

21 The first being the range of alternatives or  
22 specific alternatives the public feels should be  
23 included and analyzed in our CEQA document; any  
24 potential impacts that should be evaluated or mitigation  
25 measures; and of course any other items.

1 I would like to note that there was previous  
2 analysis done for the Klamath Hydroelectric Project, as  
3 discussed by FERC and the Klamath Facilities Removal  
4 CEQA document, and to the extent that that information  
5 exists, and if the public agrees or disagrees, it is  
6 beneficial for us to hear that.

7 We do understand that there will be  
8 environmental impacts associated with the KRRC's  
9 proposed project and other alternatives that we will be  
10 analyzing, including, but not limited to, items such as  
11 the large release of sediments from behind Copco and  
12 Iron Gate, groundwater table changes, and impacts to  
13 tribal cultural resources.

14 And if you are planning on commenting on any of  
15 those items, in our Notice of Preparation, there's an  
16 Attachment 1 that lists a summary of impacts that we  
17 anticipate, and I encourage everyone to look at that and  
18 let us know if there's any feedback that needs to be  
19 done.

20 So with that, please submit your comments by  
21 5:00 p.m. on February 1st of 2017 to the physical or  
22 e-mail address shown there. Also on the slide is a link  
23 to our Lower Klamath Project Web page, where we post  
24 updated information, like this PowerPoint, the Notice of  
25 Preparation, the water quality certification

1 application. So it's a good source to check out.

2 And I will be turning it over to Erin to take  
3 any questions related to processes and then move into  
4 public comments.

5 Thank you.

6 MS. REGAZZI: Are there any procedural  
7 questions about the Water Board's CEQA process?

8 Great.

9 We'll move directly into public comment.  
10 That's what we're here for.

11 Given, I have four comment cards, I'm just  
12 going to put a five-minute timer over there so folks are  
13 aware of how much time they are using. And I'm going to  
14 have folks walk up to that podium over there and speak  
15 into the microphone.

16 When you walk up there, be sure to push the  
17 button. It will turn green. That means that it's on  
18 and folks should be able to hear you if you get close  
19 enough.

20 So I'm going to read off a couple names, just  
21 so folks know what order they are in.

22 So I have Ed Nute, Jonathan McClellan, Brian  
23 Johnson, and W. Glover.

24 Is there -- if anybody else wants to provide  
25 any comments, speaker comments, please fill out a

1 speaker card and you can hand it off, up here.

2 So Ed, if you want to take the podium. And  
3 just to help folks out, there's a little thing up there  
4 that says please remember, state your name, first and  
5 last, and spell it for Kathy, because I'm sure she would  
6 really appreciate it.

7 MR. NUTE: Thank you. I'm Edward Nute. I live  
8 in Marin County. I'm a civil engineer and an interested  
9 citizen.

10 And I encourage the state board to move forward  
11 with the certification to remove the Iron Gate, Copco 1  
12 and 2, and J.C. Boyle Dams on the Klamath River, known  
13 as the Lower Klamath Project. And I strongly encourage  
14 the state board to move forward with the water quality  
15 certification.

16 For many years, I've been involved in  
17 restoration projects in Marin on the Lagunitas Creek,  
18 including removal of Roy's Dam and San Geronimo Valley.  
19 Lagunitas Creek is critically important to the passage  
20 of spawning endangered coho salmon on the Central  
21 California coast. It now has one of the largest coho  
22 runs on the Central California coast, although these  
23 rains are probably washing it all out.

24 I'm also aware, and have visited the highly  
25 successful dam removal up on the Elwha River in

1 Washington State; they now have restored the salmon runs  
2 far up into the Olympic Park.

3 The Klamath River is a major river in  
4 California on the West Coast. The four dams in the  
5 Lower Klamath Project are aging infrastructure. Their  
6 continued existence is untenable because of the adverse  
7 effects on downstream water quality and fisheries. They  
8 are anachronisms, and sooner or later, they will have to  
9 be removed. Otherwise, they will just continue to silt  
10 in and kill and weaken the downstream fishery. Further  
11 delay will just add silt that will have to be dealt  
12 with, when, eventually, they come down. And this should  
13 be quantified in the EIR.

14 Some scoping recommendations I have is, how  
15 much silt is being trapped each year behind these dams,  
16 and what's the impact of a delay on their removal?

17 What is the -- what improvement to the  
18 downstream fishery would result in the dam removal?

19 If the dams are gone, there could be a fly  
20 fishing potential for recreation use of that part of the  
21 river. There could also be some rafting recreation  
22 activities that ought to be quantified.

23 And in terms of power generation, it would be  
24 nice to quantify the amount of land that would be needed  
25 to replace the power that's generated with solar panels

1 or windmills.

2 Finally, as a personal note, my grandparents  
3 lived in Mount Shasta. My grandfather, Edward H. Kaupp,  
4 served on the board of supervisors for 12 years as well  
5 as on the Mount Shasta City Council, and he served on  
6 the Board of Trustees of Siskiyou Joint Union High  
7 School District for 21 years. He was a strong force in  
8 bringing high schools to rural communities of the  
9 county, including Happy Camp and Tulelake.

10 Edward Kaupp was a progressive thinker and took  
11 a keen interest in public works, particularly road  
12 improvements, which were sorely needed at the time, as  
13 well as public agent -- education.

14 I would hope that if he were alive today, he  
15 would have seen the benefits of dam removal; would  
16 greatly help the people of the Klamath by restoring the  
17 free flowing river and resulting in a healthy fishery  
18 and increased recreation opportunities. I would hate to  
19 think that 50 or a hundred years from now, these dams  
20 would still be in place as aging infrastructure, and  
21 still sickening and killing fish, degrading the  
22 downstream water quality. At some point, the dams will  
23 have to come out, and sooner better than later.

24 So thank you very much.

25 MS. REGAZZI: Thank you. If you want to leave

1 your written comment, I'm sure Kathy would appreciate  
2 them.

3 If you could state and spell your name, that  
4 would be great.

5 MR. McCLELLAND: My name is Jonathan  
6 McClelland, J-O-N-A-T-H-A-N, M-C-C-L-E-L-L-A-N-D.

7 And I'm a private citizen. I've been involved  
8 in what's going on in the Klamath since 2001, which was  
9 a couple of years before the FERC licensing process  
10 started, but it was apparent at that time, to pretty  
11 much anybody with any scientific information, that there  
12 was no feasible economic way to bring these four dams in  
13 the Lower Klamath Project into compliance for water  
14 quality and for fish passage.

15 There were numerous public groups that are  
16 frequently on opposite sides of the fence on anything  
17 that has to do with environmental concerns, that came  
18 together on this project, and worked out the Klamath  
19 Hydropower Settlement Agreement, and the Klamath -- the  
20 KBR, through a lot of years of work and just spreading  
21 the information to the affected communities as to how  
22 much of a benefit it would be if these dams came down.

23 The Klamath River was once the third largest  
24 salmon spawning river in the Western United States south  
25 of Alaska. And now all of the fish that spawn up the



1 Klamath River, aside from the ones that go into the  
2 Trinity, have -- are either endangered or threatened.  
3 So it's of utmost importance that the State Water  
4 Resources Control Board act as expediently as possible  
5 to move this process forward.

6 There was a good agreement in place, and it ran  
7 into a roadblock with the federal Congress. And I am  
8 thrilled that the Water Resources Control Board has  
9 provided another opportunity to move this process  
10 forward.

11 So thank you.

12 And I look forward to seeing those dams come  
13 down. I want to be able to fish for salmon in that  
14 river and eat them with my grandchildren. Time is  
15 running out.

16 MS. REGAZZI: Thank you.

17 So Brian Johnson and then W. Glover.

18 And then -- is there anybody else that wants to  
19 fill out a speaker card here today?

20 MR. JOHNSON: Hello. My name is Brian Johnson  
21 and I'm a California and Klamath director for Tribes  
22 Unlimited. We're a signatory to the KHSA and helping  
23 negotiate the original agreement and the amendments to  
24 the agreement. I will keep my remarks short.

25 We participated in the original scoping for the

1 relicensing project with FERC and the water quality  
2 certification, and through that process, and also  
3 through the NEPA and CEQA document, and we believe that  
4 the Water Board can and should use the CEQA document for  
5 this proceeding.

6 Our only other recommendation at this point,  
7 although we will submit written comments, is to continue  
8 to keep in mind the historic nature of this and the high  
9 priority that the State of California has put on this  
10 for close to 20 years now. And it's a priority in the  
11 State Water Action Plan. The Legislature has  
12 specifically called it out as something to move forward,  
13 and we would like to see a good timeline and being able  
14 to stick to it so that we can keep the project on track.

15 Thanks.

16 MS. REGAZZI: Thank you.

17 MR. GLOVER: Hi. My name is William Glover,  
18 G-L-O-V-E-R.

19 I want to remind you to include Native American  
20 stakeholders in whatever comes next. And there needs to  
21 be a viable alternative energy replacement for the lost  
22 hydro. It seems like it presents a good opportunity to  
23 expand salmon restoration, which is a good thing. And  
24 to remove these dams makes it possible for a possible --  
25 to maybe in the future, have a possible state law in

1 scenic river declared out of the Klamath -- Klamath  
2 Watershed area.

3 Thank you.

4 MS. REGAZZI: Thank you.

5 Allie Hostler. I apologize if I mispronounced  
6 your name.

7 MS. HOSTLER: Hi. My name is Allie Hostler.  
8 My name is spelled A-L-L-I-E H-O-S-T-L-E-R.

9 I am a member of the Hoopa Tribe, and I've been  
10 in front of the Water Board several times over the past  
11 several years. Most of the time, it had been to beg you  
12 guys not to continue to grant abeyances for PacifiCorp  
13 to continue to operate their polluting dams.

14 But today, I'm happy to say, I encourage the  
15 Water Board to move forward with water quality permit --  
16 with a water quality permit to decommission the four  
17 dams in question.

18 I believe you have done it before, in, like,  
19 2011. It was the right decision then and it's the right  
20 decision now. All the science, up until this point and  
21 even since 2011, has only proven that decommissioning  
22 the dams is of great benefit. And as the gentleman  
23 stated earlier, there's a lot of movement and support  
24 for that. It's the right thing to do.

25 So back when I've been in front of the board

1 before, I advocated for the process to revert away from  
2 the settlement process and to the FERC process. So now  
3 that that's finally an option, I would say, move forward  
4 and -- on a tight timeline so that FERC can do what they  
5 need to do in the time frame that we have.

6 So I wasn't quite prepared for this hearing,  
7 but I'm glad I was able to be here, and I definitely  
8 support the Water Board moving forward with the process.

9 Thanks.

10 MS. REGAZZI: Thank you.

11 Anybody else interested in making a public  
12 comment today?

13 Anything online?

14 Okay. We all get an extra hour and 20 minutes  
15 in our day. That's always a nice thing to have happen.

16 So again, the public comment period ends on  
17 February 1st, at 5:00 p.m. So I encourage everyone to  
18 provide written comments, if they have any additional  
19 comments they would like to, before then.

20 Thank you.

21 (Proceedings concluded at 10:41 a.m.)

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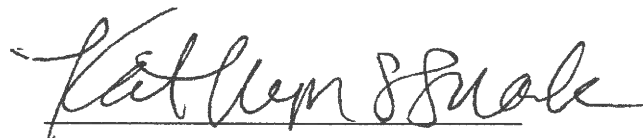
## 1 CERTIFICATE OF REPORTER

2  
3 I, KATHRYN S. SWANK, a Certified Shorthand Reporter  
4 of the State of California, do hereby certify:

5 That I am a disinterested person herein; that the  
6 foregoing public hearing was reported in shorthand by  
7 me, Kathryn S. Swank, a Certified Shorthand Reporter of  
8 the State of California, and thereafter transcribed into  
9 typewriting.

10 I further certify that I am not of counsel or  
11 attorney for any of the parties to said public hearing  
12 nor in any way interested in the outcome of said public  
13 hearing.

14 IN WITNESS WHEREOF, I have hereunto set my hand this  
15 1st day of February 2017.

16  
17  
18  
19 

20 KATHRYN S. SWANK, CSR, RPR

21 Certified Shorthand Reporter

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