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## State Water Resources Control Board

### NOTICE OF OPPORTUNITY TO COMMENT

#### PROPOSED APPROVAL OF AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN FOR THE SAN FRANCISCO BAY BASIN TO CORRECT ERRORS IN FRESHWATER METAL WATER QUALITY OBJECTIVES, TO CLARIFY THE BASIS TO ESTABLISH DILUTION CREDITS FOR NON-PRIORITY POLLUTANTS, AND TO ALLOW ESTABLISHMENT OF ALTERNATIVE CYANIDE DILUTION CREDITS AND MERCURY CONCENTRATION TRIGGERS FOR WASTEWATER TREATMENT OPERATIONS

**NOTICE IS HEREBY GIVEN THAT** the State Water Resources Control Board (State Water Board) will accept comments on the proposed approval of an amendment to the Water Quality Control Plan for the San Francisco Bay Basin (Basin Plan). The proposed Basin Plan amendment will correct errors in freshwater metal water quality objectives to be consistent with the California Toxics Rule and National Toxics Rule, clarify the basis to establish dilution credits for non-priority pollutants, allow establishment of alternative cyanide dilution credits and mercury concentration triggers to address changes in wastewater treatment operations, and make editorial changes to Table 3-4. The San Francisco Bay Regional Water Quality Control Board (San Francisco Bay Water Board) adopted the Basin Plan amendment on December 13, 2023 ([Resolution No. R2-2023-0026](#)).

#### DOCUMENT AVAILABILITY

A link to electronic copies of the Basin Plan amendment and supporting documents are available on the San Francisco Bay Water Board's website at: [https://www.waterboards.ca.gov/sanfranciscobay/water\\_issues/programs/planningtmdls/amendments/NPDES\\_corrections.html](https://www.waterboards.ca.gov/sanfranciscobay/water_issues/programs/planningtmdls/amendments/NPDES_corrections.html).

Alternatively, a copy of the Basin Plan amendment can be received by email or postal mail by contacting Tong Yin, at (510) 622-2418 or by email at [tong.yin@waterboards.ca.gov](mailto:tong.yin@waterboards.ca.gov).

#### INSTRUCTIONS FOR SUBMITTING WRITTEN COMMENTS

Persons interested in the Basin Plan amendment are encouraged to submit comments electronically. Comment letters must be received **by 12:00 noon on February 12, 2024**. Comment letters received after that deadline will not be accepted unless the State Water Board determines otherwise.

Written comments may be submitted electronically in pdf format (if less than 15 megabytes in total size) to Courtney Tyler, Clerk to the State Water Board, via e-mail at [commentletters@waterboards.ca.gov](mailto:commentletters@waterboards.ca.gov). Please indicate in the subject line: **“Comment Letter – R2 BPA NPDES Wastewater Corrections.”**

Alternatively, comments may be submitted by hand delivery, mail, or fax to:

Courtney Tyler, Clerk to the Board  
State Water Resources Control Board  
1001 I Street, 24th Floor, Sacramento, CA 95814-0100 (hand delivery)  
P.O. Box 100, Sacramento, CA 95812-2000 (mail)  
(916) 341-5620 (fax)

Couriers delivering written comments must check in with lobby security personnel, who can contact Courtney Tyler at (916) 341-5611.

### **REQUIREMENTS FOR SUBMITTING COMMENTS**

In accordance with California Code of Regulations, title 23, section 3779, subdivision (f), the State Water Board may refuse to accept any comment that does not satisfy all of the following requirements:

1. Comments must specifically address the final version of the Basin Plan amendment adopted by the San Francisco Bay Water Board.
2. If the San Francisco Bay Water Board previously responded to a similar or identical comment, the commenter must explain why and in what manner the commenter believes each of the responses provided by the San Francisco Bay Water Board to each comment was inadequate or incorrect.
3. The commenter also must include either a statement that each of the comments was timely raised before the San Francisco Bay Water Board, or an explanation of why the commenter was unable to raise the specific comment before the San Francisco Bay Water Board.

### **REQUEST NOTICE OF STATE BOARD MEETING**

The State Water Board will separately publish a notice of and an agenda for the meeting at which it will consider adopting a resolution approving the Basin Plan amendment. To receive notice of the meeting at which the State Water Board will consider approving the Basin Plan amendment, please subscribe to the email distribution list at:

[http://www.waterboards.ca.gov/resources/email\\_subscriptions/reg2\\_subscribe.shtml](http://www.waterboards.ca.gov/resources/email_subscriptions/reg2_subscribe.shtml).  
Select “ALL Basin Planning/TMDL Projects by Area.” To receive notice by postal mail, please call or email the San Francisco Bay Water Board contact identified below.

**ADDITIONAL INFORMATION**

Please direct questions about this notice to this Basin Plan amendment lead staff, Tong Yin, at the San Francisco Bay Water Board, at (510) 622-2418 or by email at [tong.yin@waterboards.ca.gov](mailto:tong.yin@waterboards.ca.gov).

January 12, 2024  
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Date

  
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Courtney Tyler  
Clerk to the Board