
State Water Resources Control Board

REVISED
**NOTICE OF OPPORTUNITY FOR PUBLIC COMMENTS,
PUBLIC WORKSHOPS, AND PUBLIC HEARING**

**PROPOSED STATEWIDE CONSTRUCTION STORMWATER
GENERAL PERMIT REISSUANCE**

NOTICE IS HEREBY GIVEN that the State Water Resources Control Board (State Water Board) will receive public comments on the proposed reissuance of the statewide National Pollutant Discharge Elimination System (NPDES) Construction Stormwater General Permit.

NOTICE IS ADDITIONALLY HEREBY GIVEN that State Water Board staff will hold two public staff workshops to:

- Provide interested parties with information regarding the draft Construction Stormwater General Permit reissuance, and
- Respond to questions interested parties may have regarding the details of the draft Permit.

A quorum of the State Water Board may attend the public workshops; however, no State Water Board action will be taken at these workshops.

The public workshops will be held remotely as follows:

Public Workshop #1
Wednesday, June 9, 2021, 1:30 p.m. - 5:00 p.m.

[Zoom Registration Link](#)

Public Workshop #2
Thursday, June 10, 2021, 8:30 a.m. - 12:00 p.m.

[Zoom Registration Link](#)

Additional information regarding the public workshops is located on the [State Water Board Construction Stormwater Program page](#) (www.waterboards.ca.gov/constructionstormwater).

NOTICE IS ADDITIONALLY HEREBY GIVEN that the State Water Board will hold a public hearing to receive public comments on the draft Construction Stormwater General Permit reissuance. A quorum of the State Water Board will be present at the public hearing; however, no State Water Board action will be taken at the public hearing.

The public hearing will be held remotely as follows:

Wednesday, ~~July 7~~August 4, 2021 – 9:00 a.m.

Video and Teleconference Only

No Physical Meeting Location

(Authorized and in furtherance of Executive Orders N-29-20 and N-33-20)

Video Broadcast: <https://video.calepa.ca.gov/>

Additional information about participating telephonically or via the remote meeting solution will be available at least 10 days before the hearing at the [Remote Meeting page](https://www.waterboards.ca.gov/board_info/remote_meeting/) (https://www.waterboards.ca.gov/board_info/remote_meeting/). This public hearing is currently scheduled to take place via video and teleconference only, but the format may be changed in the future to also allow for in-person attendance. Any person desiring to receive future notices about changes to the date, time, location, or format of the public hearing should sign up for the Lyris e-mail list, as described below.

BACKGROUND

The federal Clean Water Act requires discharges of construction stormwater to waters of the United States to be regulated by an NPDES permit. The State Water Board adopted the existing statewide NPDES Construction Stormwater General Permit in 2009 to regulate stormwater discharges associated with construction activities disturbing one or more acres. The existing Construction Stormwater General Permit expired on September 2, 2014 and is administratively extended until the effective date of a reissued permit.

The draft Construction Stormwater General Permit incorporates:

- New requirements to implement existing Total Maximum Daily Loads adopted by Regional Water Boards into applicable Basin Plans;
- New regulation of passive treatment technology uses and discharges from dewatering activities;
- New criteria for Notices of Non-Applicability;
- Efficiency to the existing Notice of Termination process;
- Requirements to implement the California Ocean Plan and the Water Quality Control Plan for Inland Surface Waters, Enclosed Bays, and Estuaries, including the statewide Trash Provisions;
- Updated requirements for demolition activities;

- Updated water quality sampling requirements per the federal Sufficiently Sensitive Test Methods Rule; and
- Updated monitoring and reporting requirements.

State Water Board staff released an informal draft of the proposed Construction Stormwater General Permit on November 30, 2020, hosted two public workshops in December 2020 and held subsequent focused meetings with interested parties. Staff considered all informal public feedback in the development of the proposed permit.

DOCUMENT AVAILABILITY

The draft Construction Stormwater General Permit reissuance documents are available on the State Water Board [Construction Stormwater Program web page](http://www.waterboards.ca.gov/constructionstormwater) (www.waterboards.ca.gov/constructionstormwater).

PROCEDURAL MATTERS

Due to ongoing circumstances related to the COVID-19 pandemic, the public workshops and public hearing are currently scheduled to be held remotely via an online platform. Instructions for participation in the workshops through the online platform will be distributed via email to registered participants.

During the public workshops, staff will present a detailed explanation of the draft Construction Stormwater General Permit and changes made in consideration of feedback received on the informal draft. Participants will have the opportunity to ask staff detailed questions regarding the draft Permit during the public workshops.

At the State Water Board public hearing, there will be no sworn testimony or cross-examination of participants. However, the State Water Board and its staff may ask clarifying questions. Participants will be given an opportunity to provide oral presentations. To ensure a productive and efficient hearing in which all participants have an opportunity to participate, oral presentations may be time limited.

Participants planning to use a Power Point presentation during the State Water Board public hearing must submit the file electronically, in .ppt. format, to the Clerk to the Board via email at commentletters@waterboards.ca.gov, no later than **12:00 p.m. (noon) on Thursday, July 129, 2021**. Please indicate in the subject line “**Power Point Presentation – Construction Stormwater General Permit Reissuance Public Hearing.**”

Presentation recommendations are available at the [State Water Board presentations page](http://www.waterboards.ca.gov/board_info/meetings/board_presentations.shtml) (http://www.waterboards.ca.gov/board_info/meetings/board_presentations.shtml).

WEBCAST INFORMATION

Live video and audio broadcasts of the public workshops and public hearing, for attendees that are solely interested in watching and not participating in the workshops or hearing, will be available via the internet and can be accessed at the [CalEPA Public Meeting Live Webcasts page](https://video.calepa.ca.gov/) (https://video.calepa.ca.gov/). The workshops and hearing will be recorded.

SUBMISSION OF COMMENTS

The State Water Board will accept both written and oral comments regarding this item. Oral comments must be made at the public hearing. Written comment letters must be received no later than **12:00 p.m. (noon) on Friday, ~~July 30~~August 13, 2021**. Written comments must be addressed to:

Jeanine Townsend, Clerk to the Board
State Water Resources Control Board
P.O. Box 100, Sacramento, CA 95812-2000 (mail)
1001 I Street, 24th Floor, Sacramento, CA 95814 (hand-delivery)

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. 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 – Proposed Construction Stormwater General Permit Reissuance.”**

Note: Due to COVID-19, all persons hand delivering submittals must first schedule an appointment with staff by contacting Brandon.Roosenboom@waterboards.ca.gov. All hand delivered submittals must arrive and be date and time stamped prior to **12:00 noon on Friday, ~~July 30~~August 13, 2021**.

The State Water Board will not accept any additional written comments after the public comment deadline.

FUTURE NOTICES

Any person desiring to receive future notices concerning the proposed Construction Stormwater General Permit reissuance, including any changes to the format, location, date or time of the public hearing or public workshops, must sign up for the Lyris e-mail list as follows:

- (1) Access the [State Water Board email subscription web page](http://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml) (www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml)
- (2) Click the “Water Quality” tab
- (3) Check the box for “Stormwater Construction Permitting Issues”
- (4) Fill in the required signup details, and
- (5) Press the “Subscribe” button

ACCESSIBILITY

Telecommunications Device for the Deaf (TDD) users may contact the California Relay Service at (800) 735-2929 or voice line at (800) 735-2922.

ADDITIONAL INFORMATION

Please direct questions about this notice or requests for a paper copy of the draft Construction Stormwater General Permit to Brandon Roosenboom at Brandon.Roosenboom@waterboards.ca.gov.

June 9, 2021

Date

SIGNATURE ON FILE

Jeanine Townsend
Clerk to the Board