

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
LOS ANGELES REGION
320 W 4th Street, Suite 200
Los Angeles, California 90013
(213) 576-6600**

**NOTICE OF PUBLIC HEARING
Public Notice No. 23-004**

**PROPOSED TERMINATION OF
WASTE DISCHARGE REQUIREMENTS AND
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT**

DISCHARGER	DISCHARGE LOCATION	RECEIVING WATER
Ventura County Waterworks District No. 1 (VCWD) - Moorpark Water Reclamation Facility (WRF) (NPDES NO. CA0063274)	9550 Los Angeles Avenue, Moorpark, CA 93021	Arroyo Las Posas

VCWD is currently permitted to discharge up to 3.0 million gallons per day (MGD) of tertiary-treated effluent from its Moorpark WRF to Arroyo Las Posas under Waste Discharge Requirements (WDRs) that serve as a National Pollutant Discharge Elimination System (NPDES) permit (Order R4-2003-0151). Order No. R4-2003-0151 was adopted on December 4, 2003, expired on November 10, 2008, and was administratively continued until reissuance of a new permit per section 122.6 of the Code of Federal Regulations.

In a letter dated November 13, 2013, the Discharger requested termination of the NPDES permit because the Moorpark WRF has sufficient storage capacity for the effluent in its thirty percolation ponds and VCWD has not discharged to Arroyo Las Posas since April 2002. Since the Moorpark WRF receives industrial wastewater in addition to domestic wastewater, the NPDES permit could not be terminated until after VCWD obtained approval of its Pretreatment Program and the requirements of the approved pretreatment program were incorporated into separate Non-NPDES WDRs. On February 6, 2021, the Los Angeles Water Board approved VCWD's Pretreatment Program and the Pretreatment Program requirements are included in the WDRs and WRRs that will be brought before the Los Angeles Water Board for consideration at the April 27, 2023 Board hearing along with the termination order for the NPDES permit.

On, November 17, 2022, Los Angeles Water Board staff conducted an inspection of the Facility and verified that the Facility's discharge structure has been plugged and capped. Since the Moorpark WRF no longer has the ability to discharge to the Arroyo Las Posas and there are enough percolation ponds at the facility to prevent the need for discharge to Arroyo Las Posas, the Moorpark WRF no longer has a need for an NPDES permit.

On the basis of preliminary staff review and application of lawful standards and regulations, the Los Angeles Water Board proposes to terminate Order R4-2003-0151.

PUBLIC HEARING DATE AND LOCATION

The Los Angeles Water Board will hold a public hearing on the termination of the NPDES permit during its regular Board meeting on the following date and time and at the following location:

Date: April 27, 2023
Time: 9:00 a.m.
Place: 1701 N. Lombard Street
Oxnard, CA 93030

A virtual platform is also available for those who want to join online. Please follow the directions provided in the agenda to register or to view the Board meeting.

Interested persons are invited to attend. At the public hearing, the Los Angeles Water Board will hear testimony, if any, that is pertinent to the termination of the discharge, WDRs, and NPDES permit. Oral testimony will be heard; however, for accuracy of the record, important testimony should be in writing.

Please be aware that dates and venues may change. Our Web address is <http://www.waterboards.ca.gov/losangeles> where you can access the current agenda for changes in dates and locations.

AVAILABILITY OF DOCUMENTS

The tentative termination of Order R4-2003-0151, any comments submitted, and other information received regarding the discharge are available for inspection and copying between the hours of 8:00 a.m. and 4:30 p.m. at the following address:

California Regional Water Quality Control Board, Los Angeles Region
320 West 4th Street, Suite 200
Los Angeles, CA 90013

The tentative requirements are available on the Los Angeles Water Board website at http://www.waterboards.ca.gov/losangeles/board_decisions/tentative_orders/index.shtml. The entire file will become a part of the administrative record of this proceeding, irrespective of whether individual documents are specifically referenced during the hearing. The entire file will not be present in the hearing room. Should any interested persons desire staff to bring to the hearing any documents that are not included in the agenda packet, they must submit a written or electronic request to staff during business hours, not later than 5 business days before the hearing. The request must identify the documents with enough specificity for staff to locate them.

NATURE OF HEARING

This will be a formal quasi-adjudicative proceeding pursuant to section 648 et seq. of title 23 of the California Code of Regulations. Chapter 5 of the California Administrative

Procedure Act (commencing with section 11500 of the Government Code) does not apply to this proceeding.

Ex Parte Communications Prohibited: As a quasi-adjudicative proceeding, no board member may discuss the subject of this hearing with any person, except during the public hearing itself. Any communications to the Los Angeles Water Board must be directed to staff.

COMMUNICATIONS WITH STAFF BEFORE THE HEARING

The lead staff member responsible for this item is:

Veronica Cuevas
320 West 4th Street, Suite 200
Los Angeles, CA 90013
(213) 620-2160
Veronica.Cuevas@waterboards.ca.gov

PARTIES TO THE HEARING

The following are the parties to this proceeding:

Ventura County Waterworks District No. 1

- Moorpark WRF

Any other persons requesting party status must submit a written or electronic request to staff not later than 20 business days before the hearing. All parties will be notified if other persons are so designated.

PUBLIC COMMENTS AND SUBMITTAL OF EVIDENCE

Persons wishing to comment on, or object to, the tentative termination of Order R4-2003-0151 or submit evidence for the Board to consider, are invited to submit them in writing to Veronica Cuevas at Veronica.Cuevas@waterboards.ca.gov. To be evaluated and responded to by Los Angeles Water Board staff, included in the Board's agenda folder, and fully considered by the Board, written comments or testimony regarding the termination order must be received no later than **5:00 p.m. on April 10, 2023**. Failure to comply with these requirements is grounds for the Los Angeles Water Board to refuse to admit the proposed written comment or exhibit into evidence pursuant to section 648.4, title 23 of the California Code of Regulations.

HEARING PROCEDURE

The Board meeting, at which the hearing will occur, will start at 9:00 a.m. Interested persons are invited to attend. When the agenda item is called, staff will present the matter under consideration, after which oral statements from parties or interested persons will be heard. For accuracy of the record, all important testimony should be in writing. The Board will include in the administrative record written transcriptions of oral testimony that is actually presented at the hearing. Oral testimony may be limited to three minutes or less

for each interested person, depending on the number of interested persons wishing to be heard.

Parties or interested persons with similar concerns or opinions are encouraged to choose one representative to speak and are encouraged to coordinate their presentations with each other. Parties will be advised after the receipt of public comments, but prior to the date of the hearing, of the amount of time each is allocated for presentations. That decision will be based upon the complexity and number of issues under consideration, the extent to which the parties have coordinated, the number of parties and interested persons anticipated, and the time available for the hearing. The parties are invited to contact staff not later than **April 13, 2023**, (two weeks prior to the hearing) to discuss how much time they believe is necessary for their presentations, and staff will endeavor to accommodate reasonable requests. At the conclusion of testimony, the Board will deliberate in open or close session, and render a decision.

The Board does not generally require the prior identification of witnesses, the cross examination of witnesses, or other procedures not specified in this notice. Parties or persons with special procedural requests or requests for alternative hearing procedures should contact staff, who will endeavor to accommodate reasonable requests. Objections to any procedure to be used during this hearing must be submitted in writing no later than close of business 15 business days prior to the date of the hearing. (Any objections related to the amount of time allocated for parties' presentations must be submitted within two business days of notice thereof, if that date is less than 15 business days before the hearing.) Absent such objections, any procedure not specified in this hearing notice will be waived pursuant to section 648(d) of title 23 of the California Code of Regulations. Procedural objections will not be entertained at the hearing.

If there should not be a quorum on the scheduled date of this meeting, all cases will be automatically continued to the next scheduled meeting on **May 25, 2023**. A continuance will not extend any time set forth herein.

Date: March 10, 2023