
State Water Resources Control Board

NOTICE OF OPPORTUNITY FOR PUBLIC COMMENT

DRAFT 2021-2022 DETERMINATIONS TO APPROVE MITIGATION MEASURES FOR THE WATER QUALITY CONTROL POLICY ON THE USE OF COASTAL AND ESTUARINE WATERS FOR POWER PLANT COOLING

ALAMITOS GENERATING STATION
DIABLO CANYON NUCLEAR POWER PLANT
HARBOR GENERATING STATION
HAYNES GENERATING STATION
HUNTINGTON BEACH GENERATING STATION
ORMOND BEACH GENERATING STATION
REDONDO BEACH GENERATING STATION
SCATTERGOOD GENERATING STATION

NOTICE IS HEREBY GIVEN THAT the State Water Resources Control Board (State Water Board) will receive written public comments on the 2021-2022 draft determinations to approve mitigation measures for the Water Quality Control Policy on the Use of Coastal and Estuarine Waters for Power Plant Cooling (Once-Through Cooling or OTC Policy) for the eight power plants listed above. A separate draft determination is available for each power plant. Written public comments submitted within the public comment period will be considered prior to approval of the 2021 – 2022 draft determinations.

DOCUMENT AVAILABILITY

The draft determinations are available on the [Interim Mitigation Measures webpage](#). You may request paper copies of the draft determinations by contacting Jonathan Dolan at (916) 323-0880 or via email at Jonathan.Dolan@waterboards.ca.gov.

INSTRUCTIONS FOR SUBMITTING WRITTEN COMMENTS

Persons interested in the draft determinations are encouraged to submit comments electronically. Comment letters must be received no later than **12:00 noon on January 18, 2024** to be considered. Comment letters received after that deadline will not be accepted unless the State Water Board determines otherwise.

Address comments to Courtney Tyler, Clerk to the State Water Board. Please indicate in the subject line: **“Comment Letter – OTC Policy Draft 2021-2022 Determinations”**.

Written comments may be submitted electronically in PDF format (if less than 15 megabytes in total size) to the Board Clerk via email at commentletters@waterboards.ca.gov. If the file is greater than 15 megabytes in size, then the written comments may be submitted by fax at (916) 341-5620.

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

Courtney Tyler, 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)

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

BACKGROUND

The State Water Board's OTC Policy requires owners and operators of existing power plants to implement measures to mitigate interim impingement and entrainment impacts to marine life resulting from their cooling water intake structures. The interim mitigation period commenced on October 1, 2015, and continues up to and until owners or operators achieve final compliance with the OTC Policy. Section 2.C(3) of the OTC Policy provides information required to demonstrate compliance with the interim mitigation requirements. The owners and operators of the eight power plants listed above elected to comply with interim mitigation requirements by providing annual payments to the Ocean Protection Council and State Coastal Conservancy for appropriate projects. The 2021-2022 draft determinations are based on entrainment and impingement impacts between October 1, 2021, and September 30, 2022.

State Water Board [Resolution No. 2015-0057](#) (2015 Resolution) describes the procedures for calculating the interim mitigation payment and approving mitigation measures. In accordance with Resolution No. 2015-0057, the State Water Board prepared annual draft determinations calculating interim mitigation payments and is accepting written comments.

The State Water Board is considering updating the calculation for the interim mitigation payment established in the 2015 Resolution to reflect current inflation rates and costs of construction. However, the proposed updates to the interim mitigation payment calculation will not apply to the 2021-2022 interim mitigation period. More information on the proposed updates to the interim mitigation calculation are available on the [Interim Mitigation Measures webpage](#).

POTENTIAL FUTURE CHANGES TO THE NOTICED ITEM

Any change to the information noticed above will be provided via the State Water Board's email distribution list. Any person desiring to receive future notices must subscribe to the list serve e-mail distribution list by accessing the following e-mail list subscription form:

http://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml

To subscribe, select "Ocean Issues-Once Through Cooling" under "Water Quality".

CONTACT INFORMATION

Please direct questions about this notice, the draft determinations, or the OTC Policy's interim mitigation measures to Jonathan Dolan at (916) 323-0880 or at

Jonathan.Dolan@waterboards.ca.gov or Katherine Walsh at (916) 445-2317 or at

Katherine.Walsh@waterboards.ca.gov.

December 28, 2023
Date


Courtney Tyler
Clerk to the Board