

State Water Resources Control Board

NOTICE OF ADOPTION HEARING NOTICE OF OPPORTUNITY TO COMMENT

PROPOSED AMENDMENT TO THE WATER QUALITY CONTROL POLICY ON THE USE OF COASTAL AND ESTUARINE WATERS FOR POWER PLANT COOLING

NOTICE IS HEREBY GIVEN that the State Water Resources Control Board (State Water Board) will hold a public hearing to receive public comment on a proposed amendment to the Water Quality Control Policy on the Use of Coastal and Estuarine Waters for Power Plant Cooling (Policy). The State Water Board will consider adoption of the proposed amendments following the hearing that will be held at:

Tuesday, April 7, 2015 – 9:00 a.m.
Joe Serna Jr.-Cal/EPA Headquarters Building
Coastal Hearing Room
1001 I Street, Second Floor
Sacramento, CA 95814

DOCUMENT AVAILABILITY

The proposed amendment and all related documents are available to view or download on the State Water Board's Web site at:

http://www.waterboards.ca.gov/water_issues/programs/ocean/cwa316/.

You may request a paper copy by contacting Rachael Tadlock at (916) 341-5568 or rachael.tadlock@waterboards.ca.gov

SUBMISSION OF WRITTEN COMMENTS

The State Water Board will accept public comments on the proposed amendment shown in red strike-out or blue double underline. Written comments must be received by **12:00 noon on March 24, 2015** and addressed to:

Jeanine Townsend, Clerk to the Board
State Water Resources Control Board
1001 I Street, 24th Floor
Sacramento, CA 95814

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 the subject line: **“Comment Letter – Once-Through Cooling Policy Amendment.”**

Couriers delivering hard copies of comment letters must check in with lobby security personnel, who can contact Jeanine Townsend at (916) 341-5600.

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE OFFICER

BACKGROUND

The State Water Board adopted the Policy on May 4, 2010 as [Resolution No. 2010-0020](#) establishing technology-based standards to implement federal Clean Water Act section 316(b), which requires that the location, design, construction, and capacity of cooling intake structures reflect the best technology available for minimizing adverse environmental impact. The Policy originally applied to 19 existing power plants located along the California coast, and is implemented through National Pollutant Discharge Elimination System (NPDES) permits.

Following adoption of the Policy, the State Water Board was sued by owners and operators of a number of power plants affected by the Policy. In October of 2014, the State Water Board settled claims involving the Policy. Pursuant to the terms of the settlement agreement, State Water Board staff now propose amending the final compliance date in the Policy for Moss Landing Power Plant from December 31, 2017 to December 31, 2020. Dynegy will pursue Policy compliance at the Moss Landing facility via the Track 2 compliance option.

PROCEDURAL MATTERS

Participants are encouraged to submit written comments prior to the hearing, in accordance with the deadline specified above. At the hearing, participants will be given an opportunity to summarize and supplement their written materials with oral presentations. To ensure a productive and efficient hearing in which all participants have an opportunity to participate, oral presentations may be time-limited.

Questions concerning the hearing may also be directed to Ms. Shuka Rastegarpour at (916) 341-5576.

PARKING AND ACCESSIBILITY

For directions to the Joe Serna Jr. (Cal/EPA) Building and public parking information, please refer to the map on the State Water Board Web site: <http://www.calepa.ca.gov/EPAbldg/location.htm>.

The Cal/EPA Building is accessible to persons with disabilities. Individuals requiring special accommodations are requested to call (916) 341-5880 at least five working days prior to the hearing. TDD users may contact the California Relay Service at (800) 735-2929 or voice line at (800) 735-2922. An audio broadcast of the hearing will be available via the internet and can be accessed at: <http://www.calepa.ca.gov/broadcast/>.


All visitors to the Cal/EPA Building are required to sign in and obtain a badge at the Visitor Services Center located just inside the main entrance (10th Street entrance). Valid picture identification may be required. Please allow up to 15 minutes for receiving security clearance.

ADDITIONAL INFORMATION

Please direct questions about this notice to Ms. Shuka Rastegarpour at (916) 341-5576 (shuka.rastegarpour@waterboards.ca.gov).

February 6, 2015

Date



Jeanine Townsend
Clerk to the Board