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State Water Resources Control Board

**NOTICE OF PUBLIC HEARING**

**ONSITE WASTEWATER TREATMENT SYSTEM POLICY  
CONDITIONAL WAIVER RENEWAL AND TMDL LIST AMENDMENT**

**NOTICE IS HEREBY GIVEN** that the State Water Resources Control Board (State Water Board) will hold a public hearing to receive comments on the Onsite Wastewater Treatment System (OWTS) Policy conditional waiver renewal and TMDL list amendment. Proposed changes include:

1. Renew the conditional waiver in the OWTS Policy. By law, waivers expire five years after adoption; the conditional waiver in the OWTS Policy will expire on May 13, 2018. The renewal will keep the waiver in effect.
2. Amendments to Tables 5 and 6 in the OWTS Policy Attachment 2. The tables provide a list of impaired water bodies and a schedule for total maximum daily load (TMDL) adoptions. Amendments are based on completed work or new information available regarding OWTS contributions to surface waters.

The State Water Board may adopt the OWTS Policy conditional waiver renewal and TMDL list amendment at the end of the hearing. The location and time of the public hearing is provided below.

**Tuesday, April 17, 2018 - 9:30 a.m.**  
**Joe Serna Jr. - CalEPA Headquarters Building**  
**Coastal Hearing Room**  
**1001 I Street, Second Floor Sacramento, CA 95814**

**BACKGROUND**

*Conditional Waiver Renewal*

The State Water Board adopted the OWTS Policy on June 19, 2012; it was approved by the Office of Administrative Law on November 13, 2013; and consistent with OWTS Policy section 13.0, became effective six months later on May 13, 2013. The conditional waiver was issued pursuant to Water Code section 13269 and is contained in OWTS Policy section 12. The conditional waiver waives the requirement for owners of OWTS to submit a report of waste discharge (RWD), obtain waste discharge requirements (WDRs), and pay fees for discharges from OWTS that are covered by the Policy. The conditions include requirements that the OWTS operates properly, not cause a condition of nuisance or pollution, comply with all applicable local requirements, and comply with TMDL implementation requirements, among other conditions.

Amendments to Tables 5 and 6, Attachment 2

OWTS Policy Attachment 2 contains Tables 5 and 6. The tables provide a list of impaired water bodies that may have a significant OWTS discharge component. The tables provide a schedule for the Regional Water Boards to adopt TMDLs. Since the OWTS Policy was adopted, new information has been collected and the Regional Water Boards have requested changes to the tables.

**AVAILABILITY OF DOCUMENTS**

The proposed conditional waiver renewal and TMDL list amendment documents are available at: [https://www.waterboards.ca.gov/water\\_issues/programs/owts/](https://www.waterboards.ca.gov/water_issues/programs/owts/). The waiver renewal does not require any amendment to the OWTS Policy. To review the conditions set forth in the OWTS Policy as currently applicable, please see section 12 of the OWTS Policy at: [https://www.waterboards.ca.gov/water\\_issues/programs/owts/docs/owts\\_policy.pdf](https://www.waterboards.ca.gov/water_issues/programs/owts/docs/owts_policy.pdf). For those without Internet access, please contact Jagroop Khela at (916) 341-5560 or [jagroop.khela@waterboards.ca.gov](mailto:jagroop.khela@waterboards.ca.gov) to obtain the documents.

**SUBMISSION OF WRITTEN COMMENTS**

The State Water Board will accept both written and oral comments on the proposed conditional waiver renewal and TMDL list amendment. Written comments must be received by **12:00 noon on April 6, 2018**. Comments may be submitted electronically (e-mail), by facsimile, U.S. Mail, or courier as described below. Oral comments will be accepted at the April 17, 2018 hearing.

For e-mailed comments, address the message to [commentletters@waterboards.ca.gov](mailto:commentletters@waterboards.ca.gov); label the subject line: "**Comment Letter – OWTS Policy Conditional Waiver Renewal and TMDL List Amendment.**" Electronic submittals shall be in pdf text format (less than 15 megabytes in total size). If the file is greater than 15 megabytes in total size submit the comments by fax at (916) 341-5620; address the fax to "Clerk to the Board." U.S. Mail must be received (not postmarked) at the State Water Board offices by the close of the comment period; the mail address is presented below. Couriers delivering comment letters must check in with lobby security personnel, who can contact Ms. Townsend at (916) 341-5600.

Hand/Courier Delivery

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

U.S. Mail Delivery

Jeanine Townsend, Clerk to the Board  
State Water Resources Control Board  
P.O. Box 100  
Sacramento, CA 95812-0100

**PROCEDURAL MATTERS**

At the 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 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. For other presentation recommendations, please go to the State Water Board's web site at:

[https://www.waterboards.ca.gov/board\\_info/meetings/board\\_presentations.html](https://www.waterboards.ca.gov/board_info/meetings/board_presentations.html).

**PARKING AND ACCESSIBILITY**

For directions to the Joe Serna, Jr. (CalEPA) Building and public parking information, please refer to the map on the State Water Board web site at:  
<https://calepa.ca.gov/headquarters-sacramento/%20location/>.

The CalEPA Building is accessible to persons with disabilities. Individuals requiring special accommodations are requested to call (916) 341-5254 at least five working days prior to the meeting. TDD users may contact the California Relay Service at (800) 735-2929 or voice line at (800) 735-2922.

A broadcast of the meeting will be available via the Internet and can be accessed at:  
<https://video.calepa.ca.gov/>.

All visitors to the CalEPA 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.

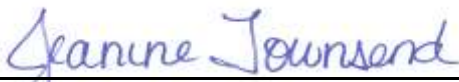
**FUTURE NOTICES**

The State Water Board public hearing will be at the time and place noted above. Any change in the date, time or place of the public hearing will be noticed on the Lyris email list. Any person desiring to receive future notices regarding this issue must sign up for the Lyris email list. To sign up, access the email List Subscription Form at the web address listed below, at the Water Quality Tab, by checking the box for "Onsite Wastewater Treatment Policy Implementation":  
[https://www.waterboards.ca.gov/resources/email\\_subscriptions/swrcb\\_subscribe.html](https://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.html)

**CONTACT INFORMATION**

Please direct all questions regarding the proposed conditional waiver renewal and TMDL list amendment to Jagroop Khela by telephone at (916) 341-5560 or by email at [jagroop.khela@waterboards.ca.gov](mailto:jagroop.khela@waterboards.ca.gov).

January 30, 2018  
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Date

  
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Jeanine Townsend  
Clerk to the Board