
Los Angeles Regional Water Quality Control Board

TO: Parties and Interested Persons

FROM: Lawrence Yee
Chair

LOS ANGELES REGIONAL WATER QUALITY CONTROL BOARD

DATE: July ~~7~~14, 2021

SUBJECT: SECOND REVISED ORDER OF PROCEEDINGS FOR THE PUBLIC HEARING ON THE REVISED TENTATIVE REGIONAL PHASE I MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT FOR THE LOS ANGELES REGION

On July 8, 9, 16, and 23 (if needed), 2021, the Los Angeles Regional Water Quality Control Board (Los Angeles Water Board) will conduct a public hearing on the proposed Phase I MS4 NPDES Permit for the Los Angeles Region, NPDES No. CAS004004 (Revised Tentative Order). A tentative Order was released for public comment on August 24, 2020. The written public comment period closed on December 7, 2020. The Revised Tentative Order was released on June 4, 2021.

During the hearing, Board staff will provide an overview of the Revised Tentative Order. Parties and the public (also called "Interested Persons") will have the opportunity to orally address the Board on the Revised Tentative Order as provided in the Notice of Public Hearing dated June 4, 2021 (Notice). No new written materials may be submitted on the Tentative Order. Parties and the public should present all oral comments and evidence during the hearing that they would like the Board to consider. Any person intending to use a PowerPoint presentation during the public hearing must email the presentation, in .ppt format, to Gerardo.Rabelo@waterboards.ca.gov with a copy to lvar.Ridgeway@waterboards.ca.gov, no later than 12:00 p.m. (Noon) on **July 6, 2021** as stated in the Notice. Parties and members of the public with similar concerns or opinions are encouraged to choose one representative to speak, and are encouraged to coordinate their presentations with each other, and to summarize any written comments already submitted. Once oral comments are completed each day, Board staff will provide the Board with oral responses to key significant comments, as well as any recommended changes to the Tentative Order to address comments. At the conclusion of each day of the hearing, the Board will have an opportunity to ask questions of Board staff, parties, and the public. The Board expects to consider adoption of the Revised Tentative Order on July 16, 2021, however, may continue deliberations to July 23, 2021 as needed.

LAWRENCE YEE, CHAIR | RENEE PURDY, EXECUTIVE OFFICER

Pursuant to Section VIII (Hearing Procedures) of the Notice, the Los Angeles Water Board received timely requests from several parties and interested persons requesting extra time to present their oral comments at the hearing. After consideration of all requests, taking into account the complexity and number of issues under consideration, the extent to which the parties and interested persons have coordinated, the number of parties and interested persons, the opportunity to submit written comments that are part of the administrative record, the extent to which the oral comments reflect unique interests, and the time available for the hearing, the following Order of Proceedings, including time allocated to each party and interested person, will be employed at the hearing, unless the Board makes a modification for cause.

The Board expects to hear oral comments from the Parties beginning on July 8, 2021 and continuing on July 9 and 16. Parties to this proceeding are hereby advised that their allocated time includes any opening statement, main presentation, rebuttal and/or cross-examination of other parties or questioning of Board staff and closing statement. The opportunity to cross-examine another Party will be provided after the other Party provides its main presentation. Parties seeking to ask questions of board staff should incorporate the time for these questions into the time for their main presentation. The opportunity to provide closing statements will be provided after all designated Parties have had the opportunity to present their testimony. Questions from the Board and the time to answer them will not be charged against the parties' allocated time.

The Board expects to hear oral comments from interested persons on July 8 during the afternoon and in the evening, starting at 6 pm, as set forth below. Oral comments from interested persons are limited to 3 minutes each unless extra time has been granted as set forth below in this Order of Proceedings. Note, however, that the Board may reduce the time for each interested person to comment depending on the number of persons wishing to be heard and the available time for the hearing.

ORDER OF PROCEEDINGS

**July 8, 2021
Late morning & afternoon**

1.	Opening statement by Chair, introductory items, and administration of oath to persons who intend to testify	Approx. 15 min
2.	Los Angeles Water Board Staff Presentation	Approx. 1 hour
3.	U.S. EPA Region IX Comments	Approx. 5 min
4.	Elected Officials – Policy Statements A. Becky Shevlin, Council Member, City of	3 min each

	<p>Monrovia B. Maria Morales, Council Member, City of El Monte</p> <p>C. Chin Ho Liao, Mayor, City of San Gabriel</p> <p>D. April Verlato, Council Member, City of Arcadia</p> <p>E. Gary Boyer, Mayor Pro Tem, City of Glendora</p> <p>F. Jennifer Stark, Mayor, City of Claremont</p> <p>G. Rachelle Arizmendi, Mayor, City of Sierra Madre</p> <p>H. Blanca Pacheco, Mayor Pro Tem, City of Downey</p> <p>I. Diana Mahmud, Mayor, City of South Pasadena</p> <p>J. Denise Diaz, Council Member, City of South Gate</p> <p>K. Jennifer Perez, Mayor, City of Norwalk</p> <p>L. Tim Hepburn, Mayor, LaVerne</p> <p>M. Steve Croft, Councilmember, City of Lakewood</p> <p>N. Susan Jakubowski, Vice Mayor, City of San Marino</p> <p><u>O. Lori Woods, Councilmember, City of Signal Hill</u></p> <p><u>OP</u>. Gloria Crudgington, Council Member, City of Monrovia</p>	
5.	Interested Persons Comments	3 min each <i>unless granted more time in advance of the hearing</i>
6.	Board Member Questions	as needed

**July 8, 2021
Evening (starting at 6 p.m.)**

1.	Opening statement by Chair, introductory items, and administration of oath to persons who intend to testify	Approx. 10 min
2.	Los Angeles Water Board Staff Presentation	Approx. 15 min
3.	Interested Persons Comments: A. Individuals B. Heal the Bay video	3 min each 20 min
4.	Board Member Questions	as needed

July 9, 2021

1.	Opening statement by Chair, introductory items, and administration of oath to persons who intend to testify	Approx. 10 min
2.	Designated Party Presentations, Questions and Cross Examination: A. Elected Officials i. Steve Bennett, Assembly Member, California State Assembly ii. Carmen Ramirez, Supervisor, County of Ventura iii. Charlotte Craven, Mayor, City of Camarillo B. Ventura County Permittees (Ojai, San Buenaventura, Santa Paula, Piru, Fillmore, Oxnard, Port Hueneme, Camarillo, Thousand Oaks, Simi Valley, Ventura County, Ventura County Watershed Protection District) C. Los Angeles County/Los Angeles County Flood Control District	2 hours maximum 5 min

	D. City of Los Angeles, LA Sanitation & Environment	15 min
	E. Natural Resources Defense Council, Los Angeles Waterkeeper, Heal the Bay	1 hour 30 min maximum
3.	Board Member Questions	as needed

July 16, 2021
(Hearing day will conclude by 1:30 p.m.)

1.	Opening statement by Chair, introductory items, and administration of oath to persons who intend to testify	Approx. 10 min
<u>2.</u>	<u>Questions of Board Staff</u>	<u>As needed</u>
	<u>A. NRDC, Heal the Bay, LA Waterkeeper</u>	<u>35 min maximum</u>
<u>3.</u>	<u>Staff Response to Board Questions</u>	<u>Approx. 15 min</u>
<u>2.4</u>	Elected Officials – Policy Statements A. <u>Robert Wunderlich, Councilmember Mayor, City of Beverly Hills (if available)</u> B. Margaret Clark, Councilmember, City of Rosemead <u>C. Lori Woods, Councilmember, City of Signal Hill</u>	3 min each
<u>3.5</u>	Designated Party Presentations, Questions and Cross Examination: A. Watershed Management Groups i. Los Angeles River Upper Reach 2 Subwatershed Group (Bell, Bell Gardens, Commerce, Cudahy, Huntington Park, Maywood, Vernon, LACFCD)	15 min

	<p>ii. Los Cerritos Channel Watershed Group (Bellflower, Cerritos, Downey, Lakewood, Long Beach, Paramount, Pico Rivera, Signal Hill)</p> <p>iii. Lower Los Angeles River Watershed Group (Downey, Long Beach, Lakewood, Lynwood, Paramount, Pico Rivera, Signal Hill, South Gate, LACFCD)</p> <p>iv. Lower San Gabriel River Watershed Group (Artesia, Bellflower, Cerritos, Diamond Bar, Downey, Hawaiian Gardens, La Mirada, Lakewood, Long Beach, Norwalk, Pico Rivera, Santa Fe Springs, Whittier, LACFCD)</p> <p>B. Individual Cities</p> <p>i. City of Long Beach</p> <p>ii. City of Artesia</p> <p>iii. City of Norwalk</p> <p>iv. City of Gardena</p> <p>v. City of Monrovia</p> <p>vi. City of Azusa</p> <p>vii. City of Sierra Madre</p> <p>viii. City of South Pasadena</p> <p>ix. City of Baldwin Park</p> <p>x. Nicholas Ghirelli, Richards, Watson & Gershon, representing Agoura Hills, Beverly Hills, Covina, Culver City, Hidden Hills, La Mirada, Manhattan Beach, Maywood, Monrovia, San Marino, and Westlake Village</p>	<p>15 min</p> <p>15 min</p> <p>15 min</p> <p>3 min each <i>unless otherwise noted</i></p> <p>10 min (Gardena)</p>
<p><u>6.</u></p>	<p><u>Board Member Questions</u></p>	<p><u>As needed</u></p>
<p><u>4.7</u></p>	<p>Closing Statements</p> <p>A. Ventura County Permittees</p>	<p>Time reserved (if any)</p>

	B. Natural Resources Defense Council, Los Angeles Waterkeeper, Heal the Bay C. Los Angeles County Permittees	Time reserved (if any) Time reserved (if any)
5.	Staff Summary and Recommendation	As needed
6.	Board Deliberations and Vote	Unlimited

July 23, 2021

1.	Opening statement by Chair, introductory items, and administration of oath to persons who intend to testify	Approx. 10 min
2.	Staff Summary and Recommendation	As needed
4.3	Continued Board Deliberations and Vote	Unlimited