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SECRETARY FOR  
ENVIRONMENTAL PROTECTION

BOARD OF SUPERVISORS

Central Valley Regional Water Quality Control Board

2016 NOV 10 P 1:45

## REVISED NOTICE OF OPPORTUNITY TO COMMENT, PUBLIC HEARING, AND FILING<sup>1</sup>

Concerning

### An Amendment to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins for the Control of Pyrethroid Pesticide Discharges

The hearing previously scheduled for 5/6 December 2016 has been changed to  
23/24 February 2017. See below notice for further details.

**NOTICE IS HEREBY GIVEN THAT** the Central Valley Water Board will accept comments regarding the development of an amendment (the "Proposed Amendment") to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins (Basin Plan). The Proposed Amendment would establish controls for the discharges of pyrethroid pesticides into selected surface waters in the Sacramento and San Joaquin River Basin, and a program of implementation, including:

- A conditional prohibition of discharges of pyrethroid pesticides above certain concentrations into surface waters with aquatic life beneficial uses
- Total Maximum Daily Loads for pyrethroid pesticides in selected surface waters
- Recommendations for agencies that regulate the use of pesticides
- Proposed Board actions for the control of pesticide discharges
- Monitoring requirements and other provisions to ensure data and information is produced to assess progress and inform future Board actions
- Policies and monitoring requirements that address alternative pesticides to pyrethroids

The Board's Basin Planning Program is considered a certified regulatory program, which means that the Board is exempt from the requirement to prepare an environmental impact report for basin planning activities under the California Environmental Quality Act. (Pub. Res. Code, § 21080.5; Cal. Code Regs., tit. 14, § 15251(g).) The Board's environmental review of the proposed Basin Plan Amendment is instead contained in a draft Staff Report, which is considered to be part of the "substitute environmental documentation" or "SED", and which will be posted on the Board's website (below) along with the Proposed Amendment no later than **12 January 2017**:

[http://www.waterboards.ca.gov/centralvalley/water\\_issues/tmdl/central\\_valley\\_projects/central\\_valley\\_pesticides/pyrethroid\\_tmdl\\_bpa/index.shtml](http://www.waterboards.ca.gov/centralvalley/water_issues/tmdl/central_valley_projects/central_valley_pesticides/pyrethroid_tmdl_bpa/index.shtml)

<sup>1</sup> Notice of Filing submitted under California Code of Regulations, title 23, section 3779.

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Copies of the Proposed Amendment and draft SED also can be obtained by contacting or visiting the Central Valley Water Board's office at 11020 Sun Center Drive, #200, Rancho Cordova, California 95670-6114, on weekdays between 8:00 a.m. and 5:00 p.m. Staff contact information: Tessa Fojut at (916) 464-4691 or Tessa.Fojut@waterboards.ca.gov, or Danny McClure at (916) 464-4751 or at Daniel.McClure@waterboards.ca.gov.

The Board is inviting the public and other agencies to submit written comments on the Proposed Amendment and draft SED from **12 January 2017** through **27 February 2017**. Written comments must be submitted to the above email or postal address by **27 February 2017** in order for them to be included in the administrative record.

**NOTICE IS ADDITIONALLY HEREBY GIVEN THAT** the Central Valley Water Board has scheduled a hearing on the following dates to receive oral comments regarding the proposed Basin Plan Amendment and draft SED:

**Date:** 23 to 24 February 2017 (Please contact staff two weeks prior to the meeting for the exact date.)  
**Place:** Central Valley Regional Water Quality Control Board  
11020 Sun Center Drive, #200  
Rancho Cordova, CA 95670

At the February hearing, Board staff will provide the Board with initial recommendations regarding the Proposed Amendment and draft SED. The Board will provide members of the public, stakeholders, and representatives of other agencies the opportunity to present oral comments on the Proposed Amendment and the adequacy of the SED. Though the Board may provide direction to Board staff, the Board will not take action on the Proposed Amendment at the December hearing.

Oral presentations may be limited to 3-minutes at the discretion of the Board Chair. Groups are encouraged to designate a spokesperson. All exhibits presented at the hearings, including charts, graphs, and other testimony, must be left with the Board and will become part of the administrative record. At the discretion of the Board Chair, panels of interested parties may also present to the Board on pyrethroids in surface water and the control program under development for the potential Basin Plan Amendment. Persons or groups interested in presenting to the Board as part of a panel should contact Tessa Fojut or Danny McClure by 1 February 2017.

**NOTICE IS ADDITIONALLY HEREBY GIVEN THAT** the Central Valley Water Board has scheduled a hearing on the following dates to consider adoption of the proposed Basin Plan Amendment and draft SED:

**Date:** 8 to 9 June 2017 (Please contact staff two weeks prior to the meeting for the exact date.)  
**Place:** Central Valley Regional Water Quality Control Board  
11020 Sun Center Drive, #200  
Rancho Cordova, CA 95670

Following the February hearing, Board staff will review comments received and prepare responses and final recommendations for the Board's consideration. At the June hearing, the Board will receive final recommendations from Board staff, and will consider adoption of the

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Proposed Amendment and SED. The final meeting agenda will be available at [http://www.waterboards.ca.gov/centralvalley/board\\_info/meetings/](http://www.waterboards.ca.gov/centralvalley/board_info/meetings/) at least 10 days before the meeting. The agenda will provide the specific date the Board Meeting will be held for this item, and may include staff revisions to the proposed order(s).

The meeting facilities will be accessible to persons with disabilities. Individuals requiring special accommodations are requested to contact Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839 at least five working days prior to the meeting. Individuals requiring language translation services are requested to contact Ms. Kiran Lanfranchi-Rizzardi at (916) 464-4839 at least 14 days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Please bring the above information to the attention of anyone you know who would be interested in this matter.

  
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Jeanne Chilcott, Environmental Program Manager

  
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Date