



# California Regional Water Quality Control Board

## Los Angeles Region



Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful

Linda S. Adams  
Agency Secretary

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Arnold Schwarzenegger  
Governor

September 8, 2006

To: Interested Parties

  
From: Jonathan Bishop  
Executive Officer  
*Chief Deputy Executive Officer  
for*

### ORDER OF PROCEEDINGS

#### ITEM NUMBER 15 – REGIONAL BOARD MEETING SEPTEMBER 14, 2006

Dear Interested Parties:

Pursuant to the Notice of Hearing Procedures on page four of the agenda, the Regional Board received two timely requests for alternative hearing procedures. These were from Howard Gest on behalf of the County of Los Angeles and the Los Angeles County Flood Control District (collectively "County"), and Mark Gold on behalf of Heal the Bay, Santa Monica Bay Keeper, and NRDC (collectively "Environmental Groups").

In response to those requests, the following procedures will be employed at the hearing on September 14<sup>th</sup>, unless the Chair makes a modification for cause.

This will be an adjudicative proceeding pursuant to section 648 et seq. of Title 23 of the California Code of Regulations. Chapter 5 of Division 3 of Title 2 of the Government Code (commencing with section 11500) will not apply to this proceeding.

A list of documents upon which the Board will rely for this proceeding will be posted online by close of business on Friday, September 8, 2006. This posting is without prejudice to the addition of further materials as may be necessary to respond to comments and testimony, or inquiries at the hearing. As stated in previous hearing notices, before or after the documents are posted you may inspect and copy the files of the Regional Board pertaining to this matter by contacting Laura Gallardo during business hours, at (213) 576-6613 or [lgallardo@waterboards.ca.gov](mailto:lgallardo@waterboards.ca.gov). The materials are voluminous, but relevant portions of these materials will be present at the hearing. If there are any specific materials that you would like staff to bring, please identify the documents with specificity. The entirety of the Board's files, whether present at the hearing or not, will be incorporated into the administrative record.

*California Environmental Protection Agency*



*Our mission is to preserve and enhance the quality of California's water resources for the benefit of present and future generations.*

The County has requested that certain staff members be present at the proceeding. These members will be present at the hearing.

NOTE: The validity of the Santa Monica Bay Beaches Bacteria TMDL is not an issue that is before the Regional Water Board in this proceeding. The Chair will not permit any party to present evidence or argument that challenges the validity of that TMDL. The only matter before the Board is the adoption of provisions that expressly implement the TMDL and associated water quality objectives into the Municipal Separate Storm Sewer System Permit for the County of Los Angeles (Order # 01-182).

Order of Proceedings:	(Estimated Time*)
1. Opening Statement by Chair	5 minutes
2. Staff Presentation	40 minutes
3. County Presentation	60 minutes
4. Other Permittees' Presentations	5 minutes
5. Environmental Group's Presentation	60 minutes
6. Interested Persons' Comments	3 minutes
7. Cross Examination	30 minutes
8. Closing Statements (if necessary)	20 minutes
9. Board Deliberation	

\*Estimated times set forth in the Order of Proceedings are intended to reflect anticipated limits for the respective presentations and are subject to limitation or extension by the Chair upon a showing of good cause. Permittees are encouraged to coordinate their presentations. Additional time will be allotted for coordinated presentations. Repetitive testimony will not be allowed.

Any objections to these procedures should be submitted in writing to Xavier Swamikannu by noon on Wednesday September 13, 2006. If you have any questions, please contact Michael J. Levy, Senior Staff Counsel, at (916) 341-5193 or [mlevy@waterboards.ca.gov](mailto:mlevy@waterboards.ca.gov) or Xavier Swamikannu at (213) 620-2094 or [xswamikannu@waterboards.ca.gov](mailto:xswamikannu@waterboards.ca.gov).