

117TH CONGRESS
1ST SESSION

H. R. 587

AN ACT

To modify permitting requirements with respect to the discharge of any pollutant from the Point Loma Wastewater Treatment Plant in certain circumstances, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Ocean Pollution Re-
3 duction Act II”.

4 **SEC. 2. SAN DIEGO POINT LOMA PERMITTING REQUIRE-
5 MENTS.**

6 (a) IN GENERAL.—Notwithstanding any provision of
7 the Federal Water Pollution Control Act (33 U.S.C. 1251
8 et seq.), the Administrator may issue a permit under sec-
9 tion 402 of the Federal Water Pollution Control Act (33
10 U.S.C. 1342) for a discharge from the Point Loma Plant
11 into marine waters that requires compliance with the re-
12 quirements described in subsection (b).

13 (b) CONDITIONS.—A permit issued under this section
14 shall require—

15 (1) maintenance of the currently designed deep
16 ocean outfall from the Point Loma Plant with a dis-
17 charge depth of not less than 300 feet and distance
18 from the shore of not less than 4 miles;

19 (2) as applicable to the term of the permit, dis-
20 charge of not more than 12,000 metric tons of total
21 suspended solids per year commencing on the date
22 of enactment of this section, not more than 11,500
23 metric tons of total suspended solids per year com-
24 mencing on December 31, 2025, and not more than
25 9,942 metric tons of total suspended solids per year
26 commencing on December 31, 2027;

4 (4) removal of not less than 80 percent of total
5 suspended solids on a monthly average and not less
6 than 58 percent of biochemical oxygen demand on
7 an annual average, taking into account removal oc-
8 curring at all treatment processes for wastewater
9 upstream from and at the Point Loma Plant;

1 2035, taking into account production of water suit-
2 able for potable reuse occurring at all treatment
3 processes for wastewater upstream from and at the
4 Point Loma Plant.

5 (c) MILESTONES.—The Administrator shall deter-
6 mine development milestones necessary to ensure compli-
7 ance with this section and include such milestones as con-
8 ditions in each permit issued under this section before De-
9 cember 31, 2035.

10 (d) SECONDARY TREATMENT.—Nothing in this sec-
11 tion prevents the applicant from alternatively submitting
12 an application for the Point Loma Plant that complies
13 with secondary treatment pursuant to section
14 301(b)(1)(B) and section 402 of the Federal Water Pollu-
15 tion Control Act (33 U.S.C. 1311(b)(1)(B); 33 U.S.C.
16 1342).

17 (e) DEFINITIONS.—In this section:

18 (1) ADMINISTRATOR.—The term “Adminis-
19 trator” means the Administrator of the Environ-
20 mental Protection Agency.

21 (2) BIOCHEMICAL OXYGEN DEMAND.—The
22 term “biochemical oxygen demand” means biological
23 oxygen demand, as such term is used in the Federal
24 Water Pollution Control Act.

5 (4) STATE.—The term “State” means the State
6 of California.

Passed the House of Representatives June 15, 2021.

Attest:

Clerk.

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