## **USMCA Tijuana River Watershed**

### Eligible Public Entities Coordinating Group (EPECG)

#### June 24, 2022

9: 00 am - 10:00 am Pacific

#### **Agenda**

#### Objectives:

- Update EPECG members on the IBWC pre-design work and ongoing binational engagement
- Provide an overview of the Draft PEIS, including a summary of the alternatives, environmental consequences, and mitigation measures
- Inform EPECG members of the public comment period for the Draft PEIS

9:00 am	Welcome and Overview Updates					
9:10 am	<ul> <li>IBWC Pre-Design Work – International Boundary and Water Commission (IBWC)</li> </ul>					
9:15 am	Binational Engagement					
	Binational Engagement Goals					
	NEPA: Draft Programmatic Environmental Impact Statement					
	<ul> <li>NEPA Process, Existing System and Alternatives</li> </ul>					
9:20 am	Environmental Consequences & Public Comment Period					
	PEIS Next Steps & Pending Items					
	• Q&A's					
9:55 am	Closing Remarks					



## **USMCA Tijuana River Watershed**

**EPECG Meeting** 

Virtual Meeting: June 24, 2022

# Federal, State, and Local Stakeholder Engagement Eligible Public Entities Coordinating Group

- US Army Corps of Engineers
- North American Development Bank
- DOS Consulate General of Tijuana
- US Customs & Border Protection
- US Navy
- US DOI/FWS
- US International Boundary and Water Commission
- US Department of Commerce/NOAA

- State of CA EPA
- State of CA Natural Resources Agency
- San Diego County
- San Diego Port Authority
- San Diego Regional Board
- City of Chula Vista
- City of Coronado
- City of Imperial Beach
- City of San Diego

Congressional staff also participating



# Welcome & Overview

Martha Guzman Regional Administrator **Andrew Sawyers** 

**EPECG Co-Chair** 



# Today's Agenda

- Welcome & Overview
- IBWC Pre-Design Work Update
- Binational Engagement
- NEPA: Draft PEIS
- Closing Remarks



## **International Boundary and Water Commission**

**United States Section** 

# **IBWC Pre-Design Work Update**

Presentation for the USMCA Tijuana River Watershed Eligible Public Entities Coordinating Group (EPECG)
June 24, 2022

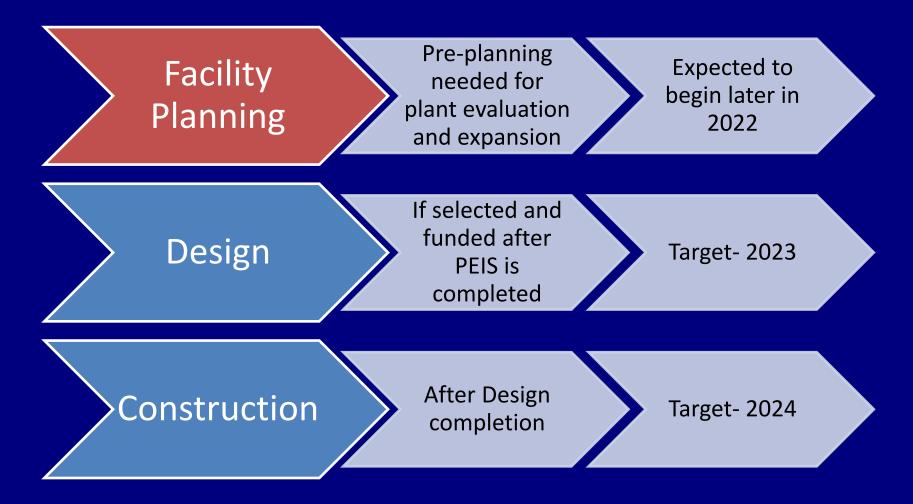
Gilbert Anaya San Diego Field Office IBWC - U.S. Section



## **International Boundary and Water Commission**

**United States Section** 

# Program Management for the South Bay International Wastewater Treatment Plant



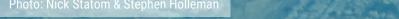
# Binational Engagement Goals

#### **Statement of Intent**

- Agreement between EPA and CONAGUA
- Conceptual framework for implementing the comprehensive infrastructure solution, identify projects, resources and timelines.
- Include cost-sharing of capital projects on both sides of border.
- Expected to be signed this summer

#### Minute 1

- Agreement between USIBWC and CILA
- Statement of Intent but includes cost-share on O&M of ITP
- Expected to be signed July 2022



# NEPA: Draft Programmatic Environmental Impact Statement

Ami Cobb, EPA HQ Elizabeth Borowiec, EPA R9 Doug Eberhardt, EPA R9

## **NEPA** and Public Review

The National Environmental Policy Act (NEPA) process:

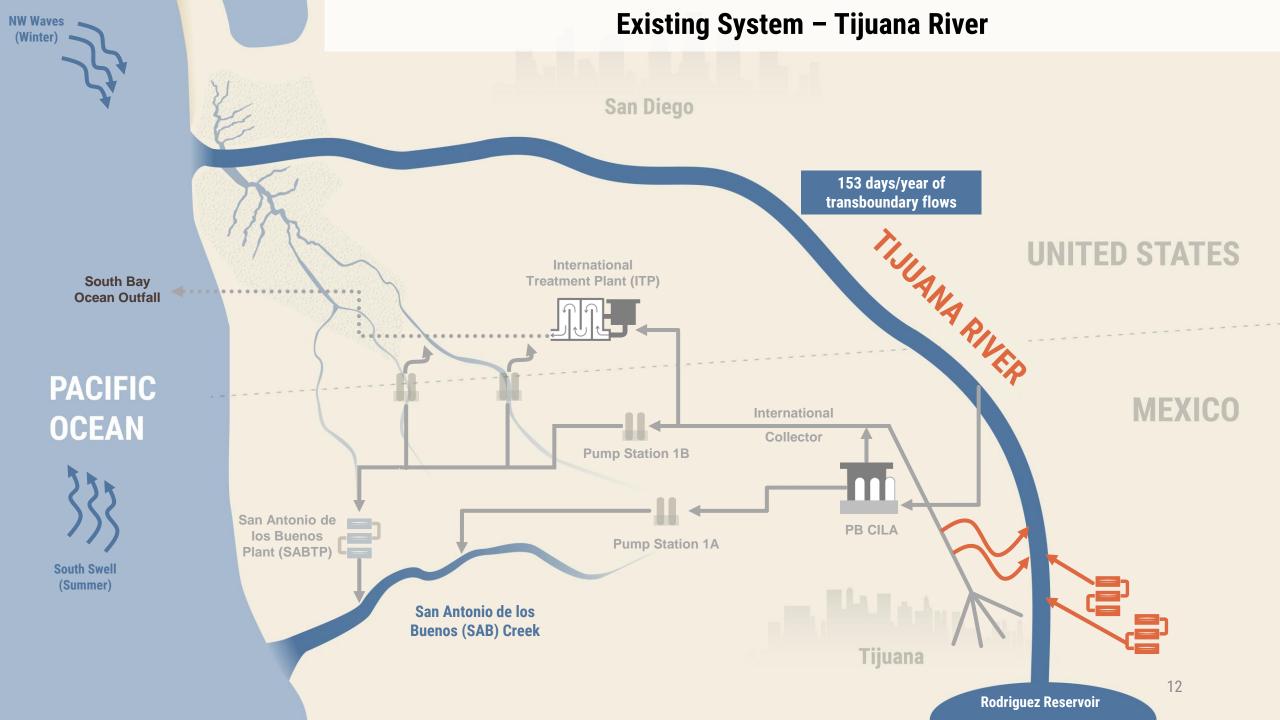
- Requires federal agencies to evaluate environmental and related social and economic impacts of proposed federal actions prior to making decisions
- Provides opportunity for public review and comment on those evaluations
- EPA and USIBWC have prepared a Draft Programmatic Environmental Impact Statement (PEIS)

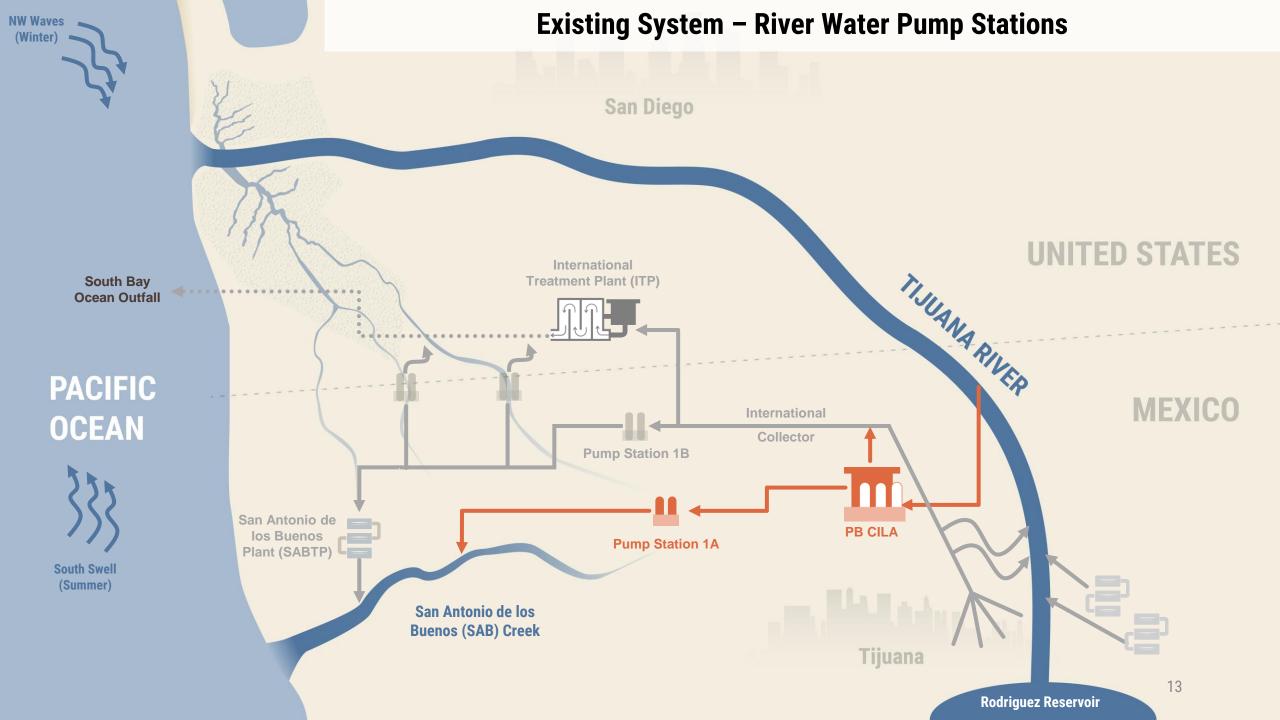
Purpose and Need of the Proposed Action

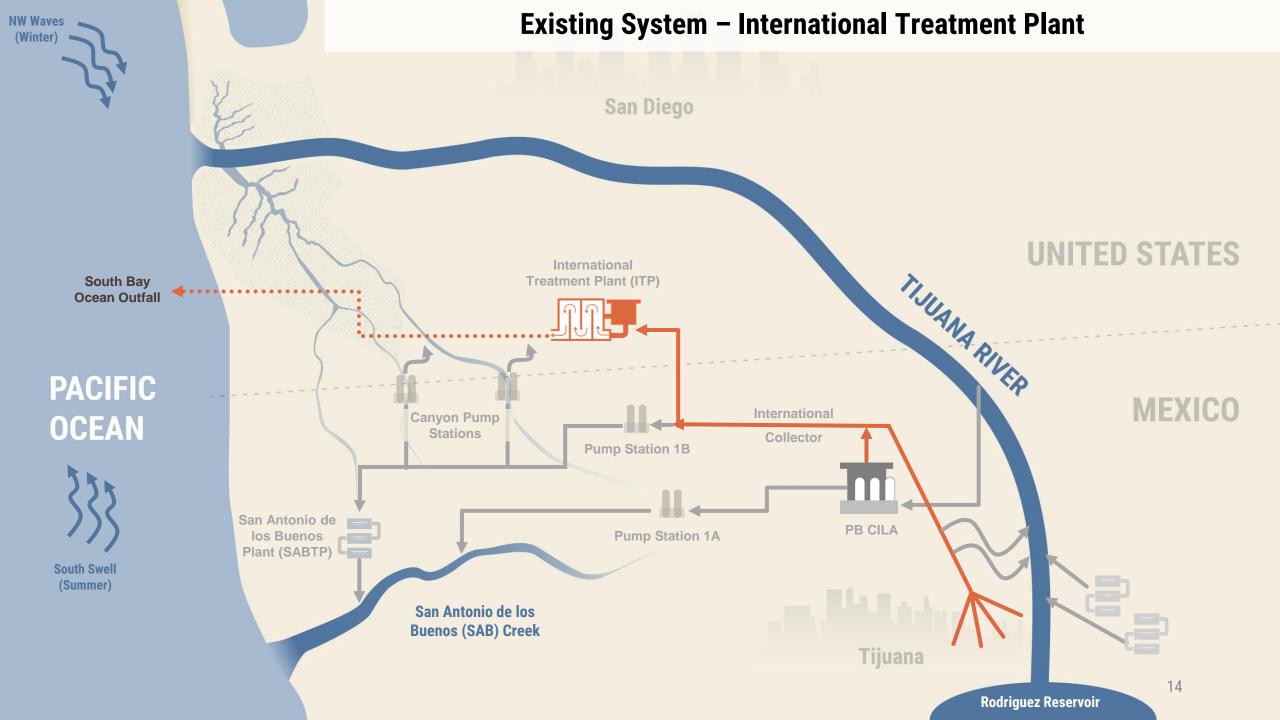
 Reduce transboundary flows from Tijuana that convey pollutants, sewage, and/or trash into the U.S. and cause adverse public health and environmental impacts in the Tijuana River watershed and adjacent coastal areas

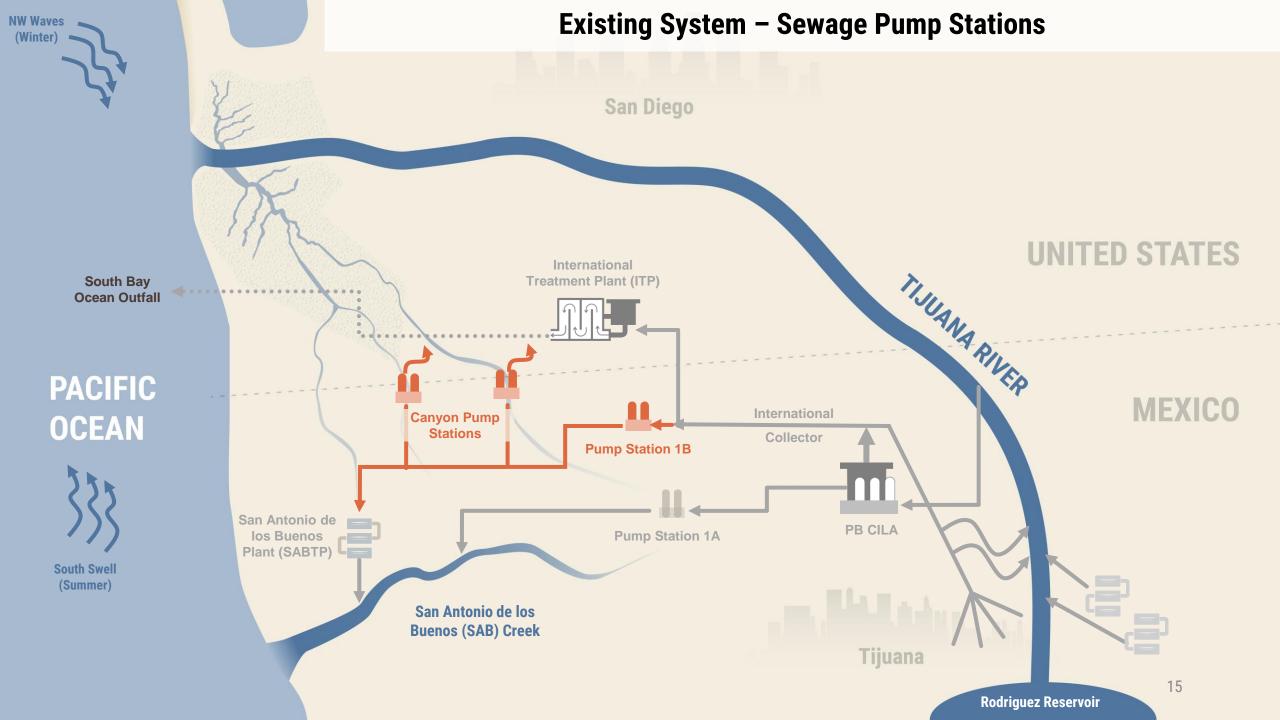
# Programmatic Environmental Impact Statement (PEIS) Schedule

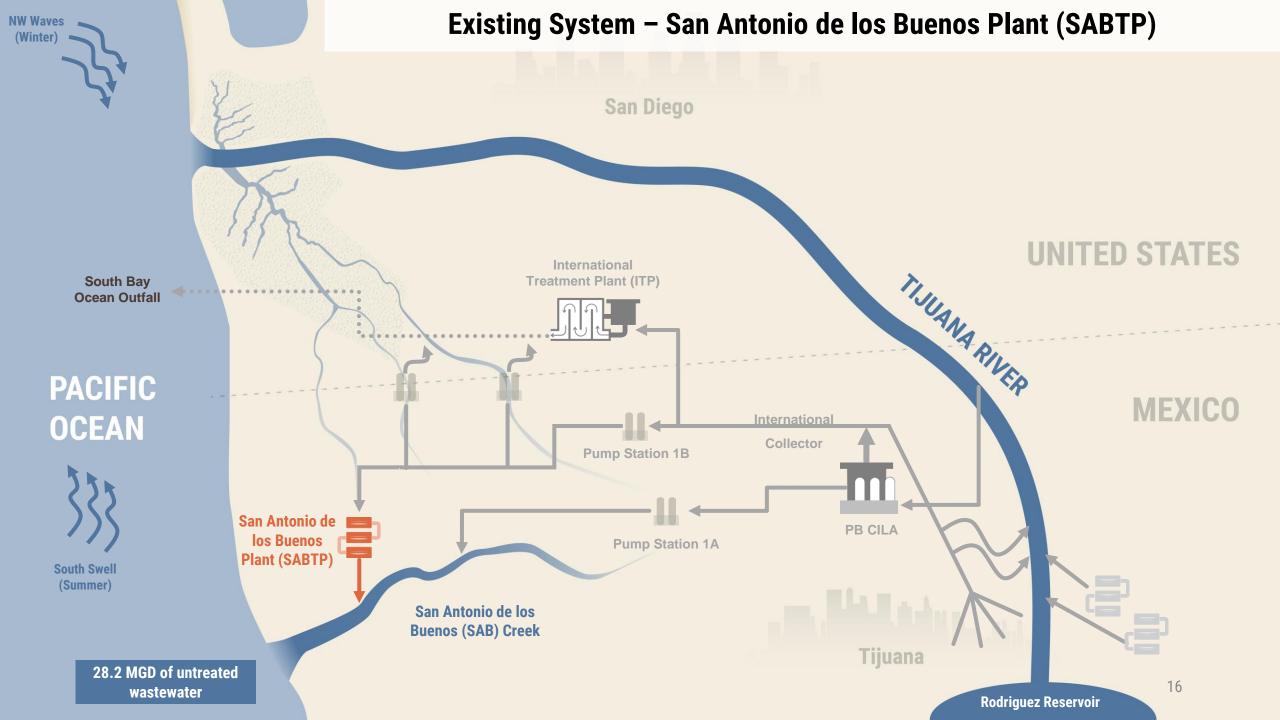
NEPA Activity	Date
Draft PEIS (start of comment period)	June 17, 2022
NEPA Virtual Public Meeting (public comments received)	July 19 & 20, 2022
Close of comment period	August 1, 2022
Final PEIS	November 2022
Record of Decision	December 2022











## **Draft PEIS Alternatives**

#### **No-Action Alternative (Existing System)**

No disbursement of funding and continuation of current conditions.

#### **Alternative 1: Core Projects**

- Includes some components of the Comprehensive Infrastructure Solution.
- Projects have undergone a full environmental analysis in PEIS.

#### **Alternative 2: Core + Supplemental Projects**

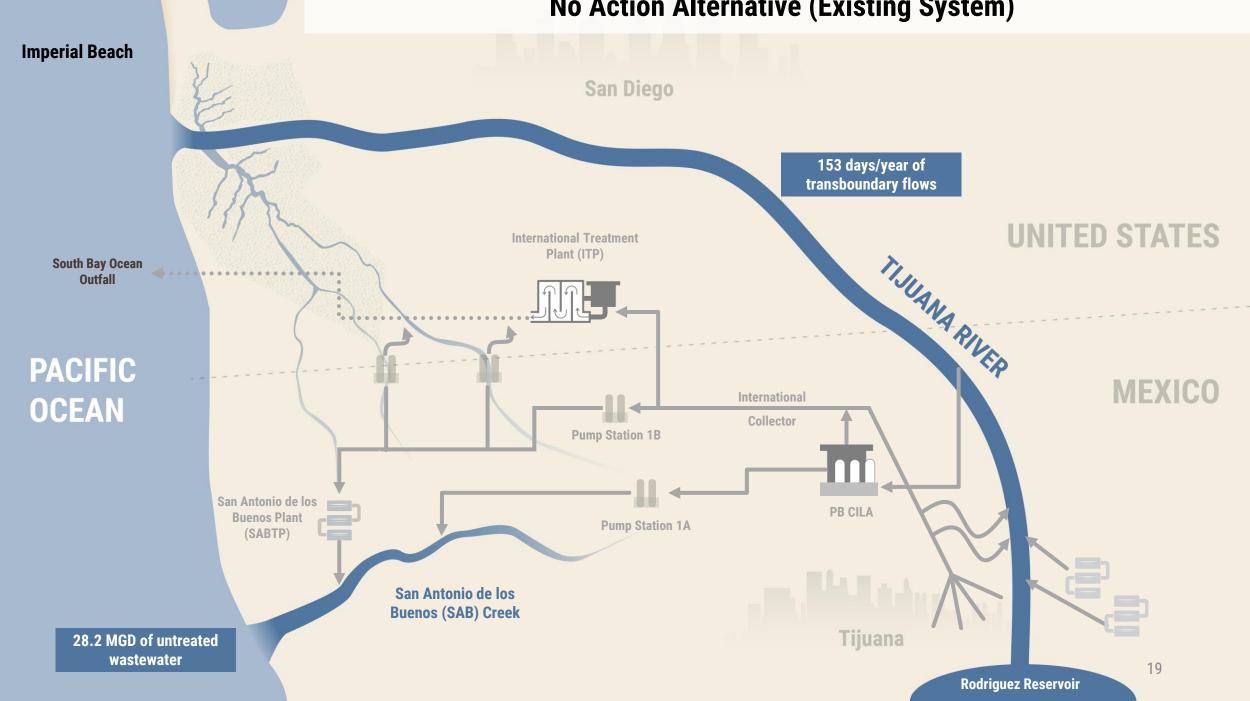
- Includes all components of the Comprehensive Infrastructure Solution.
- Would require substantial additional U.S. appropriations and tiered environmental analysis.

## **Draft PEIS Alternatives**

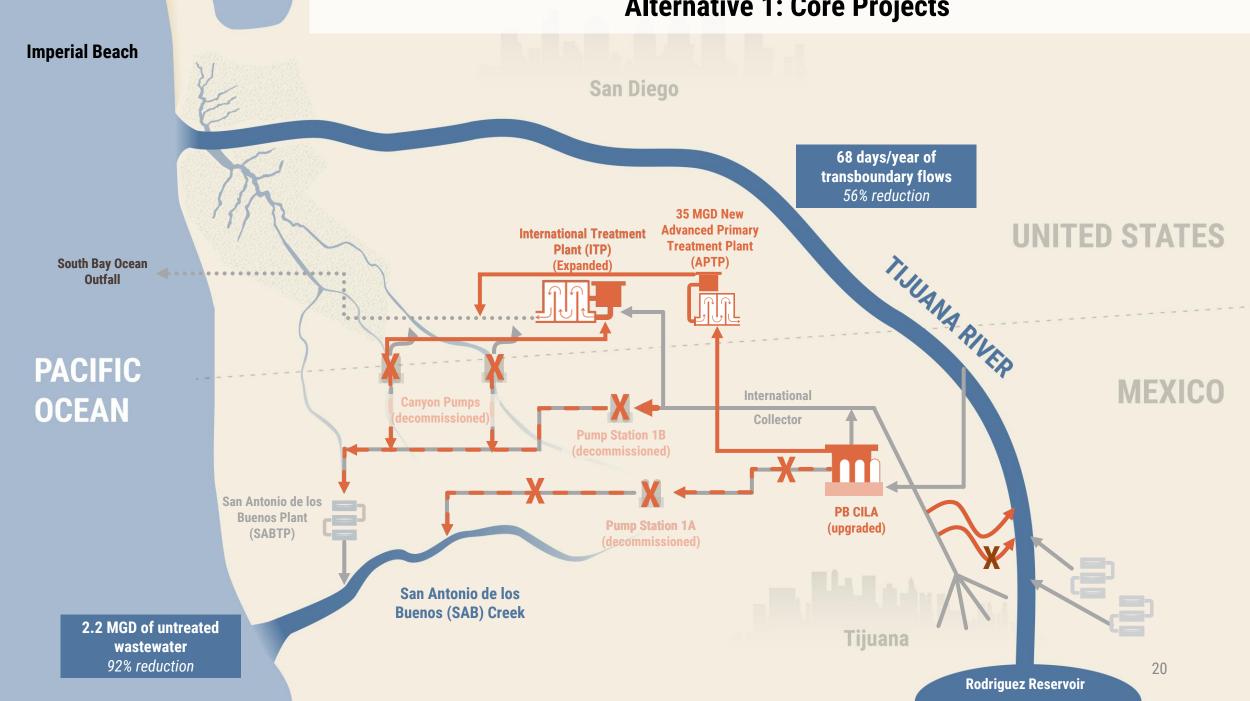
Order of projects does not necessarily reflect order of implementation

Alternative		Project Title	Project Location		
Alternative 1: Core Projects (A-D)	Alternative 2: Core Projects + Supplemental Projects (A-J)	A. Expanded ITP	U.S. only		
		B. Tijuana Canyon Flows to ITP	U.S. and Mexico		
		C. Tijuana Sewer Repairs	Mexico only		
		D. APTP Phase 1 (35 MGD) – Treatment of PBCILA flows	U.S. and Mexico		
		E. APTP Phase 2 (60 MGD)	U.S. only		
		F. U.Sside River Diversion to APTP	U.S. only		
		G. New SABTP	Mexico only		
		H. Tijuana WWTP Treated Effluent Reuse	Mexico only		
		I. ITP Treated Effluent Reuse	U.S. and Mexico		
		J. Trash Boom(s)	U.S. only		

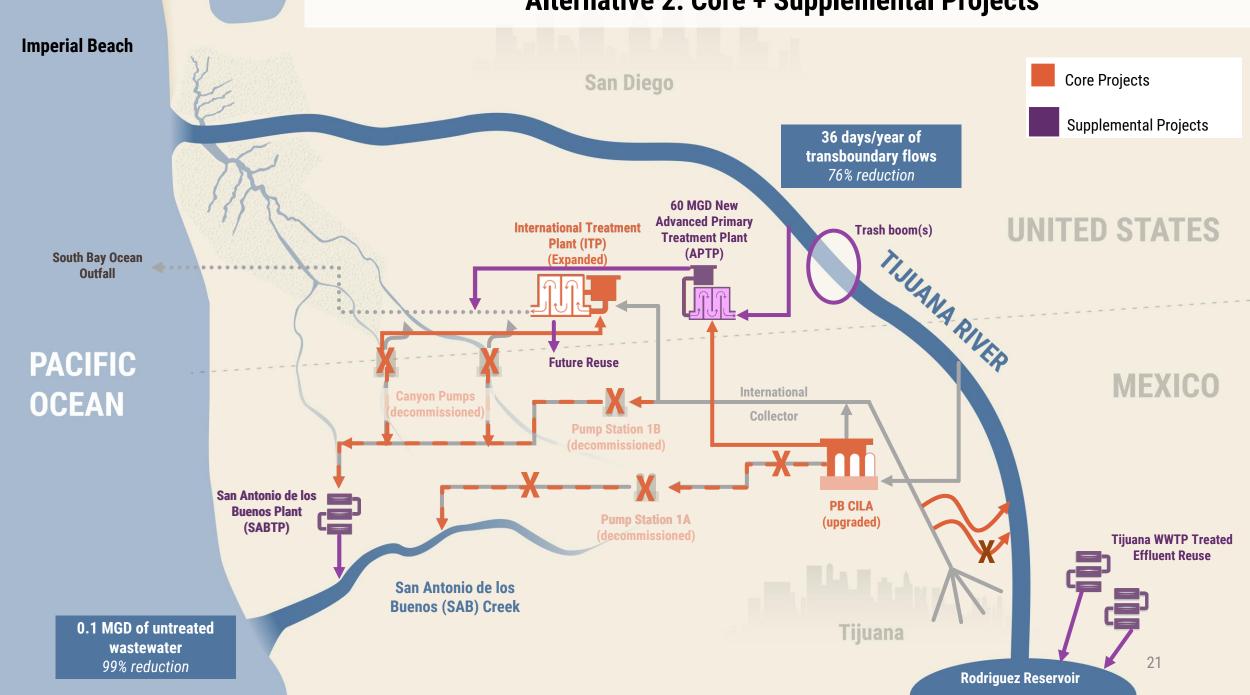
## **No Action Alternative (Existing System)**



## **Alternative 1: Core Projects**



## **Alternative 2: Core + Supplemental Projects**



# **Environmental Consequences**

#### **Alternative 1: Core Projects – Five Resource Areas Impacted**

- Marine waters 1 significant impact (SI)
- Transportation 1 SI
- Noise 3 SI
- Air Quality and Odor 4 SI
- Climate 1 SI

#### Environmental Justice (EJ) concerns

• "The fair treatment and meaningful involvement of all people regardless of race, color, national origin, or income with respect to the development, implementation and enforcement of environmental laws, regulations and policies" (EPA, 2021c)

#### **Mitigation Measures**

- 11 mitigation measures to address significant impacts listed above
  - 5 mitigation measures intended to address EJ concerns

# Significant Impact and Mitigation Measure Example Resource Area: Noise

Significant Impact	Mitigation Measure
Potential localized, short-term exceedances of city and county noise levels during construction	Construction timing limited to Monday-Saturday from 7:00a.m.to 7:00p.m.
Potential for substantial, short-term increases in noise levels during construction in specific areas near noise-sensitive receptors (e.g., protected species habitat and recreational areas in Smuggler's Gulch; residences immediately adjacent to portions of Monument Rd)	Construction timing for work within 300 feet of suitable least Bell's vireo or coastal California gnatcatcher habitat limited to time-of-year restrictions outside of bird breeding season
Potential long-term impacts from increase in noise due to continuous (or near-continuous) operation of biogas-fired engine and electrical generator	Proper siting of biogas-fueled engine and electrical generator within the ITP parcel (e.g., away from the property boundary) within corporation of noise attenuation features.

## **Draft PEIS Comments**

### **Comment Period Now Open**

- Draft PEIS now available on EPA website
   https://www.epa.gov/sustainable-water-infrastructure/usmca-tijuana-river-watershed
- NEPA public comment meetings (July 19 and July 20)
  - Register on EPA USMCA website (above)
- Email your comments
  - Tijuana-Transboundary-EIS@epa.gov

# **NEPA Next Steps**

### 1) Draft PEIS

- NEPA public comment meetings for Draft PEIS on July 19 and July 20
- 45-day public review and comment period ends August 1
- Consider substantive comments

### 2) Final PEIS

- Provide responses to substantive comments made during public review of DPEIS
- Public review and comment period (30 days)
- 3) PEIS process ends with issuance of the Record of Decision
  - If selected, core projects can begin design and construction

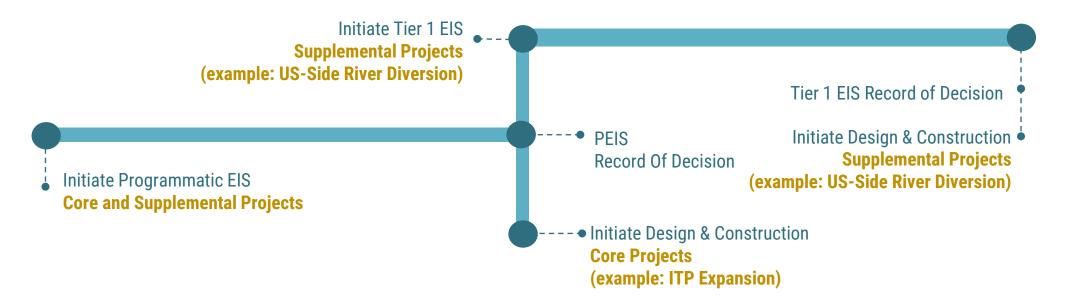
### 4) Tier 1 EIS

• Commence in early 2023 to evaluate projects listed as "Supplemental Projects" that require more complex environmental analysis

## **NEPA Timeline**

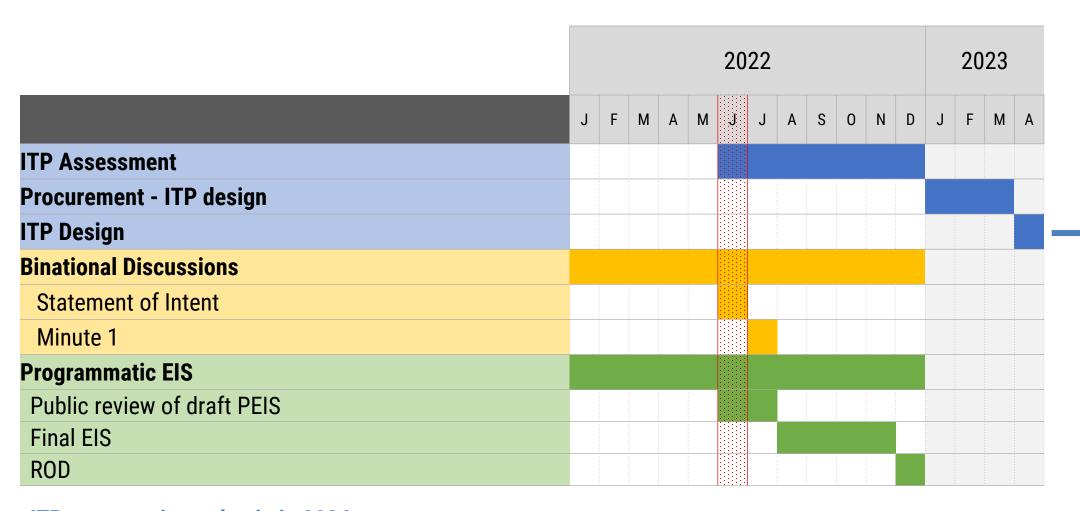
CY 2021 CY 2022				CY 2	2023		CY '24			
Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1

#### **Expedited Process: Tiered\* Programmatic EIS (PEIS)**



\*Tiered PEIS is a single comprehensive action that will incorporate all NEPA requirements. ITP = South Bay International Wastewater Treatment Plant in San Diego County

## Milestones



ITP construction to begin in 2024

# Pending Items

### **Project Implementation**

- Congressional authorizing language/other legal mechanism to transfer funds from EPA to IBWC for construction
- Other legal mechanism to transfer funds from State of CA to IBWC for USMCA projects
- Operations & maintenance funding for new systems

### **Next Steps**

- Public information meeting (June 28th)
- Finalize binational agreements
- Reconvene EPECG in 2-3 months to provide updates

# Closing Remarks

Tomás Torres

**EPECG Co-Chair**