

**State of California
Office of Administrative Law**

In re:
State Water Resources Control Board

Regulatory Action:

Title 23, California Code of Regulations

Adopt sections: 3929.15

Amend sections:

Repeal sections:

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11353

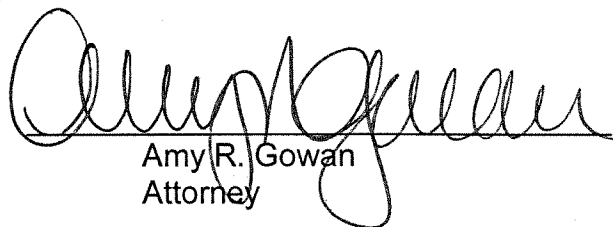
OAL Matter Number: 2017-0201-03

OAL Matter Type: Regular (S)

State Water Resources Control Board Resolution No. 2016-0058, adopted November 15, 2016, amends the Water Quality Control Plan for the Central Coast Region. The amendments revise designated beneficial uses for several waterbodies and make numerous changes without regulatory effect. This action is submitted for review under Government Code section 11353.

OAL approves this regulatory action pursuant to section 11353 of the Government Code.

Date: March 16, 2017


Amy R. Gowan
Attorney

For: Debra M. Cornez
Director

Original: Thomas Howard

Copy: Steven G. Saiz

NOTICE PUBLICATION REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-	2017-0201-035	

For use by Office of Administrative Law (OAL) only

<p>NOTICE</p>	<p>REGULATIONS</p>
---------------	--------------------

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

MAR 16 2017
1:45 p.m.

AGENCY WITH RULEMAKING AUTHORITY
State Water Resource Control Board.

AGENCY FILE NUMBER (if any)
2016-0058

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE	
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON		TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER		PUBLICATION DATE	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) <i>Basin Plan Amendment to Revise Beneficial Use Designations</i>	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
---	--

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (including title 26, if toxics related)

SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT <i>3929.15</i>
	AMEND
	REPEAL
TITLE(S) <i>23</i>	

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §511346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §511349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input checked="" type="checkbox"/> Other (Specify) <i>CA Government Code 11353</i>	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input checked="" type="checkbox"/> Effective other (Specify) <i>Upon Approval (CA Gov't Code 11353)</i>
---	--	--	--

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify)		

7. CONTACT PERSON <i>Steven G. Saiz</i>	TELEPHONE NUMBER <i>(805) 549-3879</i>	FAX NUMBER (Optional) <i>(805) 543-0397</i>	E-MAIL ADDRESS (Optional) <i>Steve.Saiz@waterboards.ca.gov</i>
--	---	--	---

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Michael Thomas</i>	DATE <i>1-31-17</i>
TYPED NAME AND TITLE OF SIGNATORY <i>Michael Thomas, Assistant Executive Officer, Central Coast Water Quality Control Board</i>	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

MAR 16 2017

Office of Administrative Law

Concise Summary of Regulatory Provisions

Title 23. Waters

Division 4. Regional Water Quality Control Boards

Chapter 1. Water Quality Control Plans, Policies, and Guidelines

Article 3. Central Coast Region

The following section 3929.15 is to be added to Title 23 of the California Code of Regulations:

Section 3929.15 – “Basin Plan Amendment to Revise Beneficial Use Designations and to Make Editorial Changes.”

The Regional Water Quality Control Board, Central Coast Region (Central Coast Water Board) adopted Resolution No. R3-2016-0030 on July 28, 2016, amending the Water Quality Control Plan for the Central Coastal Basin (Basin Plan). The State Water Resources Control Board approved the amendment under Resolution No. 2016-0058 on November 15, 2016.

Resolution No. R3-2016-0030 revises designated beneficial uses for the following surface waterbodies in Table 2-1 of the Basin Plan: Newell Creek, Carneros Creek, Old Salinas River Estuary (downstream of Potrero Road), Tembladero Slough, Salinas Reclamation Canal, Gabilan Creek, Old Salinas River, Orcutt Creek, Shuman Canyon Creek, Casmalia Canyon Creek, and Arroyo Paredon.

In addition, this amendment makes numerous non-substantive editorial changes to Basin Plan language, including revisions to maps and figures, correction of historical transcription errors, and correction of regulatory citations and outdated language. These non-substantive changes will not have a regulatory effect.

This amendment will improve effectiveness of water quality protection due to increased clarity and accuracy of language in the Basin Plan, updated beneficial use designations, improved terminology consistency, and updated names and locations of waterbodies.