

State Water Resources Control Board
Resolution No. 83-92

APPROVAL OF AN AMENDMENT TO THE WATER QUALITY
CONTROL PLAN FOR THE KLAMATH RIVER BASIN (IA)
AND THE NORTH COASTAL BASIN (IB) TO REVISE THE
POLICY AND ACTION PLAN FOR CONTROL OF DISCHARGES
OF HERBICIDE WASTES FROM SILVICULTURAL APPLICATIONS

WHEREAS:

1. The North Coast Regional Water Quality Control Board (Regional Board) adopted Water Quality Control Plans (basin plans) for the Klamath River Basin (IA) and the North Coastal Basin (IB) on March 20, 1975 and amended the plans on March 25, 1976; the plans and amendments have been approved by the State Board and the Environmental Protection Agency.
2. The Regional Board adopted basin plan amendments for the Klamath River Basin (IA) and the North Coastal Basin (IB) on January 22, 1981 containing a policy and action plan for control of discharges of herbicide wastes from silvicultural application and has submitted these amendments to the State Water Resources Control Board for approval.
3. The State Water Resources Control Board designated the U.S. Forest Service (USFS) as the management agency for National Forest System lands, effective upon execution of a Management Agency Agreement (MAA).
4. The State Board Executive Director has executed an MAA with the USFS which describes a prioritization and schedule for the development and updating of Best Management Practices.
5. Pursuant to the MAA, the USFS developed Pesticide Management Practices 5.8 - 5.14.
6. On August 18, 1983, the State Board certified the USFS Pesticide Management Practices 5.8 - 5.14 as Best Management Practices (BMPs) for inclusion in the State's Areawide Waste Treatment Management Plan.
7. The goals of these BMPs include:
 - a. Minimizing the risk of herbicides and other pesticides inadvertently entering water;
 - b. Minimizing the risk of herbicides and other pesticides falling directly into water;
 - c. Avoiding water contamination by complying with all label instructions and restrictions; and
 - d. Determining whether herbicides and other pesticides have been restricted to intended target areas and to document and provide early warning of substantial water contamination.

8. The basin plan amendment, as adopted by the Regional Board on July 28, 1983 (Regional Board Resolution No. 83-10), calls for a waiver of Waste Discharge Requirements when the USFS BMPs are implemented, relevant basin plan provisions are followed, and water quality is protected.
9. This waiver policy applies to private industry as well as the Forest Service.
10. The Regional Board will issue Waste Discharge Requirements on a case-by-case basis where the implementation of the USFS BMPs will be insufficient for protection of water quality.
11. The Regional Board has directed its staff to establish a working group composed of its staff, the USFS, and the interested public; and this group will provide an annual report on the implementation and effectiveness of the USFS BMPs in protecting water quality.
12. A CEQA functional equivalent document has been prepared by Regional Board staff, pursuant to Public Resources Code Section 21080.5 and the Federal Clean Water Act (PL 92-500 and 95-217), and the State Board concurs with the finding that the basin plan amendments will not have a significant adverse effect on the environment.
13. Basin Plan amendments do not become effective until approved by the State Board.

THEREFORE BE IT RESOLVED:

That the State Board approves the amendment to the basin plans for the Klamath River Basin (IA) and the North Coastal Basin (IB) revising the Policy and Action Plan for Control of Discharges of Herbicide Wastes from Silvicultural Applications, as contained in Regional Board Resolution No. 83-10.

CERTIFICATION

The undersigned, Executive Director of the State Water Resources Control Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on December 15, 1983.



Michael A. Campos
Executive Director