

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING SESSION – CENTRAL VALLEY REGIONAL WATER BOARD
SEPTEMBER 9, 2014**

ITEM 5

SUBJECT

CONSIDERATION OF A RESOLUTION TO APPROVING AMENDMENTS TO THE WATER QUALITY CONTROL PLAN FOR THE SACRAMENTO RIVER AND SAN JOAQUIN RIVER BASINS TO EDIT AND UPDATE LANGUAGE.

DISCUSSION

On March 27, 2014, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted [Resolution R5-2014-0037](#) amending the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins to edit and update language. These amendments correct the description of the boundary between the San Joaquin River Basin and the Tulare Lake Basin; remove, correct and update footnotes in several tables; correct typographical errors; and update references to the California Department of Public Health and the California Department of Fish and Wildlife. In addition the amendments will incorporate the State Water Resources Control Board (State Water Board) policies for supplemental environmental projects, compliance schedules and recycled water and update the incorporation of the implementation policy for toxics and the enforcement policy.

POLICY ISSUE

Should the State Water Board approve amendments to the Basin Plan to correct errors and update the language?

FISCAL IMPACT

Central Valley Water Board and State Water Board staff work associated with or resulting from this action will be addressed with existing and future budgeted resources.

REGIONAL BOARD IMPACT

Yes, approval of this resolution will amend the Central Valley Water Board's Water Quality Control Plan for the Sacramento River and San Joaquin River Basins.

STAFF RECOMMENDATION

That the State Water Board:

1. Approves the amendments to the Basin Plan adopted under Central Valley Water Board Resolution R5-2014-0037.
2. Authorizes the Executive Director, or designee, to transmit the amendment adopted under Central Valley Water Board Resolution R5-2014-0037 to the Office of Administrative Law.

State Water Board action on this item will assist the Water Boards in reaching Goal 4 of the Strategic Plan Update: 2008-2012 to comprehensively address water quality protection and restoration. In particular, approval of this item will assist in fulfilling Objective 4.2 which envisions basin plans that are updated by 2015 and that fully integrate other statewide plans and policies.

DRAFT

STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2014-

APPROVING AMENDMENTS TO THE WATER QUALITY CONTROL PLAN FOR THE SACRAMENTO RIVER AND SAN JOAQUIN RIVER BASINS TO EDIT AND UPDATE LANGUAGE

WHEREAS:

1. On March 27, 2014, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted Resolution [R5-2014-0037](#) amending the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins to edit and update language.
2. Central Valley Water Board staff prepared documents and followed procedures satisfying State laws and regulations.
3. The State Water Board finds that these amendments will not result in direct or reasonably foreseeable indirect physical change in the environment, and is thus not subject to the California Environmental Quality Act (CEQA). (Cal Code Regs., tit. 14, § 15378, subd. (a). In addition, these amendments are not a “project” within the meaning of CEQA because they are an “organizational or administrative activit[y] of government that will not result in direct or indirect physical changes in the environment.” (Cal Code Regs., tit. 14, § 15378, subd. (b)(5).) Finally, if these amendments are determined to be subject to CEQA, they are exempt therefrom because it can be seen with certainty that there is no possibility that these amendments will have a significant effect on the environment. (Cal Code Regs., tit. 14, § 15061, subd. (b)(3).)
4. The State Water Board finds that the Basin Plan amendments are in conformance with Water Code section 13240, which specifies that the Regional Water Quality Control Board may revise basin plans.
5. Non-regulatory Basin Plan amendments do not become effective until approved by the State Water Board and until the Office of Administrative Law (OAL) has concurred on its non-regulatory status.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the amendments to the Basin Plan as adopted under Central Valley Water Board Resolution R5-2014-0037.

D R A F T

2. Authorizes the Executive Director or designee to submit the amendments adopted under Central Valley Water Board Resolution R5-2014-0037 to OAL for concurrence on its non-regulatory status and to U. S. Environmental Protection Agency for informational purposes.

CERTIFICATION

The undersigned Clerk to the 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 September 9, 2014.

Jeanine Townsend
Clerk to the Board