

**State of California
Office of Administrative Law**

In re:
State Water Resources Control Board

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Regulatory Action:

Government Code Section 11353

Title 23, California Code of Regulations

OAL File No. 2015-0415-04 S

Adopt sections: 3949.10

Amend sections:

Repeal sections:

This rulemaking action by the State Water Resources Control Board, pursuant to Government Code section 11353, adopts the Central Valley Regional Water Quality Control Board's amendments to the Water Quality Control Plan for the Sacramento and San Joaquin River Basins regarding the establishment of a regulatory framework for the Royal Mountain King Mine Site in Calaveras County.

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

Date: 5/19/2015



**Dale P. Mentink
Senior Attorney**

**For: DEBRA M. CORNEZ
Director**

**Original: Thomas Howard
Copy: Gene Davis**

NOTICE PUBLICATION/REGULATIONS SUBMISSION

REGULAR 11353
(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2015-0415-045	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only		2015 APR 15 AM 10:57	
NOTICE		REGULATIONS	

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

MAY 19 2015

2:04pm

AGENCY WITH RULEMAKING AUTHORITY State Water Resource Control Board	AGENCY FILE NUMBER (if any) 2015-0003
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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 Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER	PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Groundwater Regulatory Framework for the Royal Mountain King Mine Site	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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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 3949.10.
	AMEND
TITLE(S) 23	REPEAL

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 §§11346.2-11347.3 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 §§11349.3, 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) Gov't Code Section 11353 (Basin Plan Amendments)	

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) Upon Approval (Gov't Code Section 11353(b)(5))

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 Gene Davis	TELEPHONE NUMBER (916) 464-4687	FAX NUMBER (Optional) (916) 464-4779	E-MAIL ADDRESS (Optional) Gene.Davis@waterboards.ca.gov
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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>Pamela C. Creedon</i>	DATE 4-6-2015
TYPED NAME AND TITLE OF SIGNATORY Pamela C. Creedon, Executive Officer, Central Valley Water Board	

For use by Office of Administrative Law (OAL) only
ENDORSED APPROVED
MAY 19 2015
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 5. Central Valley Region

Section 3949.10. Groundwater Regulatory Framework Towards Closure of the Royal Mountain King Mine Site

Central Valley Regional Water Quality Control Board Resolution R5-2014-0047, adopted on 28 March 2014, amends the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins to require implementation of a groundwater management strategy, to de-designate the MUN and AGR groundwater beneficial uses in certain areas of the Royal Mountain King Mine Site, and to establish groundwater variances for the IND and PRO groundwater beneficial uses for certain constituents in those same areas.