

**California Regional Water Quality Control Board
Santa Ana Region**

March 18, 2010

STAFF REPORT

ITEM: 10

SUBJECT: Declaration of Conformance with the State Recycled Water Policy

DISCUSSION:

Attached is the document: "Declaration of Conformance with Recycled Water Policy", prepared by Tim Moore of Risk Sciences on behalf of Santa Ana River Watershed wastewater treatment and water supply stakeholders and in collaboration with Board staff.

The Declaration document serves to confirm that the 2004 Salt Management Plan that was incorporated into the Water Quality Control Plan for the Santa Ana Region (Basin Plan) and the current effort by stakeholders to implement an emerging contaminants monitoring program are consistent with the following 3 primary requirements specified in the State Recycled Water Policy (State Board Resolution No. 2009-1):

1. Develop and enact a Salt and Nutrient Management Plan through a locally-driven and controlled collaborative process.
2. Establish an appropriate water quality monitoring program to implement the Salt and Nutrient Management Plan.
3. Streamline the permitting process to facilitate increased use of recycled water wherever possible and especially for landscape irrigation projects.

While the State Recycled Water Policy does not formally require the submittal of a conformance document, Board staff believes that it is important to recognize, and confirm with the State Board, that the 2004 Salt Management Plan and the collaborative efforts of the stakeholders to develop that plan fully comply with the Policy. Indeed, the Recycled Water Policy relies to a large extent on the work completed in this Region.

STAFF RECOMMENDATION:

Adopt Resolution R8-2010-0012, as proposed.

**California Regional Water Quality Control Board
Santa Ana Region**

RESOLUTION NO. R8-2010-0012

Declaration of Conformance with the State Recycled Water Policy

WHEREAS, the California Regional Water Quality Control Board, Santa Ana Region (hereinafter Water Board), finds that:

1. Amendments to the Basin Plan to incorporate a revised Total Dissolved Solids and Nitrogen Management Plan (or Salt Management Plan) into the 1995 Basin Plan were approved by the Regional Board on January 22, 2004, by the State Water Resources Control Board on October 1, 2004 and by the Office of Administrative Law on December 23, 2004.
2. The Total Dissolved Solids and Nitrogen Management Plan addresses total dissolved solids (TDS) and nitrogen in both surface waters and groundwaters throughout the Santa Ana River basin.
3. The Total Dissolved Solids and Nitrogen Management Plan contains groundwater and surface water monitoring requirements.
4. The revised Total Dissolved Solids and Nitrogen Management Plan promotes the use of recycled water throughout the region while ensuring protection of beneficial uses.
5. The Total Dissolved Solids and Nitrogen Management Plan was developed through a collaborative effort by the Regional Board and numerous wastewater treatment and water supply stakeholders within the Santa Ana River Watershed ("the Nitrogen and TDS Task Force"). The Regional Board and these stakeholders are now continuing the task force effort (now, the "Basin Monitoring Program Task Force") to provide for coordinated implementation of the Salt Management Plan. The Regional Board and watershed stakeholders have also implemented a third task force effort (the "Emerging Constituents Workgroup"). The Workgroup has developed an emerging constituents monitoring and reporting program that was approved by the Regional Board (Resolution No. R8-2009-0071).
6. The State Water Resources Control Board adopted the State Recycled Water Policy (Resolution No. 2009-1).
7. The Task Force has prepared a "Declaration of Conformance with Recycled Water Policy" document ("Declaration of Conformance") that demonstrates that the Salt Management Plan and subsequent Task Force actions and activities are consistent with and fulfill requirements of the State Water Recycled Policy. The Declaration is attached hereto as Attachment 1.

THEREFORE, BE IT RESOLVED THAT:

1. The Regional Board hereby confirms its agreement with the findings in the Declaration of Conformance.
2. The Executive Officer is directed to forward this Resolution and the attached Declaration of Conformance to the State Board.

I, Gerard J. Thibeault, Executive Officer, do hereby certify that the foregoing is a full, true and correct copy of a resolution adopted by the California Regional Water Quality Control Board, Santa Ana Region, on March 18, 2010.

Gerard J. Thibeault
Executive Officer

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