

STATE WATER RESOURCES CONTROL BOARD  
DRAFT ORDER 2016-XXXX-EXEC

AMENDING

WATER QUALITY ORDER 2013-0002-DWQ  
(AS AMENDED BY ORDERS 2014-0078-DWQ, 2015-0029-DWQ, AND 2016-0073-EXEC)

GENERAL PERMIT NO. CAG 990005

STATEWIDE GENERAL NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM  
(NPDES) PERMIT FOR RESIDUAL AQUATIC PESTICIDE DISCHARGES TO WATERS OF  
THE UNITED STATES FROM ALGAE AND AQUATIC WEED CONTROL APPLICATIONS

The State of California, Water Resources Control Board (hereafter State Water Board) finds:

1. The State Water Board is authorized to prescribe statewide general National Pollutant Discharge Elimination System permits for categories of discharges that involve the same or similar operations and the same or similar types of waste pursuant to the California Water Code section 13263(i).
2. In March 2013, the State Water Board reissued the Weed Control Permit under Water Quality Order 2013-0002-DWQ<sup>1</sup> to cover the point source discharge of residual pesticides from pesticide applications for aquatic weed control. The Weed Control Permit covers only pesticides that are registered for aquatic use by U.S. Environmental Protection Agency and the California Department of Pesticide Regulation.
3. Section III.B of the Weed Control Permit provides delegation authority from the State Water Board to the Executive Director for the following actions:
  - a. Amend the permit to add new active ingredients currently registered by the California Department of Pesticide Regulation for the control of aquatic weeds; and
  - b. Add dischargers to the list of public agencies in Attachment G of the Weed Control Permit that have satisfactorily completed the California Environmental Quality Act process and have been granted an exception from meeting receiving water limitations for pesticide active ingredients that are priority pollutants in accordance with section 5.3 of the State Water Board Policy for Implementation of Toxics Standards for Inland Surface Waters, Enclosed Bays, and Estuaries of California (SIP).

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<sup>1</sup> Statewide General National Pollutant Discharge Elimination System (NPDES) Permit for Residual Aquatic Pesticide Discharges to Waters of the United States from Algae and Aquatic Weed Control Applications ([http://www.waterboards.ca.gov/board\\_decisions/adopted\\_orders/water\\_quality/2013/wqo2013\\_0002dwq.pdf](http://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2013/wqo2013_0002dwq.pdf)). The State Water Board amended Order 2013-0002-DWQ through Orders 2014-0078-DWQ, 2015-0029-DWQ, and 2016-0073-EXEC.

4. The State Water Board granted exceptions to public agencies and mutual water companies that met the criteria stated in SIP section 5.3 for short-term or seasonal exceptions from meeting the receiving water limitations for priority pollutants of acrolein and copper.
5. This item proposes to amend the Weed Control Permit to add the City of Redwood City to Attachment G. The City of Redwood City has complied with the exception requirements of SIP section 5.3.

**IT IS HEREBY ORDERED THAT:**

Pursuant to the authority delegated by Water Code section 13267(f), Resolution 2002-0104, and Order 2015-0029-DWQ, Order 2013-0002-DWQ is hereby amended as shown in Attachment A.

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Dated

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Thomas Howard  
Executive Director

## ATTACHMENT A

GENERAL NPDES PERMIT FOR RESIDUAL  
AQUATIC PESTICIDE DISCHARGES FROM  
ALGAE AND AQUATIC WEED CONTROL APPLICATIONS

ORDER 2013-0002-DWQ  
(AS AMENDED BY ORDERS 2014-0078-DWQ,  
2015-0029-DWQ, 2016-0073-EXEC, and  
**2016-XXXX-EXEC**)  
NPDES NO. CAG990005

### Attachment G – Exception List

#### **LIST OF PUBLIC AGENCIES AND MUTAL WATER COMPANIES GRANTED AN EXCEPTION PURSUANT TO STATE WATER RESOURCES CONTROL BOARD POLICY FOR IMPLEMENTATION OF TOXICS STANDARDS FOR INLAND SURFACE WATERS, ENCLOSED BAYS, AND ESTUARIES OF CALIFORNIA (POLICY)**

The public entities and mutual water companies listed herein have prepared Initial Studies, Negative Declarations (ND), or Mitigated Negative Declarations (MND), and Notices of Determination for the discharge of algacides and aquatic herbicides in accordance with the California Environmental Quality Act (CEQA (Public Resources Code § 21000 et seq.)) to comply with the exception requirements of section 5.3 of the Policy. The boards of each public entity or mutual water company, as the lead agencies under CEQA, approved the Final ND/MND and determined that the discharge of algacides and aquatic herbicides in their respective projects would not have a significant effect on the environment. These public entities and mutual water companies have determined that the water quality or related water quality impacts identified in the environmental assessments of the ND/MND are less than significant.

In addition to submitting the CEQA documentation, these public entities and mutual water companies have also complied with the other exception requirements of section 5.3 of the Policy.

As required in section 15096 of the CEQA Guidelines, the State Water Resources Control Board (State Water Board), as a Responsible Agency under CEQA, considered the ND/MND approved by the board of each public entity or mutual water company and finds that the projects will have less than significant water quality impact if the waste discharge requirements in this General Permit are followed. Accordingly, the public entities and mutual water companies listed herein are hereby granted an exception pursuant to section 5.3 of the Policy.

1. Byron-Bethany Irrigation District
2. City of Antioch Department of Public Works
3. City of Sacramento
4. City of Poway
5. [City of Redwood City](#)
6. Contra Costa Water District
7. Contra Costa County Flood Control and Water Conservation District
8. Department of Food and Agriculture
9. Department of Water Resources
10. Fresno Irrigation District
11. Friant Water Users Authority

12. Glenn-Colusa Irrigation District
13. Helix Water District
14. James Irrigation District
15. Madera Irrigation District
16. Maine Prairie Water District
17. Marin Municipal Water District
18. Merced Irrigation District
19. Metropolitan Water District of Southern California
20. Modesto Irrigation District
21. Nevada Irrigation District
22. North Marin Water District
23. Oakdale Irrigation District
24. Placer County Water Agency
25. Potter Valley Irrigation District
26. Princeton-Cordora-Glenn Irrigation District
27. Provident Irrigation District
28. Reclamation District 108
29. Reclamation District 1000
30. Reclamation District 1004
31. San Diego County Water Authority
32. Santa Cruz Water Department
33. Santa Fe Irrigation District
34. Solano Irrigation District
35. South Feather Water and Power Agency
36. South Sutter Water District
37. Sweet Water Authority
38. Tehama Colusa Canal Authority
39. Turlock Irrigation District
40. Woodbridge Irrigation District
41. Yolo County Flood Control and Water Conservation District