

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 76-106

DELEGATING AUTHORITY TO THE EXECUTIVE OFFICER
TO PREPARE, SIGN, AND FILE NOTICES OF DETERMINATION
UNDER CEQA

WHEREAS:

1. The California Environmental Quality Act of 1970 (Public Resources Code Section 21000 et seq.), hereafter referred to as "CEQA", requires state agencies to prepare and file Notices of Determination with the Secretary of the Resources Agency when they are lead agencies; such Notices are filed after the lead agency makes decisions on projects and include the lead agencies' determination of whether the project will have a significant effect on the environment.
2. State Board Resolution No. 75-92 authorizes the Executive Officer, after review at a workshop meeting, to prepare, sign, and file environmental documents and Notices of Exemption in connection with approval of applications to appropriate water and other water right actions in conformity with regulations of the Secretary of the Resources Agency and the Board; but such authorization did not extend to preparation, signature, and filing of Notices of Determination for Negative Declarations which elicit no adverse comments or upon which all comments have been resolved to the satisfaction of the commenter and after notification by the State Clearinghouse of compliance with CEQA without further review at a second workshop.
3. CEQA requires state agencies to certify that their decision-making bodies have reviewed environmental documents prepared by other public agencies acting as lead agencies for projects before the Board for approval.
4. An expedited procedure is appropriate for filing of Notices of Determination under such circumstances and certifying review of environmental documents.

THEREFORE BE IT RESOLVED:

1. That the State Board authorizes the Executive Officer to prepare, sign and file Notices of Determination for projects for which a Negative Declaration has been approved by the Board and circulated through the State Clearinghouse, except as provided in No. 2 below.

2. That the authority delegated in No. 1 next above to file Notices of Determination shall be exercised only for projects on which circulation of the Negative Declaration elicited no adverse comments or upon which all comments are resolved to the satisfaction of the commenter.
3. That the State Board authorizes the Executive Officer to certify that it has reviewed environmental documents prepared by other public agencies following such review.
4. That the authority delegated herein to the Executive Officer may be redelegated in writing by him to the Deputy Executive Officer or Division Chiefs.

CERTIFICATION

The undersigned, Executive Officer 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 September 16, 1976.

Bill B. Dendy

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Executive Officer