

State Water Resources Control Board
Resolution No. 87-77

ADOPTION OF EMERGENCY REGULATIONS AMENDING SUBCHAPTER 9 OF CHAPTER 3 OF
TITLE 23 OF THE CALIFORNIA ADMINISTRATIVE CODE

WHEREAS:

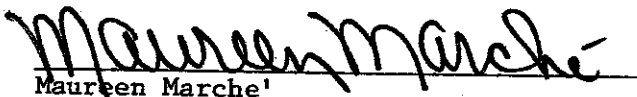
1. The Porter-Cologne Water Quality Control Act, Division 7 of the California Water Code, commencing with Section 13000, provides the authority for the regulation of waste discharges to the waters of the State through the issuance of Waste Discharge Requirements (WDRs).
2. Section 13260 of the California Water Code requires the submittal of a report of waste discharge and filing fee to the appropriate Regional Water Quality Control Board prior to the issuance of Waste Discharge Requirements.
3. Regulations establishing the Filing Fee Schedule in Section 2200 Subchapter 9 of Chapter 3 of the Title 23 of the California Administrative Code (Subchapter 9) were last updated in 1982. The maximum fee payable under this schedule is \$10,000.
4. Section 13260 of the California Water Code was amended by Chapter 268 of the Statutes of 1984 increasing the maximum allowable filing fee from \$10,000 to \$50,000.
5. Since the 1982 update of the Filing Fee Schedule, changes have been made in the regulations relative to the discharge of waste to land and confined animal feeding operations that need to be addressed in the Filing Fee Schedule.
6. The Division of Water Quality (DWQ) has prepared amendments to Section 2200 of Subchapter 9 to address changes in discharge categories necessary for consistency with the current State Board regulations.
7. The Budget Act for Fiscal Year 1987-88 as contained in Chapter 135 of the Statutes of 1987 directs the State Board to adopt a revised Filing Fee Schedule through emergency regulations increasing the maximum fee of \$10,000 to a maximum fee of \$20,000.
8. The amendments prepared by DWQ increase the filing fee amounts as directed by the Budget Act.

THEREFORE BE IT RESOLVED:

That the State Water Resources Control Board adopts the attached regulations to be codified in Subchapter 9 of Chapter 3 of Title 23 of the California Administrative Code, as an emergency regulation and authorizes the Executive Director to initiate formal rulemaking to convert this emergency regulation into a permanent regulation.

CERTIFICATION

The undersigned, Administrative Assistant 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 the State Water Resources Control Board held on August 20, 1987.


Maureen Marche'
Administrative Assistant to the Board