

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2003 - 0040

APPROVING AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN
FOR THE CENTRAL VALLEY REGION TO ESTABLISH A PROGRAM FOR
THE CONTROL OF MERCURY IN CLEAR LAKE

WHEREAS:

1. The Central Valley Regional Water Quality Control Board (Regional Board) adopted a revised Water Quality Control Plan for the Central Valley Region (Basin Plan) on May 3, 1996, which was approved by the State Water Resources Control Board (SWRCB) on September 19, 1996 and by the Office of Administrative Law (OAL) on January 10, 1997.
2. On December 6, 2002, the Regional Board adopted Resolution No. R5-2002-0207 (attached) amending the Basin Plan to establish a program for the control of mercury in Clear Lake.
3. SWRCB finds that the Basin Plan amendment to establish a program for the control of mercury in Clear Lake is in conformance with Water Code section 13240, which specifies that Regional Water Quality Control Boards shall periodically review and may revise Basin Plans.
4. Regional Board staff prepared documents and followed procedures satisfying environmental documentation requirements in accordance with the California Environmental Quality Act and other State laws and regulations.
5. A Basin Plan amendment does not become effective until approved by SWRCB and until the regulatory provisions are approved by OAL, and in the case of a surface water standards action, by the U.S. Environmental Protection Agency (USEPA).
6. All Total Maximum Daily Loads (TMDLs) must be approved by USEPA.

THEREFORE BE IT RESOLVED THAT:

SWRCB:

1. Approves the amendment to the Basin Plan to establish a program for the control of mercury in Clear Lake as adopted under Regional Board Resolution No. R5-2002-0207.
2. Authorizes the Executive Director or designee to transmit the amendment and administrative record for this action to OAL and the TMDL to USEPA for approval.

CERTIFICATION

The undersigned, Clerk 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 of the State Water Resources Control Board held on May 21, 2003.


Debbie Irvin
Clerk to the Board