STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2018-0012

APPROVING AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN FOR THE CENTRAL COASTAL BASIN TO UPDATE THE TURBIDITY WATER QUALITY OBJECTIVE UNITS OF MEASUREMENT FROM JACKSON TURBIDITY UNITS (JTU) TO NEPHELOMETRIC TURBIDITY UNITS (NTU)

WHEREAS:

- On July 14, 2017, the Central Coast Regional Water Quality Control Board (Central Coast Water Board) adopted <u>Resolution No. R3-2017-0014</u> amending the Water Quality Control Plan for the Central Coastal Basin (Basin Plan) to update the turbidity water quality objective units of measurement from Jackson Turbidity Units (JTU) to Nephelometric Turbidity Units (NTU) as a non-substantive Basin Plan amendment.
- 2. The Basin Plan amendment makes editorial changes by updating the turbidity units from historic Jackson Turbidity Units (JTU) to the current standard Nephelometric Turbidity Units (NTU).
- 3. The Basin Plan amendment is a change without regulatory effect including but not limited to non-substantive revisions to its structure, grammar, and organization (California Code of Regulations (CCR), title 1, section 100, subdivision (a)).
- 4. The proposed Basin Plan amendment is not a "project" within the meaning of the California Environmental Quality Act (CEQA) because it will neither cause a direct physical change in the environment, or a reasonably foreseeable indirect change. See Public Resources Code section 21065 [defining "project"]; CCR, title 14, section 15378 [defining "project"]. As a result, this amendment is not subject to CEQA, and therefore not subject to the Central Coast Water Board's certified regulatory program regulations for implementing CEQA (CCR, title 23, section 3720, subdivisions (b) and (c)(2)).
- 5. The State Water Board finds that the Basin Plan amendment is in conformance with Water Code section 13240, which specifies that regional water quality control boards may revise water quality control plans.
- 6. The regulatory action meets the "Necessity" standard of the Administrative Procedures Act, Government Code, section 11353, subd. (b).
- 7. A Basin Plan amendment does not become effective until approved by the State Water Board and until the regulatory provisions are approved by the California Office of Administrative Law (OAL).

THEREFORE BE IT RESOLVED THAT:

The State Water Resources Control Board:

1. Approves the amendment to the Basin Plan adopted under Central Coast Water Board Resolution No. R3-2017-0014.

2. Authorizes and directs the Executive Director or designee to submit the amendment adopted under Central Coast Water Board Resolution No. R3-2017-0014 and the administrative record for this action to the California Office of Administrative Law.

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 March 6, 2018.

AYE: Chair Felicia Marcus

Vice Chair Steven Moore

Board Member Dorene D'Adamo Board Member Tam M. Doduc Board Member E. Joaquin Esquivel

NAY: None ABSENT: None ABSTAIN: None

> Jeanine Townsend Clerk to the Board

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