State of California
Office of Administrative Law

In re:
State Water Resources Control Board

Regulatory Action:

Title 23, California Code of Regulations

Adopt sections: 3929.15
Amend sections:
Repeal sections:

NOTICE OF APPROVAL OF REGULATORY ACTION

Government Code Section 11353

OAL Matter Number: 2017-0201-03

OAL Matter Type: Regular (S)

State Water Resources Control Board Resolution No. 2016-0058, adopted November 15, 2016, amends the Water Quality Control Plan for the Central Coast Region. The amendments revise designated beneficial uses for several waterbodies and make numerous changes without regulatory effect. This action is submitted for review under Government Code section 11353.

OAL approves this regulatory action pursuant to section 11353 of the Government Code.

Date: March 16, 2017

Amy R. Gowan
Attorney

For: Debra M. Cornez
Director

Original: Thomas Howard
Copy: Steven G. Saiz
**A. PUBLICATION OF NOTICE**  
(Complete for publication in Notice Register)

1. SUBJECT OF NOTICE  
   TITLE(S)  
   FIRST SECTION AFFECTED  
   2. REQUESTED PUBLICATION DATE

3. NOTICE TYPE  
   - Notice re Proposed Regulatory Action  
   - Other

4. AGENCY CONTACT PERSON  
   TELEPHONE NUMBER  
   FAX NUMBER (Optional)

5. OAL USE ONLY  
   ACTION ON PROPOSED NOTICE  
   - Approved as Submitted  
   - Approved as Modified  
   - Disapproved/Withdrawn  
   NOTICE REGISTER NUMBER  
   PUBLICATION DATE

**B. SUBMISSION OF REGULATIONS**  
(Complete when submitting regulations)

1a. SUBJECT OF REGULATIONS  
   Basin Plan Amendment to Revise Beneficial Use Designations

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxic related)

   - SECTION(S) AFFECTED  
     (List all section number(s) individually. Attach additional sheet if needed.)  
     ADOPT  
     3929.15  
     AMEND  
     23

3. TYPE OF FILING  
   - Regular Rulemaking (Gov. Code §11346)  
   - Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §11349.4(b))  
   - Emergency (Gov. Code, §11346.1(b))  
   - Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.

4. EFFECTIVE DATE OF CHANGES (Gov. Code, §§11343.4, 11346.1(d); Cal. Code Regs., title 1, §44 and Gov. Code, §11347.1)

   - Effective upon Approval (CA Gov't Code 11353)

5. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

   - Department of Finance (Form STD. 399) (SAM §6660)
   - Fair Political Practices Commission
   - State Fire Marshal

6. CONTACT PERSON  
   TELEPHONE NUMBER  
   FAX NUMBER (Optional)  
   E-MAIL ADDRESS (Optional)

7. SIGNATURE  
   TYPE NAME AND TITLE OF SIGNATORY

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

   SIGNATURE:  
   DATE:  

ENDORSED - FILED  
MAR  16 2017  
Office of Administrative Law
Concise Summary of Regulatory Provisions

Title 23. Waters
Division 4. Regional Water Quality Control Boards
Chapter 1. Water Quality Control Plans, Policies, and Guidelines
Article 3. Central Coast Region

The following section 3929.15 is to be added to Title 23 of the California Code of Regulations:

Section 3929.15 – “Basin Plan Amendment to Revise Beneficial Use Designations and to Make Editorial Changes.”

The Regional Water Quality Control Board, Central Coast Region (Central Coast Water Board) adopted Resolution No. R3-2016-0030 on July 28, 2016, amending the Water Quality Control Plan for the Central Coastal Basin (Basin Plan). The State Water Resources Control Board approved the amendment under Resolution No. 2016-0058 on November 15, 2016.

Resolution No. R3-2016-0030 revises designated beneficial uses for the following surface waterbodies in Table 2-1 of the Basin Plan: Newell Creek, Carneros Creek, Old Salinas River Estuary (downstream of Potrero Road), Tembladero Slough, Salinas Reclamation Canal, Gabilan Creek, Old Salinas River, Orcutt Creek, Shuman Canyon Creek, Casmalia Canyon Creek, and Arroyo Paredon.

In addition, this amendment makes numerous non-substantive editorial changes to Basin Plan language, including revisions to maps and figures, correction of historical transcription errors, and correction of regulatory citations and outdated language. These non-substantive changes will not have a regulatory effect.

This amendment will improve effectiveness of water quality protection due to increased clarity and accuracy of language in the Basin Plan, updated beneficial use designations, improved terminology consistency, and updated names and locations of waterbodies.