

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION**

RESOLUTION NO. R5-2015-0046

**APPROVAL OF THE
STORM WATER QUALITY MANAGEMENT PROGRAM**

FOR

**FRESNO METROPOLITAN FLOOD CONTROL DISTRICT, CITY OF FRESNO,
CITY OF CLOVIS, COUNTY OF FRESNO, AND
CALIFORNIA STATE UNIVERSITY FRESNO
FOR
STORM WATER DISCHARGES FROM THE FRESNO-CLOVIS URBANIZED AREA
MUNICIPAL SEPARATE STORM SEWER SYSTEM
FRESNO COUNTY**

The California Regional Water Quality Control Board, Central Valley Region, (hereafter Central Valley Water Board) finds that:

1. On 31 May 2013, the Central Valley Water Board adopted Waste Discharge Requirements Order R5-2013-0080 (Order) (NPDES Permit No. CA0083500), prescribing waste discharge requirements for the Fresno Metropolitan Flood Control District, City of Fresno, City of Clovis, County of Fresno, and California State University Fresno (hereafter jointly referred to as 'Permittees') Phase I Municipal Separate Storm Sewer System (MS4), Fresno County.
2. The Permittees have jurisdiction over and/or maintenance responsibilities for the storm drainage system in the Fresno/Clovis Urbanized Area. The storm drain system is owned and operated by the Fresno Metropolitan Flood Control District.
3. The storm drain system includes 158 drainage areas, with all but five of the drainage areas discharging to a system of 153 retention or detention storm water basins. Three (3) of the five drainage areas discharge directly to surface water through a pumping station to an irrigation canal and two (2) of the drainage areas drain by gravity to the San Joaquin River without benefit of any basin storage. Urban storm water runoff not recharged by the storm water basins is discharged to canals in the Tulare Lake Basin. The majority of the canals eventually flow into the Herndon Canal which discharges into the San Joaquin River outside the MS4 permit area.
4. Order R5-2013-0080, Provision D.2 requires, by 2 December 2013, the Permittees to revise the Storm Water Quality Management Program (SWQMP) to address the requirements of Order R5-2013-0080 and to submit the revised SWQMP for public review/comment and adoption by the Central Valley Water Board.
5. On 2 December 2013, the Permittees submitted a SWQMP update to fulfill Order R5-2013-0080, Provision D.2.
6. The SWQMP includes program elements to reduce the discharge of pollutants in storm water and authorized non-storm water discharges to the maximum extent practicable (MEP). Attachment C

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of Order R5-2013-0080 defines the MEP standard as the technology-based standard established by Congress in Clean Water Act section 402(p)(3)(B)(iii) that operators of MS4s must meet. Technology based standards establish the level of pollutant reductions that dischargers must achieve; typically by treatment or by a combination of source control and treatment control best management practices (BMPs). MEP generally emphasizes pollution prevention and source control BMPs primarily (as the first line of defense) in combination with treatment methods serving as a backup (additional line of defense). MEP considers economics and is generally, but not necessarily, less stringent than best available technology economically achievable.

7. The SWQMP describes the framework for management of storm water and non-storm water discharges during the term of Order R5-2013-0080. The SWQMP also describes the goals and objectives, legal authority, source identification process, funding sources, fiscal analysis, performance standards, best management practices, an evaluation and improvement process, and monitoring plan for the storm water management program.
8. In accordance with Order R5-2013-0080, the SWQMP includes the following program components:
 - a. Program Management
 - b. Construction Program
 - c. Industrial and Commercial Program
 - d. Municipal Operations Program
 - e. Illicit Connection and Discharge Program
 - f. Public Involvement and Education Program (Public Outreach)
 - g. Planning and Land Development Program
 - h. Storm Water Quality Monitoring Program
 - i. Program Effectiveness Assessment and Reporting Program
9. Central Valley Water Board staff has reviewed the SWQMP and found it to be in compliance with the provisions of the Order R5-2013-0080.
10. Issuance of this Resolution is exempt from the provisions of the California Environmental Quality Act (Pub. Resources Code, § 21000 et seq.) ("CEQA") pursuant to Water Code section 13389.
11. The Central Valley Water Board has notified the Permittees and interested agencies and persons of its intent to approve the SWQMP and has provided them with an opportunity to submit their written views and recommendations.
12. All comments pertaining to approval of the SWQMP were heard and considered in a public hearing.

THEREFORE, BE IT RESOLVED THAT:

The California Regional Water Quality Control Board, Central Valley Region, hereby approves the Fresno Metropolitan Flood Control District, City of Fresno, City of Clovis, County of Fresno, and California State University Fresno's *Storm Water Quality Management Program*.

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Any person aggrieved by this action of the Central Valley Water Board may petition the State Water Resources Control Board to review the action in accordance with California Water Code section 13320 and California Code of Regulations, title 23, section 2050 and following. The State Water Resources Control Board must receive the petition by 5:00 p.m., 30 days after the date of this Resolution, except that if the thirtieth day following the date of this Resolution falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Resources Control Board by 5:00p.m. on the next business day. Copies of the law and regulations applicable to filing petitions may be found on the internet at:

http://www.waterboards.ca.gov/public_notices/petitions/water_quality
or will be provided upon request.

I, PAMELA C. CREEDON, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of a Resolution adopted by the California Regional Water Quality Control Board, Central Valley Region, on **17 April 2015**.

Original signed by:

PAMELA C. CREEDON, Executive Officer