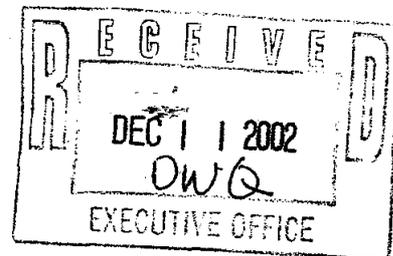


STATE OF CALIFORNIA  
OFFICE OF ADMINISTRATIVE LAW



In re:

STATE WATER RESOURCES CONTROL BOARD

REGULATORY ACTION:

Title 23, California Code of Regulations

Amend sections 3933

NOTICE OF APPROVAL OF REGULATORY  
ACTION

Government Code Section 11349.3

OAL File No. 02-1028-03 S

This basin plan amendment establishes a Total Maximum Daily Load (TMDL) for bacteria for Santa Monica Bay Beaches for summer (April 1 to October 31) and winter (November 1 to March 31) dry weather periods. The TMDL: (1) establishes the loading capacity of the bay beaches as the maximum densities of the four bacterial indicators (total coliform, fecal coliform, enterococcus, and total coliform when fecal-to-total ratio exceeds 0.1) specified in the basin plan as bacteriological water quality objectives for marine water having a water contact beneficial use designation; (2) specifies the maximum number of daily and weekly sampling days per dry period which each of the 56 existing shoreline monitoring stations may exceed any single sample maximum bacterial density water quality objective (no days of exceedance are allowed at any station during the summer dry weather period); (3) provides that all responsible jurisdictions and agencies within a subwatershed are jointly responsible for complying with the allowable number of exceedance days for each associated shoreline monitoring site; (4) establishes zero exceedance days during summer and winter dry weather for the three Publicly Owned Treatment Works discharging into Santa Monica Bay; (5) specifies that the samples are to be collected from the wave wash (the compliance point); and, (6) specifies that the allowable exceedance days, and the rolling 30-day geometric bacteria density means (specified in the basin plan as bacteriological water quality objectives) must be achieved within three years for the summer dry weather period and within six years for the winter dry weather period.

The amendment identifies the principle regulatory mechanisms to be used to implement the TMDL as the Los Angeles County Municipal Storm Water NPDES permit, the Caltrans Storm Water Permit, the three NPDES permits for the POTWs, and the authority vested in the Executive officer by Water Code section 13267. The amendment provides that within 120 days of its effective date responsible jurisdictions and agencies must submit coordinated shoreline monitoring plans and identify and provide documentation on 342 specified, potential discharges, and on unspecified, potential discharges to a specified Area of Special Biological Significance. The amendment also provides that within two years after the effective date the regional board must reopen the TMDL to re-evaluate allowable winter dry weather exceedance days and to re-evaluate the reference system and reference year used for setting allowable exceedance days.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code.

DWQ Received  
Division Chief's Office

DEC 13 2002

DATE: 12/09/02



---

MICHAEL McNAMER

Senior Counsel

for:

Original : Celeste Cantu, Executive Director

cc : Ling Tseng