On June 14, 2018, the Los Angeles Regional Water Quality Control Board adopted Resolution No. R18-005, which amends the Water Quality Control Plan for the Los Angeles Region (Basin Plan amendment). The amendment revises the 2007 Revolon Slough and Bearsley Wash TMDL program to align with the scope of the statewide Trash Amendments. On May 21, 2019, the State Water Resources Control Board (SWRCB) approved this amendment under Resolution No. 2019-0018.

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

Date: April 2, 2020

Thanh Huynh
Senior Attorney

For: Kenneth J. Pogue
Director

Original: Eileen Sobeck, Executive Director
Copy: Jun Zhu
STATE OF CALIFORNIA - OFFICE OF ADMINISTRATIVE LAW
NOTICE PUBLICATION/REGULATIONS SUBMISSION

NO. 11353

(See instructions on reverse)

OAL FILE NUMBERS
Z-

For use by Office of Administrative Law (OAL) only

NOTICE FILE NUMBER
REGULATORY ACTION NUMBER
EMERGENCY NUMBER
2020-0219-CYS

2020 FEB 19 P 1:16
OFFICE OF ADMINISTRATIVE LAW

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE
Amendment to the Los Angeles Basin Plan

2. REQUESTED PUBLICATION DATE
2020-0219-CYS

3. NOTICE TYPE
☐ Notice of Proposed Regulatory Action
☐ Notice of Proposed
☐ Other (Specify)

4. AGENCY CONTACT PERSON
TELEPHONE NUMBER
FAX NUMBER (Optional)
Jun Zhu (213) 576-6691
Jun.Zhu@waterboards.ca.gov

5. AGENCY WITH RULEMAKING AUTHORITY
State Water Resources Control Board

6. AGENCY FILE NUMBER (If any)
2019-0018

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATIONS
Reconsideration of the Revolon Slough/Beardsley Wash Trash TMDL

1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
3939.31

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

SECTION(S) AFFECTED
(List all section number(s)
Individually, Attach additional sheet if needed.)

Amend
3939.31

A. Regular Rulemaking (Gov. Code §11346)
☐ Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11346.2, 11347.3)
☐ Emergency (Gov. Code, §11346.1(b))

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.
☐ Emergency Readopt (Gov. Code, §11346.1(h))
☐ File & Print
☐ Print Only
☐ Changes Without Regulatory Effect (Cal. Code Regs., title 1, §11346.2)
☐ Other (Specify)

Gov Code Section 11353

3. TYPE OF FILING
☐ Regular Rulemaking (Gov. Code §11346)
☐ Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11346.2, 11347.3)
☐ Emergency (Gov. Code, §11346.1(b))

4. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11346.2, 11347.3) (Cal. Code Regs. title 1, §11346)
☐ Effective on filing with Secretary of State
☐ Effective January 1, April 1, July 1, or October 1 (Gov. Code §11346.4(a))
☐ $100 Changes Without Regulatory Effect
☐ Other (Specify)

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
☐ Other (Specify)

6. CONTACT PERSON
Jun Zhu
TELEPHONE NUMBER
(213) 576-6691

FAX NUMBER (Optional)

E-MAIL ADDRESS (Optional)
Jun.Zhu@waterboards.ca.gov

7. SIGNATURE OF AGENCY HEAD OR DESIGNEE
Renee Purdy, CEA

SIGNATURE
DATE
Yvonne Purdy
1/30/20

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED
APR 02 2020
Office of Administrative Law
§ 3939.31, Revolon Slough/Beardsley Wash Trash TMDL

Los Angeles Regional Water Quality Control Board (Los Angeles Water Board) Resolution No. R4-2007-007, adopted on June 7, 2007 by the Los Angeles Water Board, modified the regulatory provisions of the Water Quality Control Plan for the Los Angeles Region by: (1) revising the Table of Contents, (2) adding introductory text for Chapter 7 (Total Maximum Daily Loads), and (3) establishing a Total Maximum Daily Load for trash in Revolon Slough and Beardsley Wash.

The amendment establishes the numeric target with which wasteload allocations for point source discharges and load allocations for nonpoint source discharges are calculated. Wasteload allocations will be implemented through storm water permits via the authority vested in the Executive Officer by section 13267 of the Porter-Cologne Water Quality Control Act (Water Code section 13000 et seq.). Load allocations shall be implemented through either (1) a conditional waiver from waste discharge requirements, or (2) an alternative program implemented through waste discharge requirements or an individual waiver or another appropriate order of the Los Angeles Water Board.

The Regional Board adopted Resolution No. R18-005 on June 14, 2018 revising the TMDL to align the implementation requirements in the existing TMDL with the scope of the “Amendment to the Water Quality Control Plan for Ocean Waters of California to Control Trash” and “Part 1 Trash Provisions of the Water Quality Control Plan for Inland Surface Waters, Enclosed Bays, and Estuaries,” known as the statewide Trash Amendments. In accordance with the statewide Trash Amendments, MS4 permittees assigned WLAs in the Revolon Slough and Beardsley Wash Trash TMDL are only required to address point source discharges of trash in priority land use areas in the MS4. The revised TMDL requires nonpoint source responsible entities to revise their trash monitoring and reporting plans to increase the frequencies and locations of trash collection events to address any trash potentially discharged from non-priority MS4 land use areas.

The revised TMDL also removes the waivers of Waste Discharge Requirements to regulate nonpoint sources of trash and replaces the requirement with language referencing the statewide Policy for Implementation and Enforcement of the Nonpoint Source Pollution Control Program. The revised TMDL also separates requirements for the California Department of Transportation from requirements for other MS4 permittees, consistent with the statewide Trash Amendments.