

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2008-0089**

APPROVING AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN
FOR THE LOS ANGELES REGION (BASIN PLAN) TO INCORPORATE A
TOTAL MAXIMUM DAILY LOAD FOR EUTROPHIC, ALGAE, AMMONIA, AND
ODORS (NUTRIENTS) IN MACHADO LAKE

WHEREAS:

1. On May 1, 2008, the Los Angeles Regional Water Quality Control Board (Los Angeles Water Board) adopted [Resolution No. R08-006](#) amending the Basin Plan to incorporate a total maximum daily load (TMDL) for eutrophic, algae, ammonia, and odors (collectively referred to as “nutrients”) in Machado Lake.
2. The TMDL for nutrients in Machado Lake is designed to protect the municipal water supply, aquatic life habitat, water contact recreation, and non-contact water recreation beneficial uses of Machado Lake and to achieve the numeric and narrative water quality objectives set to protect those uses.
3. The Los Angeles Water Board found that the analysis contained in the Final Project Report, the California Environmental Quality Act (CEQA) “Substitute Document” for the proposed Basin Plan amendment, including the CEQA Checklist, the staff report, and the responses to comments prepared by Los Angeles Water Board staff and Resolution R08-006 adopted by the Los Angeles Water Board complies with the requirements of the State Water Resources Control Board’s (State Water Board’s) certified regulatory CEQA process, as set forth in the California Code of Regulations, Title 23, section 3775 et seq.
4. The State Water Board finds that in amending the Basin Plan to establish this TMDL, the Los Angeles Water Board complied with the requirements set forth in sections 13240 and 13242 of the California Water Code. The State Water Board also finds that the TMDL is consistent with the requirements of federal Clean Water Act section 303(d).
5. The Los Angeles Water Board found that adoption of this amendment would result in no adverse effect on wildlife, and the amendment would be consistent with the State Antidegradation Policy ([State Water Board Resolution No. 68-16](#)) and federal antidegradation requirements.
6. The Los Angeles Water Board established a loading capacity, based on the numeric and narrative water quality objectives provided in the Basin Plan. Compliance with this load will be based on a 9.5 year implementation schedule.
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 Office of Administrative Law (OAL). The TMDL must also be approved by the U.S. Environmental Protection Agency (U.S. EPA).

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the amendment to the Basin Plan adopted under Los Angeles Water Board Resolution No. R08-006.
2. Authorizes the Executive Director or designee to submit the amendment adopted under Los Angeles Water Board Resolution No. R08-006 to OAL for approval of the regulatory provisions and to U.S. EPA for approval of the TMDL.

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 December 2, 2008.

AYE: Chair Tam M. Doduc
Vice Chair Gary Wolff, P.E., Ph.D
Arthur G. Baggett, Jr.
Charles R. Hoppin
Frances Spivy-Weber

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board