

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2010-0064**

APPROVING AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN
FOR THE SAN DIEGO REGION (BASIN PLAN) TO INCORPORATE THE REVISED
TOTAL MAXIMUM DAILY LOADS (TMDLs) FOR INDICATOR BACTERIA,
PROJECT I – TWENTY BEACHES AND CREEKS IN THE SAN DIEGO REGION
(INCLUDING TECOLOTE CREEK)

WHEREAS:

1. On February 10, 2010, the San Diego Regional Water Quality Control Board (San Diego Water Board) adopted Resolution No. R9-2010-0001 ([Attachment](#)) amending the Basin Plan to incorporate the revised TMDLs for Indicator Bacteria, Project I – Twenty Beaches and Creeks in the San Diego Region (Including Tecolote Creek).
2. The San Diego Water Board found that the analysis contained in the California Environmental Quality Act (CEQA) “substitute documentation” for the proposed Basin Plan amendment, including the CEQA Checklist, the staff report, and the responses to comments complies with the requirements of the State Water Board’s certified regulatory CEQA process, as set forth in the California Code of Regulations, Title 23, section 3775 et seq.
3. The San Diego Water Board found the Basin Plan amendment is consistent with the Statement of Policy with Respect to Maintaining High Quality of Waters in California ([State Water Board Resolution No. 68-16](#)) and the federal Antidegradation Policy (40 CFR section 131.12).
4. The State Water Board found that the Basin Plan amendment is in conformance with Water Code section 13240, which specifies that Regional Water Quality Control Boards may revise Basin Plans, and section 13242, which requires a program of implementation of water quality objectives. The State Water Board also finds that the TMDL as reflected in the Basin Plan amendment is consistent with the requirements of federal Clean Water Act section 303(d).
5. 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 receive approval from 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 San Diego Water Board Resolution No. R9-2010-0001.
2. Authorizes the Executive Director or designee to submit the amendment adopted under San Diego Water Board Resolution No. R9-2010-0001 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 14, 2010.

AYE: Chairman Charles R. Hoppin
Vice Chair Frances Spivy-Weber
Board Member Arthur G. Baggett, Jr.
Board Member Tam M. Doduc
Board Member Dwight P. Russell

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board