MEMORANDUM

TO:        Debbie Irvin
            Clerk to the Board
            Executive Office
            State Water Resources Control Board

FROM:      Paul H. Gosselin
            Acting Director
            (916) 445-4330

DATE:      August 25, 2004

SUBJECT:   COMMENTS ON THE PROPOSED POLICY FOR DEVELOPING
            CALIFORNIA'S CLEAN WATER ACT SECTION 303(d) LIST

Thank you for considering the Department of Pesticide Regulation’s (DPR’s) comments on the
State Water Resources Control Board’s draft Water Quality Control Policy for Developing
California’s Clean Water Act Section 303(d) List (policy). In our comments, we encouraged the
State Water Resources Control Board to preserve flexibility in the policy to assure that regional
water quality control boards (regional boards) have discretion to consider all data and
interpretations that they and stakeholders deem appropriate as part of a comprehensive, weight of
evidence approach for determining water quality impairments. We are satisfied that our
comments were appropriately addressed in the most recent version of the policy.

As described in DPR’s Process for Responding to the Presence of Pesticides in Surface Water,
we will be relying on regional boards to determine when water quality objectives are exceeded for
reasons related to pesticide use. Then, DPR and the regional boards can work collaboratively to
identify the best responses that will attain and maintain water quality objectives. Your proposed
policy will provide common criteria regional boards will use to make such determinations.

Thank you again for your consideration. If you have any questions, please contact
John S. Sanders, Ph.D., of my staff, at (916) 324-4100 or <jsanders@cdpr.ca.gov>.

cc: John S. Sanders
    Celeste Cantú, State Water Resources Control Board Executive Director
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