

STATE WATER RESOURCES CONTROL BOARD

Resolution No. 82- 60

ADOPTION OF FINDING OF EMERGENCY AND EMERGENCY  
REGULATIONS IMPLEMENTING AB 2440

WHEREAS:

1. On September 27, 1982, AB 2440 was enacted as an Urgency Statute, taking effect upon that date which requires the Board to act within one year on applications which relate to small hydroelectric facilities.
2. AB 2440 requires submission of an instream beneficial use assessment by applicants for permits to appropriate water which propose, as a primary purpose, the development of small hydroelectric energy facilities at an existing dam, canal, or conduit, up to and including 30 megawatts, or the development of any other hydroelectric facility with a generating capacity of five megawatts or less.
3. AB 2440 provides for an application fee to cover the reasonable costs of the Board and the Department of Fish and Game.
4. Regulations are needed immediately to implement AB 2440.

THEREFORE BE IT RESOLVED:

That the Board adopts the attached Finding of Emergency and Emergency Regulations.

CERTIFICATION

The undersigned, Executive Director of the State Water Resources Control 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 on November 18, 1982.



Executive Director