

STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 87-92

APPROVAL OF AMENDMENTS TO CHAPTERS 2, 3, AND 4 OF  
THE WATER QUALITY CONTROL PLAN FOR THE SAN FRANCISCO  
BAY BASIN

WHEREAS:

1. The California Regional Water Quality Control Board, San Francisco Bay Region (San Francisco Bay Regional Board), revised the Water Quality Control Plan for the San Francisco Bay Basin (Basin Plan) on December 17, 1986.
2. On May 21, 1987, the State Water Resources Control Board (State Board) adopted Resolution No. 87-49 approving portions of these amendments to the Basin Plan and remanding other portions to the San Francisco Bay Regional Board for further consideration.
3. The San Francisco Bay Regional Board adopted Resolution No. 87-106 on August 19, 1987 revising the items remanded by State Board Resolution No. 87-49.
4. The proposed revised amendments to the Basin Plan include wetland protection provisions. These amendments define wetlands in accordance with the definition established by the Environmental Protection Agency's regulations implementing the Clean Water Act.
5. The proposed revised amendments to Chapters 2, 3, and 4 of the Basin Plan as included in San Francisco Bay Regional Board Resolution No. 87-106 are appropriate in accordance with State Board Resolution No. 87-49.
6. The proposed Basin Plan amendments are consistent with the requirements of Public Resources Code Section 21000 et seq. (California Environmental Quality Act).
7. Basin plan amendments do not become effective until approved by the State Board.
8. The wetlands protection provisions in the proposed revision to the Basin Plan call for implementation guidelines for wetlands identification. The State Board finds that implementation guidelines for determining wetlands' value would also be desirable. Regional Board guidelines do not take effect until they are approved by the State Board.

THEREFORE BE IT RESOLVED:

1. That the State Board approves the revised Basin Plan amendments as described in San Francisco Bay Regional Board Resolution No. 87-106 adopted on August 19, 1987.
2. That approval is with the understanding that since the Environmental Protection Agency's definition is used, and the proposed revised amendments do not define "riparian," the statement in the revised amendments that wetlands include "riparian areas" refers only to those areas along watercourses that are inundated or saturated at sufficient frequency and duration that they meet the Environmental Protection Agency's definition of wetlands.
3. That approval is with the understanding that since the proposed revised amendments are based upon the Environmental Protection Agency's definition of wetlands, the San Francisco Bay Regional Board will give great deference to the Environmental Protection Agency's administrative interpretation of that definition.
4. That the State Board directs the San Francisco Bay Regional Board to adopt implementation guidelines for determining wetlands value, and submit them to the State Board for approval no later than April 1, 1988.
5. That the State Board directs the San Francisco Bay Regional Board to include in its implementation guidelines a method for addressing general certification or a waiver of certification of Corps of Engineer Permits pursuant to Section 401 of the Federal Clean Water Act for solar salt making and maintenance activities associated with solar salt making.

CERTIFICATION

The undersigned, Administrative Assistant 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 September 17, 1987.

  
Maureen Marche  
Administrative Assistant to the Board