

STATE WATER RESOURCES CONTROL BOARD
Resolution No. 88- 20

APPROVAL OF A MEMORANDUM OF AGREEMENT FOR ADMINISTERING THE NATIONAL
POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM (NPDES) AND AUTHORIZING
THE EXECUTIVE DIRECTOR TO SUBMIT THE APPLICATION FOR REDELEGATION

WHEREAS :

1. Federal regulations (40 CFR Part 123) require that states seeking authority to administer a State NPDES Program must submit a Program Description and an Attorney General's Statement to the U.S. Environmental Protection Agency (EPA) and execute a Memorandum of Agreement (MOA) with the Regional Administrator, EPA.
2. In 1973, after complying with the applicable federal regulations, EPA authorized the State Water Resources Control Board (State Board) to administer a State NPDES program.
3. Since 1973, the Federal Clean Water Act and regulations have been substantially revised several times.
4. An updated NPDES Program Description reflecting changes in the administration of the NPDES permit program (including the addition of language addressing the Pretreatment Program and general permits) occurring since 1973 has been proposed.
5. The State Attorney General's office has transmitted to EPA, Region 9, a statement outlining the State Board's legal authority to administer the NPDES permit program.
6. The NPDES MOA between EPA and the State Board has been prepared to reflect regulatory amendments promulgated since 1973.

THEREFORE BE IT RESOLVED:

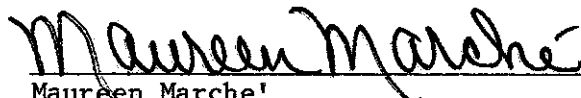
That the State Board:

1. Approves the updated NPDES MOA between EPA and the State Board. Upon approval by the Administrator, EPA, the updated MOA will supersede the Memorandum of Understanding regarding Permits and Enforcement Programs executed by the Memorandum of Agreement on March 6, 19873.
2. Authorizes the Chairman of the Board to execute the MOA with the Regional Administrator, Region 9, EPA.

3. That the State Board authorizes the Executive Director or his designee to transmit the Program Description and MOA to EPA, Region 9.

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 the State Water Resources Control Board held on February 3, 1988.



Maureen Marche'

Administrative Assistant to the Board