

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 92-87

ADOPTION OF REGULATIONS PROVIDING FOR PROCEEDINGS TO CHANGE
DECLARATIONS OF FULLY APPROPRIATED STREAMS TO BE CODIFIED
IN ARTICLE 23 OF CHAPTER 2 OF DIVISION 3 OF TITLE 23 OF THE
CALIFORNIA CODE OF REGULATIONS (23 CCR SECTIONS 870-874)

WHEREAS:

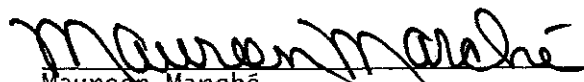
1. Article 1.3 (commencing with Section 1205), Chapter 1, Part 1, Division 2, of the California Water Code enacted in 1987, authorizes the State Water Board to declare a stream system to be fully appropriated, where the State Water Board finds that a previous water right decision has determined that no water remains available for appropriation.
2. By Order WR 89-25, adopted on November 16, 1989, the State Water Board initially declared various stream systems in this State to be fully appropriated either year-round or during specified months. The initial declaration was revised by Order WR 91-07 adopted August 22, 1991.
3. In Order WR 89-25, the State Water Board instructed the Chief, Division of Water Rights, to propose regulations providing procedures by which the status of stream systems declared to be fully appropriated could be revoked or revised and by which additional stream systems could be declared to be fully appropriated. Water Code Section 185 authorizes the State Water Board to adopt such regulations.
4. The Chief, Division of Water Rights, has proposed regulations in accordance with the State Water Board's instructions in Order WR 89-25.
5. Notice of the proposed regulations was given pursuant to law, and a public hearing on the proposed regulations was held on August 27, 1992.
6. The State Water Board has considered the testimony given at the public hearing and written comments received, and certain modifications are proposed in the regulations as initially proposed. Notice of these modifications has been given as required by law.

THEREFORE BE IT RESOLVED THAT:

The State Water Board approves and adopts the proposed regulations governing procedures for revocation, revision, and addition of declarations of fully appropriated stream systems and related matters, as shown in the Text of Proposed Regulations attached to this resolution.

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 October 22, 1992.


Maureen Marché
Administrative Assistant to the Board