

REMOVED
BY
94-87

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 92-99

ADOPTION OF THE AMENDMENT TO THE
WATER QUALITY CONTROL PLAN FOR THE
INLAND SURFACE WATERS OF CALIFORNIA
(INLAND SURFACE WATERS PLAN)

WHEREAS:

1. The State Water Resources Control Board (State Water Board) may adopt water quality control plans for waters for which water quality standards are required by the Federal Clean Water Act (CWA) in accordance with California Water Code Section 13170.
2. The State Water Board adopted the Inland Surface Waters Plan on April 11, 1991.
3. The State Water Board is responsible for reviewing Inland Surface Waters Plan water quality standards and for modifying and adopting standards in accordance with Section 303(c)(1) of the CWA.
4. The State Water Board has considered relevant management agency agreements in accordance with Section 13170.1 of the California Water Code.
5. The State Water Board prepared and circulated a draft Functional Equivalent Document (FED) in accordance with the provisions of the California Environmental Quality Act and Title 14, California Code of Regulations 15251(g).
6. The State Water Board conducted a public hearing in Sacramento on April 28, 1992 to solicit comments regarding the proposed amendments to the Inland Surface Waters Plan and has reviewed and considered carefully all comments and testimony received regarding the proposed amendments. The State Water Board considered the information contained in the FED prior to approval of the amendments to the Inland Surface Waters Plan.
7. The Inland Surface Waters Plan amendments, as approved, should not have a significant adverse impact on the environment; however, it is possible that actions taken to comply with the amendments could result in significant or potentially significant adverse impacts on the environment.
8. Alternatives to the proposed amendments were identified in the FED. Alternatives such as not adopting objectives or using a different risk level in developing human health-based objectives are infeasible because they would not reasonably protect the beneficial uses of the inland surface waters of the State. The alternative of developing another

method of calculating criteria and converting these to objectives or the alternative of adopting only objectives developed on a site-specific basis would be very time consuming and are, therefore, infeasible given the federal statutory mandate to adopt water quality standards by 1990.

9. Appropriate changes and alterations to specific actions which may be necessary to ensure compliance with the provisions of these amendments are within the responsibility and jurisdiction of local and regional public agencies. The changes and alterations should be adopted by these agencies when proposals are made for actions to be taken to assure compliance with the amendments.
10. Specific mitigation measures are not proposed because the potential adverse impacts are too speculative and dependent on site-specific factors to be accurately assessed at this time.
11. According to the provisions of a recently enacted law which will become effective on January 1, 1993, this amendment shall not become effective until its regulatory provisions have been approved by the California Office of Administrative Law in accordance with Government Code Section 11349.3(a).
12. The regulatory provisions of this amendment comply with the standards of necessity, authority, clarity, consistency, reference, and nonduplication set forth in Government Code Section 11349.1(a).

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the FED for the amendment to the Inland Surface Waters Plan.
2. Finds that the benefits to water quality by providing reasonable protection of the beneficial uses of inland surface waters outweigh the adverse environmental impacts that may eventually result from actions taken to comply with the amendments to the Inland Surface Waters Plan.
3. Hereby adopts the amendment to the Inland Surface Waters Plan (attached).
4. Declares its intent to require continual monitoring of the inland surface waters of California to ensure that the Inland Surface Waters Plan reflects the latest available data and that the water quality objectives are adequate to protect beneficial uses.
5. Authorizes the Executive Director or his designee to submit the plan amendment to the Office of Administrative Law for approval of the regulatory provisions.

6. Authorizes the Executive Director, or his designee, to transmit the amendments to the Inland Surface Waters Plan to the U.S. Environmental Protection Agency, Region 9 in compliance with Section 303(c)(1) of the CWA.

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 November 19, 1992.


Maureen Marche
Administrative Assistant to the Board