

STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 93-106

ADOPTION OF EMERGENCY REGULATIONS AMENDING  
SECTION 2200, CHAPTER 9, DIVISION 3, TITLE 23  
OF THE CALIFORNIA CODE OF REGULATIONS

WHEREAS:

1. The Porter-Cologne Water Quality Control Act, Division 7 of the California Water Code, commencing with Section 13000, provides the authority for the regulation of waste discharges to the waters of the State through the issuance of Waste Discharge Requirements (WDRs), including the National Pollutant Discharge Elimination System (NPDES) permits for areawide discharges of storm water adopted by the California Regional Water Quality Control Boards (Regional Water Boards) pursuant to federal law.
2. Section 13260 of the California Water Code requires the State Water Board to adopt an Annual Fee Schedule and necessary regulations to collect a fee each year from all dischargers regulated by WDRs, including NPDES permits.
3. The regulations establishing the Annual Fee Schedule are codified at Section 2200, Chapter 9, Division 3, Title 23 of the California Code of Regulations and specify the fees for NPDES permits for areawide urban storm water discharges.
4. It was found that the fees for the NPDES permits for areawide urban storm water discharges codified by the Office of Administrative Law in December 1991 are inequitable.
5. The State Water Resources Control Board (State Water Board) proposed an amendment to the Annual Fee Schedule which addresses this perceived inequity.
6. These proposed amendments were noticed on September 17, 1993 by the Office of Administrative Law in the California Administrative Notice Register. Publication on this date opened the public comment period.
7. Pursuant to Section 11346.8 of the Administrative Procedure Act, a public hearing was not scheduled, and none was requested.
8. The public comment period ended on November 1, 1993, and all public comments received have been addressed.

THEREFORE BE IT RESOLVED THAT:

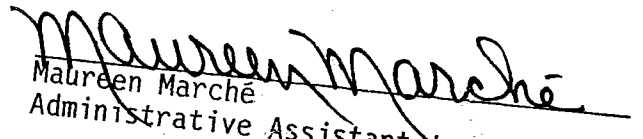
The State Water Board:

1. Adopts the proposed amendments to regulations to be codified at Section 2200, Chapter 9, Division 3, Title 23 of the California Code of Regulations as emergency regulations in accordance with Section 13260 of the Water Code.

2. Authorizes the Executive Director or his designee to submit the regulations and the final rulemaking file to the Office of Administrative Law to complete the State Water Board's rulemaking process.

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 18, 1993.

  
Maureen Marché  
Administrative Assistant to the Board

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