

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 94-87

RESCINDING STATE WATER RESOURCES CONTROL BOARD (SWRCB) RESOLUTION NO. 91-33 BY WHICH THE SWRCB ADOPTED THE WATER QUALITY CONTROL PLAN FOR INLAND SURFACE WATERS OF CALIFORNIA (INLAND SURFACE WATERS PLAN) AND THE WATER QUALITY CONTROL PLAN FOR ENCLOSED BAYS AND ESTUARIES OF CALIFORNIA (ENCLOSED BAYS AND ESTUARIES PLAN) AND RESCINDING SWRCB RESOLUTION NOS. 92-99 AND 92-100 BY WHICH THE SWRCB ADOPTED AMENDMENTS TO THE INLAND SURFACE WATERS PLAN AND THE ENCLOSED BAYS AND ESTUARIES PLAN

WHEREAS:

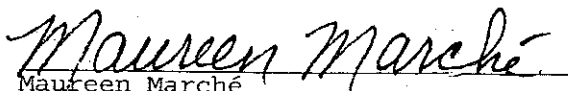
1. On April 11, 1991, the SWRCB adopted Resolution No. 91-33. By this Resolution, the SWRCB adopted the Inland Surface Waters Plan and the Enclosed Bays and Estuaries Plan (Plans) and approved a finding that the Plans would not result in significant adverse environmental impacts.
2. In 1991, lawsuits were filed by the City and County of Sacramento, the Cities of Stockton, Sunnyvale, and San Jose, and Simpson Paper Company challenging the Plans on the grounds that they were not developed in compliance with the requirements of the Porter-Cologne Act, the California Environmental Quality Act, and the Administrative Procedure Act.
3. In July 1994, Judgments were entered in favor of the petitioners on all causes of action in the above-cited cases.
4. The Judgments directed the SWRCB to set aside, revoke, rescind and annul SWRCB Resolution No. 91-33.
5. On November 19, 1992, the SWRCB adopted Resolution Nos. 92-99 and 92-100 by which the SWRCB adopted amendments to the Inland Surface Waters Plan and the Enclosed Bays and Estuaries Plan.
6. The amendments to the Plans are dependent on the underlying Plans being in effect.

THEREFORE BE IT RESOLVED:

That the State Water Resources Control Board sets aside, revokes, rescinds, and annuls its Resolution Nos. 91-33, 92-99, and 92-100.

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 22, 1994.


Maureen Marché
Administrative Assistant to the Board