

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2004-0032

ADOPTING EMERGENCY REGULATION REVISIONS TO THE FEE SCHEDULES
CONTAINED IN TITLE 23, DIVISION 3, CHAPTER 9, ARTICLE 1, SECTION 2200
OF THE CALIFORNIA CODE OF REGULATIONS

WHEREAS:

1. SWRCB staff prepared recommended changes to the fee schedule contained in current regulations.
2. Water Code Section 13260 requires each person for whom waste discharge requirements are issued to pay an annual fee to the SWRCB.
3. Water Code Section 13260 requires the SWRCB to adopt a schedule of fees by emergency regulation.
4. The fee schedule for waste discharge requirements pursuant to Water Code Section 13260 is contained in Title 23, Division 3, Chapter 9, Article 1, Section 2200 of the California Code of Regulations and will be applicable to all discharges for FY 04-05.
5. The SWRCB heard comments on the staff proposal at a public workshop conducted on May 4, 2004 in northern California.
6. Permit monitoring requirements can represent a substantial expense to permittees, and
7. These monitoring requirements should be regularly reviewed to ensure they provide appropriate information regarding permit compliance and ambient water quality.
8. Adjustments to the fee schedules (attachment A) may be necessary if the final budget is significantly different than the version currently under consideration by the Legislature.

THEREFORE BE IT RESOLVED THAT:

SWRCB:

1. Adopts emergency regulations approving the revisions to Title 23, Division 3, Chapter 9, Article 1, Section 2200 of the California Code of Regulations as recommended by staff and pursuant to the provisions of Water Code Section 13260(d)(1). (Attachment A). These emergency regulations will be rescinded, renoticed, and readopted if the budget adopted by the Legislature for FY 04-05 provides for a significantly different level of funding for this program.

2. Directs staff to work with the regional boards to develop streamlined, cost-effective monitoring requirements for permit compliance and assessing ambient water quality. This effort will be conducted as part of the permit standardization and electronic self-monitoring reporting (e-SMR) projects currently underway. Permit monitoring and reporting programs should be modified during the re-issuance cycle as necessary to include the revised monitoring requirements.

CERTIFICATION

The undersigned, Clerk 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 May 20, 2004.


Debbie Irvin
Clerk to the Board