

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2008-0072**

APPROVING AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN
FOR THE LOS ANGELES REGION (BASIN PLAN) TO INCORPORATE A
TOTAL MAXIMUM DAILY LOAD FOR BACTERIA IN THE HARBOR BEACHES OF
VENTURA COUNTY (KIDDIE BEACH AND HOBIE BEACH)

WHEREAS:

1. On November 1, 2007, the Los Angeles Regional Water Quality Control Board (Los Angeles Water Board) adopted [Resolution No. R2007-017](#) amending the Basin Plan to incorporate a total maximum daily load (TMDL) for bacteria in the Harbor Beaches of Ventura County.
2. The Los Angeles Water Board's goal in incorporating the TMDL for bacteria is to reduce the risk of illness associated with swimming in marine waters contaminated with high densities of indicator bacteria. In addition, the TMDL aims to protect both contact and non-contact recreation beneficial uses.
3. Los Angeles Water Board found that the analysis contained in the Final Project Report, the California Environmental Quality Act (CEQA) "Substitute Document" for the proposed Basin Plan amendment, including the CEQA Checklist, the staff report, the responses to comments, and the Resolution prepared by Los Angeles Water Board staff complies with the requirements of the State Water Resources Control Board's (State Water Board's) certified regulatory CEQA process, as set forth in the California Code of Regulations, Title 23, section 3775 et seq.
4. The State Water Board finds that in amending the Basin Plan to incorporate this TMDL, the Los Angeles Water Board complied with the requirements set forth in sections 13240, 13242, and 13269 of the California Water Code. The State Water Board also finds that the TMDL is consistent with the requirements of federal Clean Water Act section 303(d).
5. The Los Angeles Water Board found that adoption of this amendment is consistent with the State Antidegradation Policy ([State Water Board Resolution No. 68-16](#)), in that the water quality objectives (i) consider maximum benefits to the people of the state, (ii) will not unreasonably affect present and anticipated beneficial use of waters, and (iii) will not result in water quality less than that prescribed in policies.
6. Numeric targets expressed as loading capacities for the TMDL are based on the specific numeric water quality objectives provided in the Basin Plan. Compliance with the targets will be based on a ten-year implementation schedule.
7. A Basin Plan amendment does not become effective until approved by the State Water Board and until the regulatory provisions are approved by the Office of Administrative Law (OAL). The TMDL must also be approved by the U.S. Environmental Protection Agency (U.S. EPA).

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the amendment to the Basin Plan as adopted under Los Angeles Water Board Resolution No. R2007-017.
2. Authorizes the Executive Director or designee to submit the amendment adopted under Los Angeles Water Board Resolution No. R2007-017 to OAL for approval of the regulatory provisions and the USEPA to approve the TMDL.

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 October 7, 2008.

AYE: Chair Tam M. Doduc
Vice Chair Gary Wolff, P.E., Ph.D
Arthur G. Baggett, Jr.
Charles R. Hoppin
Frances Spivy-Weber

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board