

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2010-0063**

APPROVING AN AMENDMENTS TO THE WATER QUALITY CONTROL PLAN FOR THE FOR
THE SACRAMENTO RIVER AND THE SAN JOAQUIN RIVER BASINS INCORPORATING
NON-REGULATORY REVISIONS

WHEREAS:

1. On August 13, 2009, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted [Resolution R5-2009-0069](#) amending the Basin Plan to incorporate non-regulatory changes. The amendment imposes no new regulatory requirements. The changes are intended solely to improve the clarity and convenience of the Basin Plan for public use.
2. Resolution No. R5-2009-0069 delegated to the Central Valley Water Board Executive Officer the authority to make minor, non-substantive corrections to the adopted amendment, if State Water Board staff finds that they are needed for clarity or consistency. State Water Board staff found that such changes were necessary. The Central Valley Water Board Executive Officer has made non-substantive clarifications to the amendment as requested and as specified in the attached memorandum ([Attachment 1](#)).
3. Central Valley Water Board staff prepared documents and followed procedures satisfying State laws and regulations.
4. The State Water Board finds that this amendment will not result in direct or reasonably foreseeable indirect physical change in the environment, and is thus not subject to the California Environmental Quality Act. Tit 14, Cal. Code Regs section 15050(c)(2). In addition, this amendment is not a "project" within the meaning of CEQA because it is an "organizational or administrative activit[y] of government that will not result in direct or indirect physical changes in the environment. Tit 14, Cal. Code Regs section 15378(b)(5). Finally, if this amendment is determined to be subject to CEQA, it is exempt therefrom because it can be seen with certainty that there is no possibility that this amendment will have a significant effect on the environment. Tit 14, Cal. Code Regs section 15051(b)(3).
5. The State Water Board finds that the Basin Plan amendment is in conformance with Water Code section 13240, which specifies that Regional Water Quality Control Board may revise basin plans.
6. A non-regulatory Basin Plan amendment does not become effective until approved by the State Water Board and until the Office of Administrative Law (OAL) has concurred on its non-regulatory status.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the amendment to the Basin Plan as adopted under Central Valley Water Board Resolution No. R5-2009-0069.

2. Authorizes the Executive Director or designee to submit the amendment adopted under Central Valley Water Board Resolution No. R5-2009-0069 to OAL for concurrence on its non-regulatory status and to U.S. EPA for informational purposes.

CERTIFICATION

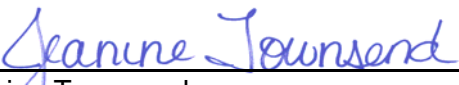
The undersigned, Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on December 14, 2010.

AYE: Chairman Charles R. Hoppin
 Vice Chair Frances Spivy-Weber
 Board Member Arthur G. Baggett, Jr.
 Board Member Tam M. Doduc
 Board Member Dwight P. Russell

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board