

**STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 2013-0038**

APPROVING AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN FOR THE  
SACRAMENTO AND SAN JOAQUIN RIVER BASINS TO ESTABLISH A DRINKING WATER  
POLICY FOR SURFACE WATERS OF THE DELTA AND ITS UPSTREAM TRIBUTARIES

WHEREAS:

1. On July 26, 2013, the Regional Water Quality Control Board for the Central Valley Region (Central Valley Water Board) adopted [Resolution No. R5-2013-0098](#) amending the Water Quality Control Plan for the Sacramento and San Joaquin River Basins to establish a Drinking Water Policy for surface waters of the Delta and its upstream tributaries.
2. The Central Valley Water Board found that the analysis contained in the California Environmental Quality Act (CEQA) "Substitute Environmental Documents" for the proposed Basin Plan amendment, including the CEQA Checklist, the final Staff Report, and the responses to comments complies with the State Water Board's regulations for the implementation of CEQA, as set forth in the California Code of Regulations, Title 23, sections 3775 through 3781. The State Water Board has reviewed the Substitute Environmental Documents for the Basin Plan amendment and concurs with the Central Valley Water Board's findings and determinations that the Basin Plan amendment would not have a significant adverse effect on the environment.
3. The Central Valley Water Board also adopted the Basin Plan amendment pursuant to the "Necessity" standard of the Administrative Procedures Act, Government Code section 11353, subdivision (b).
4. The Central Valley Water Board found the Basin Plan amendment was consistent with the Statement of Policy with Respect to Maintaining High Quality of Waters in California (State Water Board [Resolution No. 68-16](#)) and the federal Antidegradation Policy (40 CFR §131.12).
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 boards may revise basin plans, section 13242, which requires a program of implementation for achieving water quality objectives, and section 13141, which requires an estimate of the total cost of the implementation of an agricultural water quality control program, along with an identification of potential sources of funding.
6. 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 water quality standards must also receive approval from 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 adopted under Central Valley Water Board Resolution No. R5-2013-0098.
2. Authorizes and directs the Executive Director or designee to submit the Basin Plan amendment adopted under Central Valley Water Board Resolution No. R5-2013-0098 to OAL and to the US EPA for approval.

### 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 3, 2013.

AYE: Chair Felicia Marcus  
Vice Chair Frances Spivy-Weber  
Board Member Tam M. Doduc  
Board Member Steven Moore  
Board Member Dorene D'Adamo

NAY: None

ABSENT: None

ABSTAIN: None

  
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Jeanine Townsend  
Clerk to the Board