

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2014-0056**

APPROVING AMENDMENTS TO THE WATER QUALITY CONTROL PLAN FOR THE
LOS ANGELES REGION TO INCORPORATE THE STATEWIDE WATER QUALITY CONTROL
POLICY FOR SITING, DESIGN, OPERATION AND MAINTENANCE OF ONSITE
WASTEWATER TREATMENT SYSTEMS

WHEREAS:

1. On June 19, 2012, the State Water Resources Control Board (State Water Board) adopted Water Quality Control Policy for Siting, Design, Operation, and Maintenance of Onsite Wastewater Treatment Systems (OWTS Policy). The OWTS Policy was approved by the California Office of Administrative Law on November 13, 2012, and became effective on May 13, 2013.
2. On May 8, 2014, the Regional Water Quality Control Board for the Los Angeles Region (Los Angeles Water Board) adopted [Resolution No. R14-007](#), an amendment to the Water Quality Control Plan for the Los Angeles Region to incorporate the OWTS Policy.
3. The State Water Board prepared Substitute Environmental Documentation (SED) for the OWTS Policy in accordance with the water boards' certified regulatory program (23 Cal. Code Regs. §§ 3775-3781), which was approved on June 19, 2012, along with the OWTS Policy. The proposed amendment incorporates the OWTS Policy and removes certain existing Basin Plan provisions regulating onsite wastewater treatment systems that are no longer applicable as a result of the OWTS Policy. Regional Board Resolution No. 2014-007 did not make any substantive changes or modifications to the OWTS Policy, nor did it contain any substantial changes with respect to the circumstances under which the Policy will apply. Therefore, the Regional Board determined that there was no new information to trigger the need for supplemental or subsequent CEQA analysis. The State Water Board concurs with the Los Angeles Water Board's findings and determinations that this Basin Plan amendment is wholly within the scope of the OWTS Policy as analyzed by State Board in the SED, and as such, the recommended actions do not require further environmental review pursuant to the certified regulatory program or CEQA (Pub. Resources Code § 21166; Cal. Code Regs., title 14, §§ 15162 & 15163).
4. The Los Angeles Water Board also adopted the Basin Plan amendment pursuant to the "Necessity" standard of the Administrative Procedures Act, Government Code section 11353, subdivision (b).
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 to achieve water quality objectives; and section 13243 which authorizes regional water quality control boards to specify certain conditions or areas where the discharges of certain types of waste will not be permitted.

6. This Basin Plan amendment does not become effective until approved by the State Water Board and, until regulatory provisions are approved by the California Office of Administrative Law (OAL)

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the Basin Plan amendment adopted under Los Angeles Water Board Resolution No. R14-007.
2. Authorizes and directs the Executive Director or designee to submit the Basin Plan amendment adopted under Los Angeles Water Board Resolution No. R14-007 and the administrative record for this action to OAL 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 October 7, 2014.

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



Jeanine Townsend
Clerk to the Board