

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2017-0048**

APPROVING AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN FOR THE TULARE LAKE BASIN TO REMOVE THE MUNICIPAL AND DOMESTIC SUPPLY (MUN) AND AGRICULTURAL SUPPLY (AGR) BENEFICIAL USES FROM GROUNDWATER WITHIN A DESIGNATED HORIZONTAL AND VERTICAL PORTION OF THE TULARE LAKE BED

WHEREAS:

1. On April 6, 2017, the Regional Water Quality Control Board for the Central Valley Region (Central Valley Water Board) adopted [Resolution R5-2017-0032](#), an amendment to the Water Quality Control Plan for the Tulare Lake Basin (Basin Plan Amendment), to remove MUN and AGR beneficial uses from groundwater within a designated horizontal and vertical portion of the Tulare Lake Bed.
2. The Central Valley Water Board found that the analysis contained in the California Environmental Quality Act (CEQA) "Substitute Environmental Documentation" for the proposed Basin Plan Amendment, including the CEQA Checklist, the Staff Report entitled "Amendment To the Water Quality Control Plan for the Tulare Lake Basin To Remove the Municipal and Domestic Supply (MUN) and Agricultural Supply (AGR) Beneficial Uses within a Designated Horizontal and Vertical Portion of the Tulare Lake Bed (April 2017)," 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 Documentation for the Basin Plan Amendment and concurs with the Central Valley Water Board's findings and determinations.
3. The Central Valley Water Board 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 is consistent with State Water Board [Resolution No. 68-16](#), the Statement of Policy with Respect to Maintaining High Quality of Waters in California, and Water Code section 106.3, which establishes the state policy that "every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes."
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.
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).

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the Basin Plan Amendment adopted under Central Valley Water Board Resolution R5-2017-0032.
2. Authorizes and directs the Executive Director or designee to submit the Basin Plan Amendment adopted under Central Valley Water Board Resolution R5-2017-0032 to OAL for approval of the regulatory provisions.

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 September 6, 2017.

AYE: Vice Chair Steven Moore
Board Member Tam M. Doduc
Board Member Dorene D'Adamo
Board Member E. Joaquin Esquivel

NAY: None

ABSENT: Chair Felicia Marcus

ABSTAIN: None



Jeanine Townsend
Clerk to the Board