

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2026-0017**

APPROVING AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN FOR
THE COLORADO RIVER BASIN TO ESTABLISH TOTAL MAXIMUM DAILY LOADS
AND IMPLEMENTATION PLAN FOR PYRETHROID PESTICIDES IN THE ALAMO
RIVER AND NEW RIVER, IMPERIAL COUNTY

WHEREAS:

1. On July 9, 2024, the Regional Water Quality Control Board for the Colorado River Basin (Colorado River Basin Regional Water Board) adopted [Resolution R7-2024-0024](#), amending the Water Quality Control Plan for the Colorado River Basin Region (Basin Plan) to establish the total maximum daily loads (TMDLs) and an implementation plan for the six pyrethroid pesticides in the Alamo River and New River, Imperial County. For the purposes of this Resolution, these amendments are alternately referred to as the "[Basin Plan Amendment](#)" or "TMDL Project."
2. In adopting Resolution R7-2024-0024, the Colorado River Basin Regional Water Board approved the [Final Staff Report](#) supporting the Basin Plan Amendment. The Final Staff Report includes a formal [Responses to Comments](#) received by the Regional Water Board during the written comment period. The Final Staff Report also includes and [Environmental Review Checklist](#) and discussion of potential environmental impacts for purposes of compliance with the California Environmental Quality Act (CEQA). These components are referred to as the "Substitute Environmental Documents" or "SEDs" for the Basin Plan Amendment.
3. The Colorado River Basin Regional Water Board adopted the Basin Plan Amendment pursuant to the "Necessity" standard of the Administrative Procedures Act. (Gov. Code, § 11353, subd. (b).)
4. The Colorado River Basin Regional Water Board determined that the Basin Plan Amendment SEDs comply with the State Water Resources Control Board's (State Water Board) regulations for the implementation of CEQA, as set forth in the California Code of Regulations, title 23, sections 3775 through 3781.
5. The Colorado River Basin Regional Water Board further determined the Basin Plan Amendment is consistent with the State Water Board's *Statement of Policy with Respect to Maintaining High Quality of Waters in California* (Resolution 68-16) and the federal Antidegradation Policy (40 C.F.R. § 131.12) in that the Basin Plan Amendment does not allow degradation of water quality, but instead requires restoration of water quality and attainment of water quality standards.

6. The State Water Board has reviewed the Final Staff Report for the Basin Plan Amendment and concurs with Colorado River Basin Region Water Board's findings and determinations, as described above.
7. The State Water Board further finds that the Basin Plan Amendment conforms with Water Code section 13240, which authorizes that Regional Water Quality Control Boards to revise their respective water quality control plans, and with Water Code section 13242, which requires a program of implementation for achieving water quality objectives. The State Water Board also finds that the TMDLs are consistent with requirements of section 303(d) of the federal Clean Water Act.
8. A water quality control plan amendment does not become effective until it has been approved by the State Water Board, and until the regulatory provisions are approved by the Office of Administrative Law (OAL). TMDLs must also receive approval from the U.S. Environmental Protection Agency (USEPA).
9. Water Code section 189.7 requires the State Water Board and Regional Water Quality Control Boards (collectively, Water Boards) to conduct equitable, culturally relevant outreach when considering proposed discharges of waste that may have disproportionate impacts on water quality in disadvantaged communities or tribal communities. The Colorado River Basin Regional Water Board conducted outreach to potentially affected disadvantaged and tribal communities concerning the Regional Water Board's proposed Basin Plan Amendment. The Regional Water Board provided electronic notice of the proposed action to interested persons and affected communities, solicited written comments, and held a public hearing and adoption meeting to consider any additional oral comments. The Regional Water Board received no comments on its proposed Basin Plan Amendment from the disadvantaged or tribal communities. The State Water Board finds that the Regional Water Board's outreach conducted for the Basin Plan Amendment is consistent with Water Code section 189.7.
10. On October 21, 2024, the State Water Board issued a notice of opportunity to comment on its consideration to approve the Colorado River Basin Regional Water Board's Basin Plan Amendment. The State Water Board received timely written comment letters from the Imperial Valley Irrigated Lands Coalition (IVILC) and provided written responses to comments prior to considering the Basin Plan Amendment.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the Basin Plan Amendment, as adopted by Colorado River Basin Regional Water Board per Resolution R7-2024-0024, including the Final Staff Report/SEDs.
2. Authorizes and directs the Executive Director or designee to submit the Basin Plan Amendment to OAL for approval of the regulatory provisions and to U.S. EPA for approval of the TMDL.
3. If, during the approval process, State Water Board staff, the Executive Officer of the Colorado River Basin Regional Water Board, or OAL determines that minor, non-substantive modifications to the Basin Plan Amendment are needed for clarity or consistency, the State Water Board's Executive Director (or their designee) may make such changes and shall inform the State Water Board of any such changes.

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 May 19, 2026.

AYE: Chair E. Joaquin Esquivel
Vice Chair Dorene D'Adamo
Board Member Sean Maguire
Board Member Laurel Firestone
Board Member Nichole Morgan

NAY: None

ABSENT: None

ABSTAIN: None



Courtney Tyler
Clerk to the Board