

History of Bay-Delta Plan Amendments

- **January 2004:** Workshop to review 1995 Bay-Delta Plan
- **September 2004:** Staff Report adopted on Periodic Review of the 1995 Bay-Delta Plan
- **October 2004-August 2005:** Workshop on consideration of potential amendments or revisions to the 1995 Bay-Delta Plan
- **September 29, 2006:** Draft 2006 Bay-Delta Plan and Plan Amendment Report released for public comment
- **November 13, 2006:** Hearing on Draft Amended Bay-Delta Plan
- **November 29, 2006:** Revised Draft Amended Bay-Delta Plan, Draft Resolution, Revised Draft Plan Amendment Report, and Response to Comments Document released

Amended Bay-Delta Plan

- Regulatory portions clarified
- Sets the stage for considering narrowly focused plan amendments in the future
- No changes to the Beneficial Uses
- Minor changes to the water quality objectives
- Changes in Program of Implementation reflect the current physical condition, current regulatory requirement, or needed implementation

Changes to the Objectives from the 1995 Plan to 2006 Plan

- Footnotes containing implementation provisions moved to the Program of Implementation
- Obsolete footnotes deleted
- Other changes to footnotes are consistent with Decision 1641

Changes to the Program of Implementation from the 1995 Plan to 2006 Plan

- Implementation provisions contained in footnotes to objectives moved to Program of Implementation
- Implementation date for Stations S-97 and S-35 is revised to allow additional investigation prior to becoming effective
- Staged Implementation is added for the San Joaquin River Pulse Flow Objectives to conduct the VAMP experiments
- Changes to Water Quality and Baseline Monitoring Program proposed by DWR and USBR

Changes to the Program of Implementation from the 1995 Plan to 2006 Plan cont'd

- Adds description of upcoming activities by the State Water Board
- Gives direction to Central Valley Regional Water Board
- Makes recommendations to other agencies to assist in achieving the objectives
- Makes recommendations for studies and other activities to establish scientific information to modify objectives and address water quality issues

Emerging Issues

Delta and Central Valley Salinity	January 16 & 19, 2007
Pelagic Organism Decline (POD)	April, 2007
San Joaquin River Flows	July, 2007
Climate Change	Not yet scheduled

Commenters

- Contra Costa Water District
- Delta Wetlands
- Environmental Defense
- National Marine Fisheries Service
- Northern California Water Association
- South Delta Water Agency/Central Delta Water Agency
- California Department of Fish & Game (11/8/06)
- California Department of Water Resources
- County of San Joaquin
- Glenn-Colusa Irrigation District
- Kern County/State Water Contractors

Commenters, cont'd

- United States Department of the Interior
- San Luis Delta Mendota Water Authority
- Bay Institute
- Stockton East Water District
- Suisun Resource Conservation District
- San Joaquin River Group Authority
- San Joaquin Audubon Society
- California Urban Water Agency
- California Department of Fish & Game (11/17/06 letter)
- Committee to Save the Mokelumne
- California Sport Fishing Protection Alliance

Major Comments on Draft 2006 Plan

- **Comment:** San Joaquin River Flows should be added to the list of Emerging Issues; changes are needed to San Joaquin River flow objectives.
- **Response:** San Joaquin River Flows have been added to the list of Emerging Issues and a workshop will be scheduled likely in the summer of 2007. Following the workshop, the Board could consider changes to the objectives or their implementation.

Major Comments on Draft 2006 Plan cont'd

- **Comment:** Various comments regarding the southern Delta salinity objectives.
- **Response:** The State Water Board has scheduled a workshop on January 16 and 19, 2007 to discuss these issues. The Board could consider changes to the objectives or their implementation after the workshop.

Major Comments on Draft 2006 Plan cont'd

- **Comment:** Various comments regarding the pelagic organism declines in the Delta.
- **Response:** The State Water Board will schedule a workshop to receive additional information on this issue. The Board could consider changes to objectives to protect fish and wildlife beneficial uses after the workshop.

Major Comments on Draft 2006 Plan cont'd

- **Comment:** Various comments on the narrative salmon objective and recommendations to add objectives for steelhead and green sturgeon.
- **Response:** DFG, NOAA Fisheries, and other interested parties should provide more information to the Board at the upcoming biennial workshops on this topic. Based on that information, the Board could consider adopting new or amended objectives for the protection of the various species.

Major Comments on Draft 2006 Plan cont'd

- **Comment:** DWR, DOI, and SWP requested specific language changes in the draft Plan.
- **Response:** Where appropriate, changes were made to the Plan.

Major Comments on Draft 2006 Plan cont'd

- **Comment:** The amended Plan does not adequately address emerging issues.
- **Response:** The amended Plan commits the State Water Board to conduct a series of workshops to review issues in depth, including: the pelagic organism decline, climate change, Delta and Central Valley salinity, and San Joaquin River flows.

Major Comments on Draft 2006 Plan cont'd

- **Comment:** DWR and USBR propose language be added to the Plan describing the procedures for submitting temporary water right change petitions to change the Delta Outflow objectives, Rio Vista flow objectives, and San Joaquin River spring flow objectives under specified conditions.
- **Response:** The proposed language is not appropriate for inclusion in the Plan. The findings required for approval of a petition for temporary change are specified in the Water Code. These findings may not be changed by modifications to the program of implementation for a water quality control plan.

Comments on Revised Draft

- San Luis Delta Mendota Water Authority
- United States Department of the Interior
- Stockton East Water District
- San Joaquin River Group Authority

Major Comments on Revised Draft

- **Comment:** Concern with new language in Emerging Issues section regarding San Joaquin River flows
- **Response:** Plan changed with new intro to San Joaquin River flow section that says...
“Data submitted by fisheries agencies suggests that various fish species within the Delta and SJR basin have not shown significant signs of recovery...”

Errata for 2006 Bay-Delta Plan

- On page i, under Section D, Emerging Issues: section heading number 3 should be changed from Central Valley Salinity to Delta and Central Valley Salinity.
- Under section heading number 4, commence paragraph by adding “Data submitted by fisheries agencies suggest that...”
- In Table 3: footnote 5 for Eastern and Western Marsh Salinity should be changed to footnote 6. The remainder of footnotes 6 through 23 should be increased by one number (to footnotes 7 through 24).
- Footnotes to Table 3: footnote 5 should be numbered as 6 and footnote 6 numbered as 5.

Errata for Appendix 1

- On page 14 revise discussion of emerging issues... “Delta and Central Valley Salinity...”
- In Table 3: footnote 5 for Eastern and Western Marsh Salinity should be changed to footnote 6. The remainder of footnotes 6 through 23 should be increased by one number (to footnotes 7 through 24).
- Footnotes to Table 3: footnote 5 should be numbered as 6 and footnote 6 numbered as 5.
- Page 61: Regarding peer review of VAMP--change “SJRG members” to “parties to the SJRA”