

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2017-0021**

APPROVING NON-REGULATORY AMENDMENTS TO THE WATER QUALITY CONTROL PLAN FOR THE LOS ANGELES REGION TO ADMINISTRATIVELY UPDATE CHAPTER 4 “STRATEGIC PLANNING AND IMPLEMENTATION, AND SPECIFIC GEOGRAPHIC INFORMATION IN CHAPTER 2: “BENEFICIAL USES.”

WHEREAS:

1. On June 9, 2016, the Regional Water Quality Control Board for the Los Angeles Region (Los Angeles Water Board) adopted [Resolution No. R16-004](#). These non-regulatory amendments administratively update the Water Quality Control Plan for the Los Angeles Region (Basin Plan). Los Angeles Water Board Resolution No. R16-004 administratively updates Chapter 4 “Strategic Planning and Implementation”, and specific geographic information in Chapter 2 “Beneficial Uses”.
2. While the Los Angeles Water Board generally prepares “substitute environmental documents” for amendments to its Basin Plan that contain the required environmental documentation under the State Water Resources Control Board’s (State Water Board’s) California Environmental Quality Act (CEQA) regulations (23 Cal. Code Regs. § 3777 et seq.), the Los Angeles Water Board found that these amendments are non-regulatory administrative updates to the Basin Plan. Therefore, the Los Angeles Water Board determined that these non-regulatory amendments are exempt from CEQA as they are purely ministerial, do not constitute a “project”, and will have no impact on the environment. The State Water Board concurs with the Los Angeles Water Board’s findings and determinations that these amendments are exempt from CEQA. Accordingly, the State Water Board’s CEQA regulations do not apply to this action. (23 Cal. Code Regs. § 3720.)
3. The Los Angeles Water Board also adopted the Basin Plan amendments pursuant to the “Necessity” standard of the Administrative Procedures Act, Government Code section 11353, subdivision (b).
4. As these amendments are non-regulatory administrative updates to the Basin Plan, the Los Angeles Water Board did not adopt or revise water quality objectives. Therefore, the Los Angeles Water Board determined that sections 13241 and 13242 of the Water Code did not apply to this action. The State Water Board concurs with the Los Angeles Water Board’s findings and determinations. While consideration of the factors in Water Code section 13241 is not required, the State Water Board nevertheless finds that these amendments will have no impact on any of the factors set forth in Water Code section 13241.
5. These Basin Plan amendments do not become effective until approved by the State Water Board and until the Office of Administrative Law (OAL) has concurred on its non-regulatory status.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the Basin Plan amendments adopted under Los Angeles Water Board Resolution No. R16-004.
2. Authorizes and directs the Executive Director or designee to submit the Basin Plan amendments adopted under Los Angeles Water Board Resolution No. R16-004 to OAL for concurrence with their non-regulatory status.

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 April 19, 2017.

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

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board