

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 90-5

APPROVAL OF AN AMENDMENT TO THE WATER QUALITY CONTROL
PLAN FOR TULARE LAKE BASIN (BASIN 5D) DELETING A
BENEFICIAL USE DESIGNATION FOR SPECIFIC GROUND WATERS IN
THE VICINITY OF KETTLEMAN HILLS

WHEREAS:

1. The California Regional Water Quality Control Board, Central Valley Region (Central Valley Regional Board) adopted and the State Water Resources Control Board (State Board) approved the Water Quality Control Plan (Basin Plan) for the Tulare Lake Basin (Basin 5D) in 1975.
2. Division 7 of the California Water Code states that basin plans shall be periodically reviewed and, if appropriate, revised.
3. The Central Valley Regional Board adopted Resolution No. 88-051 on March 25, 1988 which, for the purposes of the Toxic Pits Cleanup Act, determined that the specific ground water aquifers listed in Whereas 6 below, in the vicinity of Kettleman Hills, are not a potential source of drinking water.
4. The State Board adopted Resolution No. 88-63, Sources of Drinking Water Policy on May 19, 1988, which defines the criteria for removing the beneficial use designation Municipal Use and Domestic Supply (MUN) from surface and ground waters.
5. The Central Valley Regional Board adopted Resolution No. 89-98 on May 26, 1989 amending the Basin 5D Basin Plan to incorporate State Board Resolution No. 88-63 into the Basin 5D Basin Plan, and the State Board approved the amendment under Resolution No. 89-75 on August 17, 1989.
6. The Central Valley Regional Board adopted Resolution No. 89-155 on August 11, 1989 amending the Basin 5D Basin Plan to remove the beneficial use designation of MUN from ground waters contained in the San Joaquin, Etchegoin, and Jacalitos Formations within one-half mile of existing surface impoundments P-1, P-2, P-3, P-4, P-4 1/2, P-5, P-6, P-7, P-8, P-9, P-10, P-11, P-12/12A, P-13, P-14, P-15, P-16, P-17, P-18, P-19, and P-20, and proposed surface impoundments P-21, P-24, P-25, P-27, P-28, and P-29 at the Kettleman Hills Facility (Sections 33 and 34, T22S, R18E, and Section 3, T23S, R18E, MDB&M) of Chemical Waste Management (Attachment No. 1).

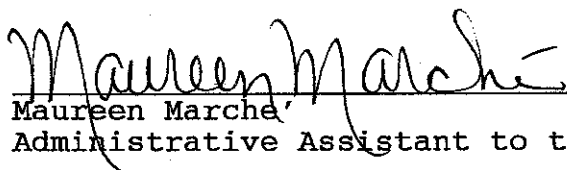
7. The Central Valley Regional Board Resolution No. 89-155 was based on a combination of beneficial use exception criteria specified in its Basin Plan.
8. The proposed Basin Plan amendments are consistent with the requirements of Public Resources Code Section 21000 et seq. (California Environmental Quality Act).
9. The Central Valley Regional Board Resolution No. 89-155 was adopted in accordance with State laws and regulations.
10. Basin Plan amendments do not become effective until approved by the State Board.

THEREFORE BE IT RESOLVED:

That the State Board approves the Basin Plan amendment adopted on August 11, 1989 by the Central Valley Regional Board under Resolution No. 89-155.

CERTIFICATION

The undersigned, Administrative Assistant to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a policy duly and regularly adopted at a meeting of the State Water Resources Control Board held on January 18, 1990.



Maureen Marche
Administrative Assistant to the Board