

October 7, 2005

STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING SESSION—DIVISION OF WATER QUALITY
OCTOBER 20, 2005

ITEM 4

SUBJECT

CONSIDERATION OF RESCISSION OF THE STATE WATER RESOURCES CONTROL BOARD (STATE WATER BOARD) WATER QUALITY ORDER NO. 2005-0010-DWQ, NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT NO. CA0103209 FOR THE CALIFORNIA DEPARTMENT OF FISH AND GAME SILVER KING CREEK ROTENONE PROJECT, ALPINE COUNTY

DISCUSSION

The Department of Fish and Game (DFG), in cooperation with the U.S. Department of Agriculture, Humboldt-Toiyabe National Forest, and the U.S. Fish and Wildlife Service, proposed the use of the aquatic pesticide rotenone as part of recovery efforts for Paiute Cutthroat Trout, *Oncorhynchus clarki seleniris*, at Silver King Creek. DFG proposed to discharge a rotenone formulation and potassium permanganate into Silver King Creek and associated tributaries between Snodgrass Creek and Llewellyn Falls. The State Water Board adopted Order No. 2005-0010-DWQ on July 6, 2005. On September 30, 2005, DFG requested a rescission of the Order stating that it has cancelled the project indefinitely.

POLICY ISSUE

Should the State Water Board rescind Water Quality Order No. 2005-0010-DWQ?

FISCAL IMPACT

None

REGIONAL WATER QUALITY CONTROL BOARD IMPACT

Yes. Lahontan Water Board.

STAFF RECOMMENDATION

The State Water Board rescinds the Water Quality Order No. 2005-0010-DWQ.



Alan C. Lloyd, Ph.D.
Agency Secretary

State Water Resources Control Board

Division of Water Quality

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Arnold Schwarzenegger
Governor

DRAFT

OCTOBER 7, 2005

STATE WATER RESOURCES CONTROL BOARD
ORDER NO. 2005-XXXX-DWQ

RESCINDING ORDER NO. 2005-0010-DWQ
STATE WATER RESOURCES CONTROL BOARD (STATE WATER BOARD)
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT
NO. CA0103209 FOR THE CALIFORNIA DEPARTMENT OF FISH AND GAME
SILVER KING CREEK ROTENONE PROJECT, ALPINE COUNTY

The State Water Board finds:

1. The State Water Board adopted Order No. 2005-0010-DWQ on July 6, 2005.
2. On September 30, 2005, the Department of Fish and Game requested that Order No. 2005-0010-DWQ be rescinded.

IT IS HEREBY ORDERED that Order No. 2005-0010-DWQ is rescinded.

CERTIFICATION

The undersigned, Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of an Order duly and regularly adopted at a meeting of the State Water Resources Control Board held on October 20, 2005.

Debbie Irvin
Clerk to the Board

California Environmental Protection Agency

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