

**STATE WATER RESOURCES CONTROL BOARD  
BOARD MEETING SESSION – CENTRAL VALLEY REGIONAL WATER BOARD  
SEPTEMBER 9, 2014**

**ITEM 4**

**SUBJECT**

CONSIDERATION OF A RESOLUTION APPROVING AMENDMENTS TO THE WATER QUALITY CONTROL PLAN FOR THE TULARE LAKE BASIN TO EDIT AND UPDATE LANGUAGE.

**DISCUSSION**

On March 27, 2014, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted Resolution [R5-2014-0038](#) amending the Water Quality Control Plan for the Tulare Lake Basin to edit and update language. These amendments correct the description of the boundary between the San Joaquin River Basin and the Tulare Lake Basin; correct a footnote; update name references to the California Department of Public Health, the California Department of Resources Recycling and Recovery, and the California Department of Fish and Wildlife; incorporate State Water Resources Control Board (State Water Board) policies that are pertinent to the Basin Plan; and correct other typographic errors and update of Basin Plan language.

**POLICY ISSUE**

Should the State Water Board approve the amendments to edit and update the Basin Plan for the Central Valley Water Board as adopted by Central Valley Water Board Resolution R5-2014-0038?

**FISCAL IMPACT**

Central Valley Water Board and State Water Board staff work associated with or resulting from this action will be addressed with existing and future budgeted resources.

**REGIONAL BOARD IMPACT**

Yes, approval of this resolution will amend the Central Valley Water Board's Water Quality Control Plan for the Tulare Lake Basin.

**STAFF RECOMMENDATION**

That the State Water Board:

1. Approves the amendments to the Basin Plan adopted under Central Valley Water Board Resolution R5-2014-0038.
2. Authorizes the Executive Director, or designee, to transmit the Basin Plan amendments adopted under Central Valley Water Board Resolution R5-2014-0038 to the Office of Administrative Law (OAL).

State Water Board action on this item will assist the Water Boards in reaching Goal 4 of the Strategic Plan Update: 2008-2012 to comprehensively address water quality protection and restoration. In particular, approval of this item will assist in fulfilling Objective 4.2 which envisions basin plans that are updated by 2015 and that fully integrate other statewide plans and policies.

# DRAFT

## STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2014-

### APPROVING AMENDMENTS TO THE WATER QUALITY CONTROL PLAN FOR THE TULARE LAKE BASIN TO EDIT AND UPDATE LANGUAGE

#### WHEREAS:

1. On March 27, 2014, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) adopted Resolution [R5-2014-0038](#), amending the Water Quality Control Plan for the Tulare Lake Basin to edit and update language.
2. Central Valley Water Board staff prepared documents and followed procedures satisfying State laws and regulations.
3. The State Water Board finds that these amendments will not result in direct or reasonably foreseeable indirect physical change in the environment, and is thus not subject to the California Environmental Quality Act (CEQA). (Cal Code Regs., tit. 14, § 15378, subd. (a). In addition, these amendments are not a “project” within the meaning of CEQA because they are an “organizational or administrative activit[y] of government that will not result in direct or indirect physical changes in the environment.” (Cal Code Regs., tit. 14, § 15378, subd. (b)(5).) Finally, if these amendments are determined to be subject to CEQA, they are exempt therefrom because it can be seen with certainty that there is no possibility that these amendments will have a significant effect on the environment. (Cal Code Regs., tit. 14, § 15061, subd. (b)(3).)
4. The State Water Board finds that the Basin Plan amendments are in conformance with Water Code section 13240, which specifies that the Regional Water Quality Control Board may revise basin plans.
5. Non-regulatory 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 amendments to the Basin Plan as adopted under Central Valley Water Board Resolution R5-2014-0038.

## **D R A F T**

2. Authorizes the Executive Director or designee to submit the amendments adopted under Central Valley Water Board Resolution R5-2014-0037 to OAL for concurrence on its non-regulatory status and to U. S. Environmental Protection Agency for informational purposes.

### **CERTIFICATION**

The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly regularly adopted at a meeting of the State Water Resources Control Board held on September 9, 2014.

---

Jeanine Townsend  
Clerk to the Board