



**California Regional Water Quality Control Board
North Coast Region**

Resolution No R1-2011-0090

**Amending the *Water Quality Control Plan for the North Coast Region*
to Make Editorial Revisions to Chapter 2 – Beneficial Uses**

WHEREAS, the California Water Quality Control Board, North Coast Region, (Regional Water Board) finds that:

1. The *Water Quality Control Plan for the North Coast Region* (Basin Plan) contains a description of beneficial uses to be protected, water quality objectives for the protection of those uses, implementation plans that include specific prohibitions, action plans, policies to achieve the water quality objectives, a description of the region's surveillance and monitoring activities, and references to statewide plans and policies that apply to water quality.
2. The Basin Plan contains six chapters, which are listed below.

Chapter 1	Introduction.
Chapter 2	Beneficial Uses.
Chapter 3	Water Quality Objectives.
Chapter 4	Implementation Plans.
Chapter 5	Plans and Policies.
Chapter 6	Surveillance and Monitoring
3. Basin plans may be revised in accordance with Section 13240 of the California Water Code. The Basin Plan was last amended in May 2011.
4. The last comprehensive editorial amendment to the Basin Plan was completed in 1994.
5. The 2007 Triennial Review List identifies the task of making editorial corrections to the current Basin Plan as a high priority with a rank of five out of twenty-nine.
6. The Basin Plan currently contains minor typographical and grammatical errors and various instances where language is outdated due to changes in regulation or conditions.

7. The Basin Plan should be clear, consistent, and current.
8. The changes shown in Attachment 1 (strikethrough for deleted language and underline for additions to existing text) and Attachment 2 (formatted with changes incorporated) update Chapter 2 – Beneficial Uses with editorial amendments that provide clear, consistent, and current language. These changes are the Editorial Amendment for Chapter 2 – Beneficial Uses of the Basin Plan.
9. The changes to Chapter 2 - Beneficial Uses include renaming of Section 1 - Beneficial Uses to Chapter 2 - Beneficial Uses; insertion of section numbers and reformatted headings for the remainder of the text; grammatical and typographical corrections; and addition of new, non-substantive information.
10. In order to review and consider editorial changes to each chapter of the Basin Plan in an efficient manner, the Regional Water Board will consider future editorial amendments to the remaining chapters of the Basin Plan as part of other ongoing Basin Plan amendment work.
11. A public notice of the availability of the Public Review Draft of the Editorial Amendment for Chapter 2 – Beneficial Uses, including the written comment period, and the Regional Water Board Hearing date was distributed to interested parties on August 29, 2011 via the Regional Water Board electronic list server (Lyris list). The public notice was also published in a newspaper of general circulation, *The Press Democrat*, on August 31, 2011. A revised notice was distributed on August 31, 2011 extending the public comment period to ensure a 30-day review period.
12. The written comment period on the Public Review Draft of the Editorial Amendment for Chapter 2 - Beneficial Uses began on August 29, 2011, and closed on September 29, 2011. The response to written public comments was available prior to the November 3, 2011 hearing.
13. On June 14, 2011, the Regional Water Board presided over a workshop on the 2011 Triennial Review of the Basin Plan. At that time staff provided an update to the Regional Water Board and public on the scope of the proposed Editorial Amendment for Chapter 2 – Beneficial Uses of the Basin Plan. The public had an opportunity to provide initial comment and no comments were received at that time.
14. The Regional Water Board reviewed and carefully considered all comments and testimony and subsequent comments received on the proposed Basin Plan amendment.
15. The Regional Water Board finds that this amendment 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. (Cal. Code Regs., tit. 14, § 15060, subd. (c)(2).). In addition, this amendment is not a “project” within the meaning of CEQA because it is an “[o]rganizational or administrative activit[y] of government that will not result in direct or indirect physical changes in the environment.” (*Id.*, § 15378, subd. (b)(5).) Finally, if this amendment is

determined to be subject to CEQA, it is exempt because it can be seen with certainty that there is no possibility that this amendment will have a significant effect on the environment. (*Id.*, § 15061, subd. (b)(3).)

16. After the Regional Water Board approves the proposed Basin Plan amendment, it must be submitted to the State Water Resources Control Board for approval. Following that approval, it must be submitted to the Office of Administrative Law for approval.

NOW, THEREFORE, BE IT RESOLVED THAT,

1. The Regional Water Board, after considering the record, including oral testimony at the hearing, hereby adopts the Editorial Amendment for Chapter 2 – Beneficial Uses of the Basin Plan as set forth in Attachment 1 (strikethrough and underline copy of Chapter 2) and in Attachment 2 (clean copy of Chapter 2 with changes incorporated) and Attachment 3 (strikethrough and underline copy of Chapter 4) and Attachment 4 (clean copy of Chapter 4 with changes incorporated).
2. The Regional Water Board directs the Executive Officer to bring editorial amendments for the remaining chapters of the Basin Plan to the Regional Water Board for consideration as part of other Basin Plan amendments, as appropriate. The Regional Water Board directs the Executive Officer to forward copies of the Editorial Amendments for Chapters 1 and 2 of the Basin Plan and the administrative record to the State Water Resources Control Board in accordance with the requirements of California Water Code sections 13245 and 13246.
3. If, during the approval process, the State Water Resources Control Board or Office of Administrative Law determines that minor, non-substantive corrections to the language of the amendment are needed for clarity or consistency, the Executive Officer may make such changes, and shall inform the Regional Water Board of any such changes.

CERTIFICATION

I, Catherine Kuhlman, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution adopted by the California Regional Water Quality Control Board, North Coast Region, on November 3, 2011.

Catherine Kuhlman
Executive Officer