

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 96-027

APPROVAL OF AN AMENDMENT TO THE WATER QUALITY
CONTROL PLAN FOR THE SAN DIEGO BASIN REVISING
LANGUAGE CONCERNING CONDITIONS FOR TYPES OF
DISCHARGES SUBJECT TO CONDITIONAL WAIVER OF
WASTE DISCHARGE REQUIREMENTS AND SUSPENSION
OF ENFORCEMENT OF EFFLUENT LIMITATIONS

WHEREAS:

1. The California Regional Water Quality Control Board, San Diego (SDRWQCB), adopted a revised Water Quality Control Plan for the San Diego Basin (Basin Plan) on September 8, 1994.
2. On October 12, 1995, following a public hearing, the SDRWQCB adopted Resolution No. 95-95 (Attachment 1) which amended the Basin Plan by revising language concerning the waiver conditions outlined in Table 4-4 of the Basin Plan, "Types of Discharges Identified for Conditional Waiver of Waste Discharge Requirements", adding a new category and conditions to Table 4-4 called "Permanent Reclamation Projects", and adding procedures whereby the SDRWQCB Executive Officer may suspend formal enforcement action against reclaimed water dischargers who can justify that their short-term effluent violations are due to water supply concentration and/or water conservation measures.
3. The State Water Resources Control Board (SWRCB) finds that the proposed amendment complies with requirements of SWRCB Resolution No. 68-16 (Statement of Policy with Respect to Maintaining High Quality of Waters in California).
4. Section 13240 of the Water Code specifies that basin plans be periodically reviewed and, if appropriate, revised.
5. The SDRWQCB staff prepared documents and followed procedures satisfying environmental documentation requirements in accordance with the California Environmental Quality Act and other State laws and regulations.
6. Portions of SDRWQCB Resolution No. 95-95 pertain to the waiver of waste discharge requirements pursuant to Section 13269 of the Water Code and these portions are not subject to approval by the Office of Administrative Law (OAL) as specified in Section 11352 of the Administrative Procedures Act.
7. A portion of SDRWQCB Resolution No. 95-95 pertains to the suspension of enforcement of effluent limitations and these provisions are subject to OAL approval.

8. SDRWQCB Resolution No. 95-95 pertains to waiver requirements and the enforcement of effluent limitations and is not subject to the approval of the U.S. Environmental Protection Agency under the Federal Clean Water Act.
9. This Basin Plan amendment does not become effective until approved by the SWRCB and until the regulatory provisions are approved by OAL.

THEREFORE BE IT RESOLVED THAT:

The SWRCB:

1. Approves SDRWQCB Resolution No. 95-95 amending the Water Quality Control Plan for the San Diego Region.
2. Authorizes staff to forward regulatory provisions to OAL for approval.

CERTIFICATION

The undersigned, Administrative Assistant 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 18, 1996.



Maureen Marché
Administrative Assistant to the Board