

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2012-0006**

APPROVING AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN FOR THE SANTA ANA REGION TO ESTABLISH TOTAL DISSOLVED SOLIDS AND NITRATE-NITROGEN WATER QUALITY OBJECTIVES AND AN IMPLEMENTATION PLAN FOR THE SAN JACINTO UPPER PRESSURE MANAGEMENT ZONE

WHEREAS:

1. On October 29, 2010, the Santa Ana Regional Water Quality Control Board (Santa Ana Water Board) adopted [R8-2010-0039](#) amending the Basin Plan to incorporate additional total dissolved solids (TDS) and nitrate-nitrogen water quality objectives and an implementation plan for the San Jacinto Upper Pressure Management Zone.
2. The Santa Ana Water Board found that since the added objectives are less stringent than the established objectives, a lowering of water quality could occur. The Santa Ana Water Board found that the added objectives and associated implementation plan identified in the Basin Plan amendment are consistent with the State Water Board [Resolution No. 68-16](#) because present and anticipated beneficial uses will continue to be protected, best practicable treatment or control of waste discharges would continue to be in place, and the potential lowering of water quality would be in the maximum benefit to the people of the state.
3. The Santa Ana Water Board found that the modeling procedures that were used to develop the added TDS and nitrate-nitrogen water quality objectives are the same as those used in the 2004 Salt Management Plan Basin Plan Amendment for the Santa Ana Region ([R8-2004-0001](#)). These modeling procedures were subjected to external scientific peer review during the development and consideration of the 2004 Basin Plan Amendment. Therefore, no additional external peer review was conducted for the added objectives.
4. The Santa Ana Water Board found that the analysis contained in the amendment staff report, the California Environmental Quality Act (CEQA) Checklist, and the responses to public comments comply with the requirements of the State Water Resources Control Board's (State Water Board's) certified regulatory CEQA process, as set forth in California Code of Regulations title 23, section 3775 et seq.
5. The State Water Board finds that, in amending the Basin Plan, the Santa Ana Water Board complied with the requirements set forth in sections 13141, 13240, 13242, and 13245 of the Water Code. The State Water Board also finds that the regulatory action meets the "necessity" standard of the Administrative Procedures Act, Government Code section 11353, Subdivision (b).
6. The Basin Plan amendment does not become effective until approved by the State Water Board and until the regulatory provisions are approved by the Office of Administrative Law (OAL).

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the amendment to the Basin Plan as adopted by Santa Ana Water Board Resolution No. R8-2010-0039.
2. Authorizes the Executive Director or designee to submit the amendment adopted by Santa Ana Water Board R8-2010-0039 to the OAL to approve the regulatory provisions.

CERTIFICATION

The undersigned, Clerk 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 February 7, 2012.

AYE: Chairman Charles R. Hoppin
Vice Chair Frances Spivy-Weber
Board Member Tam M. Doduc

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board