

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2015-0043**

APPROVING AN AMENDMENT TO THE WATER QUALITY CONTROL PLAN FOR THE
SACRAMENTO AND SAN JOAQUIN RIVER BASINS (BASIN PLAN) FOR THE CONTROL OF
DIAZINON AND CHLORPYRIFOS DISCHARGES

WHEREAS:

1. On March 28, 2014, the Regional Water Quality Control Board, Central Valley Region (Central Valley Water Board) adopted [Resolution No.R5-2014-0041](#), an amendment to the Water Quality Control Plan for the Sacramento and San Joaquin River Basins (Basin Plan amendment) for the control of diazinon and chlorpyrifos discharges.
2. The Central Valley Water Board found that the analysis contained in the California Environmental Quality Act (CEQA) "Substitute Environmental Documentation" for the proposed Basin Plan amendment, including the CEQA Checklist, the final staff report entitled "*Amendments to the Water Quality Control Plan for the Sacramento and San Joaquin River Basins for the Control Of Diazinon And Chlorpyrifos Discharges Final Staff Report, March 2014*" and the responses to comments complies with the State Water Board's regulations for the implementation of CEQA, as set forth in the California Code of Regulations, Title 23, sections 3775 through 3781. The State Water Board has reviewed the Substitute Environmental Documentation for the Basin Plan amendment and concurs with the Central Valley Water Board's findings and determinations, including the Statement of Overriding Considerations.
3. The Central Valley Water Board also adopted the Basin Plan amendment pursuant to the "Necessity" standard of the Administrative Procedures Act, Government Code section 11353, subdivision (b).
4. The Central Valley Water Board found the Basin Plan amendment is consistent with the Statement of Policy with Respect to Maintaining High Quality of Waters in California ([State Water Board Resolution No. 68-16](#)) and the federal Antidegradation Policy (40C.F.R. § 131.12), in that it does not allow degradation of water quality, but requires restoration of water quality and attainment of water quality standards.
5. The State Water Board finds that the Basin Plan amendment is in conformance with Water Code section 13240, which specifies that regional water quality control boards may revise basin plans, and section 13242, which requires a program of implementation for achieving water quality objectives, and section 13141, which requires an estimate of the total cost of the implementation of an agricultural water quality control program, along with an identification of potential sources of financing, and section 13241, which requires consideration of specific factors in adopting new water quality objectives. With adoption of the Proposed Amendment, the Central Valley Water Board will have established pollution control requirements that will address all of the diazinon and chlorpyrifos impairments for the thirty-two water body segments impaired by diazinon and/or chlorpyrifos consistent with the requirements of section 303(d) of the federal Clean Water Act.

6. A 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). The water quality standards applicable to waters of the United States must also receive approval from the U.S. Environmental Protection Agency (U.S. EPA).

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the Basin Plan amendment adopted under Central Valley Water Board Resolution No. R5-2014-0041.
2. Authorizes and directs the Executive Director or designee to submit the Basin Plan amendment adopted under Central Valley Water Board Resolution No. R5-2014-0041 to OAL for approval of the regulatory provisions and to U.S. EPA for approval of the TMDL.

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 June 16, 2015.

AYE: Chair Felicia Marcus
Vice Chair Frances Spivy-Weber
Board Member Tam M. Doduc
Board Member Steven Moore
Board Member Dorene D'Adamo

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board