

STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 78-43

ADOPTION OF WATER QUALITY CONTROL PLAN FOR THE  
SACRAMENTO-SAN JOAQUIN DELTA AND SUISUN MARSH

WHEREAS:

1. A responsibility of the State Water Resources Control Board is the regulation of activities and factors which affect or may affect the quality of the waters of the State in order to attain the highest water quality which is reasonable, considering all demands being made and to be made on those waters, and the beneficial uses involved.
2. The State Board has undertaken a proceeding, under its full water right and water quality authority, to develop a single comprehensive set of water quality standards to protect beneficial uses of the waters of the Sacramento-San Joaquin Delta.
3. The State Board has conducted 32 days of evidentiary hearing initiated on November 15, 1976 and concluded on October 7, 1977 in accordance with the Federal Clean Water Act (P.L. 95-217) and the California Water Code, and has considered the evidence introduced at the hearing.
4. Based on the evidentiary record, a draft water quality control plan for the Sacramento-San Joaquin Delta and Suisun Marsh and a Draft Environmental Impact Report were formulated and submitted for public review on March 15, 1978.
5. The State Board conducted a public hearing on the draft water quality control plan and Draft Environmental Impact Report on May 30, 1978, after notice to all interested persons, in accordance with federal and State requirements and has considered the oral and written comments submitted.
6. The Water Quality Control Plan and Environmental Impact Report have been revised to incorporate appropriate comments received from the interested persons.
7. The water quality standards in the Water Quality Control Plan for the Sacramento-San Joaquin Delta and Suisun Marsh will be reviewed at least once every three years.
8. The State Board will reopen the Delta water right hearing not later than eight years from the adoption of this plan for the purpose of receiving further evidence relating to salinity control, protection of fish and wildlife in the Bay-Delta estuary, and coordination of terms and conditions of the permits for the Delta water supplies of the federal Central Valley Project and the State Water Project.

9. The Water Quality Control Plan for the Sacramento-San Joaquin Delta and Suisun Marsh does not mandate the construction of facilities or mandate activities outside of the State Board's jurisdiction.
10. By approval of the Water Quality Control Plan the Board does not intend to affect negotiations among various Delta water agencies and the Department of Water Resources and U.S. Bureau of Reclamation regarding agreements on water quality and water quantity in the Delta.
11. The Water Quality Control Plan is an adjunct to the Basin Plans; it includes all necessary elements of water quality control plans in accordance with Section 13241 and 13242 of the California Water Code and federal requirements.
12. The State Board has certified the Environmental Impact Report on the Water Quality Control Plan (and corresponding Water Right Decision).

THEREFORE BE IT RESOLVED:


1. That the State Board adopts the Water Quality Control Plan for the Sacramento-San Joaquin Delta and Suisun Marsh (Delta Plan) in accordance with Section 13170 of the Water Code.
2. That the Delta Plan supersedes the Basin Plans to the extent of any conflict with specific water quality standards (salinity) and will be in effect until the end of calendar year 1988 unless modified earlier.
3. That adoption of the water quality standards (salinity) in the Delta Plan should not be construed as representing final action by the State Board on water quality standards for the Delta and Suisun Marsh and that water quality standards may be modified if necessary to protect beneficial uses of Delta water supplies.
4. That the Executive Director is directed to forward copies of the Water Quality Control Plan to the Environmental Protection Agency in accordance with requirements of the Federal Clean Water Act (as amended by P.L. 95-217).

CERTIFICATION

The State Water Resources Control Board has determined that there is no state mandate for a new program or increased level of service on any unit of local government as a result of the foregoing resolution because such resolution is not an executive regulation pursuant to the Revenue and Taxation Code, Section 2209.

The undersigned, Executive Director of the State Water Resources Control 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 August 16, 1978.

Dated: AUG 16 1978

  
Executive Director  
Larry F. Walker