



**Winston H. Hickox**  
Secretary for  
Environmental  
Protection

# State Water Resources Control Board

**Division of Water Quality**  
1001 I Street • Sacramento, California 95814 • (916) 341-5455  
Mailing Address: P.O. Box 944213 • Sacramento, California • 94244-2130  
FAX (916) 341-5463



**Gray Davis**  
Governor

**TO:** David Judson  
Deputy Director  
Office of Administrative Law  
300 Capitol Mall, Suite 1250  
Sacramento, CA 95814-4602

**FROM:** Stan Martinson, Chief  
**DIVISION OF WATER QUALITY**

**DATE:** DEC 28 2001

**SUBJECT:** SUBMITTAL OF REGULATORY PROVISIONS OF AMENDMENTS TO  
THE WATER QUALITY CONTROL PLAN FOR THE CENTRAL COAST  
REGION

On June 2, 2000 the Central Coast Regional Water Quality Control Board (Regional Board), adopted Resolution No. 00-001 amending the Water Quality Control Plan for the Central Coast Region (Basin Plan). The amendment revised the Basin Plan by removing the numeric nitrate objective for the San Lorenzo River. Water Quality will continue to be protected by the narrative Basin Plan taste and odor and biostimulatory effects objectives.

On November 15, 2001 the State Water Resources Control Board (State Board) adopted Resolution No. 2001-125, approving the amendment adopted by the Regional Board under Resolution No. 00-001.

Pursuant to Government Code section 11353, the regulatory provisions of the amendment are being submitted to the Office of Administrative Law (OAL) for approval. As required by that section, this submittal includes:

1. Seven copies of OAL Form 400 with the Clear and Concise Summary of Regulatory Provisions attached;
2. A summary of the necessity for the regulatory provisions, which will be found in the Regional Board's staff report;
3. A certification by the Chief Counsel of the State Board that the action was taken in compliance with all applicable procedural requirements of the Porter-Cologne Water Quality Control Act, Water Code section 13000 et seq., and

**California Environmental Protection Agency**

David Judson  
Deputy Director

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4. The Administrative Record for the Regional Board and State Board proceedings on this matter.

The Regional Board's authority to adopt amendments to its Basin Plan is contained in Water Code section 13240. In adopting the amendments, the Regional Board was implementing Water Code sections 13240 through 13242.

We recommend that the regulatory summary be added to Title 23, Division 4, Chapter 1, titled "Water Quality Control Plans," Article 3, titled "Central Coast Region," as new section 3923: "Removal of the Numeric Nitrate Objective for the San Lorenzo River."

If you have any questions regarding this submittal, you may contact me at (916) 341-5458 (email: [marts@swrcb.ca.gov](mailto:marts@swrcb.ca.gov)). You may also contact Ling Tseng of the Water Quality Planning Unit at (916) 341-5558 (email: [tsenl@swrcb.ca.gov](mailto:tsenl@swrcb.ca.gov)), who is the lead staff on this matter, or Paul Lillebo, Chief of the Basin Planning Unit, at (916) 341-5551 ([lillp@swrcb.ca.gov](mailto:lillp@swrcb.ca.gov)).

Attachments (3)

cc: (with attachments)

Roger W. Briggs  
Executive Officer  
Central Coast Regional Water Quality  
Control Board  
81 Higuera Street, Suite 200  
San Luis Obispo, CA 93401-5427

## NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. '4-99)

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-		
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY			AGENCY FILE NUMBER (if any)

## A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
Remove San Lorenzo Numeric Nitrate Objective		23		
3. NOTICE TYPE	4. AGENCY CONTACT PERSON		TELEPHONE NUMBER	FAX NUMBER (Optional)
<input type="checkbox"/> Notice re Proposed Regulatory Action			( )	( )
<input type="checkbox"/> Other				
OAL USE ONLY	ACTION ON PROPOSED NOTICE		NOTICE REGISTER NUMBER	PUBLICATION DATE
	<input type="checkbox"/> Approved as Submitted	<input type="checkbox"/> Approved as Modified	<input type="checkbox"/> Disapproved/Withdrawn	

## B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S)	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
Removal of the San Lorenzo Nitrate Objective	

## 2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics-related)

SECTION(S) AFFECTED (List all section number(s) individually)	ADOPT
	AMEND Publish New Section 3923
	REPEAL
TITLE(S)	

## 3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code, § 11346)	<input type="checkbox"/> Resubmission of disapproved or withdrawn nonemergency filing (Gov. Code, §§ 11349.3, 11349.4)	<input type="checkbox"/> Emergency (Gov. Code, § 11346.1(b))	<input type="checkbox"/> Emergency Readopt (Gov. Code, § 11346.1(h))	<input type="checkbox"/> Resubmission of disapproved or withdrawn emergency filing (Gov. Code, § 11346.1)
<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Government Code §§ 11346.2 - 11346.9 prior to, or within 120 days of, the effective date of the regulations listed above.				
<input type="checkbox"/> Print Only	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, § 100)	<input checked="" type="checkbox"/> Other (specify) Gov't Code Sec. 11353		

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs., title 1, §§ 44 and 45)

## 5. EFFECTIVE DATE OF REGULATORY CHANGES (Gov. Code, §§ 11343.4, 11346.1(d))

<input type="checkbox"/> Effective 30th day after filing with Secretary of State	<input type="checkbox"/> Effective on filing with Secretary of State	<input checked="" type="checkbox"/> Effective other (Specify) upon approval by OAL per Gov. Code 11353
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## 6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify)		

7. CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional)
Ling Tseng	(916) 341-5558	( )	

8.

I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE	DATE
<i>John M. Sudd for Stan Martinson</i>	12/28/01
TYPED NAME AND TITLE OF SIGNATORY	
Stan Martinson, Chief, Division of Water Quality	

## CONCISE SUMMARY OF REGULATORY PROVISIONS

Article 3 – “Central Coast Region”, Section 3923, “Removal of the numeric nitrate objective for the San Lorenzo River”. On June 2, 2000, the Central Coast Regional Water Quality Control Board adopted Resolution No. 00-001 amending the Water Quality Control Plan for the Central Coast Basin (Basin Plan). The amendment revised the Basin Plan by removing the numeric nitrate objective for the San Lorenzo River. Water quality will continue to be protected by the narrative Basin Plan taste and odor and biostimulatory effects objectives.

The amendment removes the numeric nitrate objective for San Lorenzo River from Chapter Three, page III-14 in the Basin Plan.

**STATE WATER RESOURCES CONTROL BOARD**

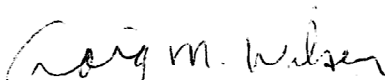
**ACTION TAKEN:** Submittal of information for the amendment to the  
Water Quality Control Plan for the Central Coast Region.

**DOCUMENT NUMBER:** Central Coast Regional Water Quality Control Board  
Resolution No. 00-001.

I certify that adoption of the amendments to the Water Quality Control Plan for the Central Coast Region was carried out in compliance with all applicable procedural requirements of Division 7 (commencing with Section 13000) of the Water Code.

Date:

12/18/01



Craig M. Wilson  
Chief Counsel