

**State of California
Office of Administrative Law**

In re:
State Water Resources Control Board

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Regulatory Action:

Government Code Section 11353

Title 23, California Code of Regulations

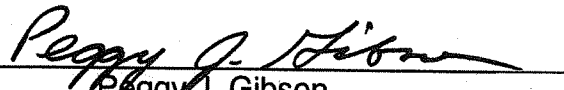
OAL File No. 2014-1209-03 S

Adopt sections: 3939.37
Amend sections:
Repeal sections:

In 2010, The Los Angeles Regional Water Quality Control Board (Los Angeles Water Board) adopted a Basin Plan Amendment for the Los Angeles Region Water Quality Control Plan establishing a phased waste discharge prohibition on the use of on-site wastewater disposal systems (OWDSs) in the Malibu Civic Center area. Upon the effective date all new discharges from OWDSs in the Malibu Civic Center Area were immediately prohibited except for specific projects identified in the Basin Plan in table 4-zz. In this action, the Los Angeles Water Board reconsidered Table 4-zz to enable properties that were inadvertently left off this table to be added. This would allow these properties that had progressed through the entitlement process for a new or upgraded OWDSs as of November 5, 2009. During this action the Los Angeles Water Board added one property to the table and made several corrections to the table including the deletion of duplicate entries. The Los Angeles Water Board approved this revision of Table 4-zz on February 6, 2014 in Resolution R14-003 and the State Water Resources Control Board approved it on October 21, 2014 in Resolution 2014-0059.

OAL approves this regulatory action pursuant to section 11353 of the Government Code.

Date: 1/23/2015


Peggy J. Gibson
Senior Attorney

For: DEBRA M. CORNEZ
Director

Original: Thomas Howard
Copy: Don Tsai

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2014-1209-035	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

JAN 23 2015

1:38 PM

2014 DEC -9 PM 2:04
OFFICE OF ADMINISTRATIVE LAW

AGENCY WITH RULEMAKING AUTHORITY
State Water Resources Control Board

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
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER	PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Prohibition on OWDSs in the Malibu Civic Center Area	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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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. Attach additional sheet if needed.)
ADOPT 3939.37
AMEND 3939.37
REPEAL <i>per agency request</i>
TITLE(S) 23

3. TYPE OF FILING
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346) <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) <input type="checkbox"/> Emergency (Gov. Code, §11346.1(b)) <input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. <input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) <input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h)) <input type="checkbox"/> File & Print <input checked="" type="checkbox"/> Other (Specify) Gov't Code 11353 <input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) <input type="checkbox"/> Print Only

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 Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) <input type="checkbox"/> Effective on filing with Secretary of State <input type="checkbox"/> \$100 Changes Without Regulatory Effect <input checked="" type="checkbox"/> Effective other (Specify) Upon Approval (Gov't Code 11353)

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 Don Tsai	TELEPHONE NUMBER (213) 620-2264	FAX NUMBER (Optional) (213) 576-5777	E-MAIL ADDRESS (Optional) Don.Tsai@Waterboards.ca.gov
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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 <i>Samuel Unger</i>	DATE 11-21-14
TYPED NAME AND TITLE OF SIGNATORY Samuel Unger, Executive Officer, Regional Water Quality Control Board, Reg. 4	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

JAN 23 2015

Office of Administrative Law

CONCISE SUMMARY OF REGULATORY PROVISIONS

Title 23. Waters

Division 4. Regional Water Quality Control Boards

Chapter 1. Water Quality Control Plans, Policies, and Guidelines

Article 4. Los Angeles Region

Section 3929.37 of Title 23 of the California Code of Regulations is to be revised by adding a sentence to the end of the third paragraph:

Existing systems include systems on properties identified on Table 4-zz of the Basin Plan Amendment, as adopted on November 5, 2009, and revised by the Los Angeles Water Board in Resolution No. R14-003 on February 6, 2014, and approved by the State Water Board on October 21, 2014 in Resolution No. 2014-0059.

Revision to basin plan amendment approved by State Water Resources Control Board Resolution No. 2014-0059 on 10-21-2014; amendment approved by OAL pursuant to Government Code 11353 on January 23, 2015 (OAL File No. 2014-1209-03 S).