

**State Water Resources Control Board
February 19, 2013
Item 7 - Executive Director's Report**

DIVISION OF WATER QUALITY

Aquatic Weed Control Permit: A public hearing was conducted on August 7, 2012 on the proposed Draft Statewide General National Pollutant Discharge Elimination System (NPDES) Permit for Residual Pesticide Discharges to waters of the United States from Algae and Aquatic Weed Control Applications. The draft permit covers discharges of residual algaecides and aquatic herbicides from direct applications to surface waters to control algae and aquatic weeds. The public comment period closed on August 21, 2012. The State Water Resources Control Board (State Water Board) will consider adoption of this item at its meeting on March 5, 2013.

CalRecycle Transfer Station Regulations – Anaerobic Digesters:

On December 13, 2012, State Water Board staff met with CalRecycle and California Association of Sanitation Agencies staff to discuss regulations being developed by CalRecycle pertaining to anaerobic digestion. The issue is whether to provide an exclusion from permitting requirements for the injection of fat, oil, grease, and food processing waste into anaerobic digesters at Publically Owned Treatment Works (POTWs). This practice enhances biogas production, which is used for co-generation at POTWs. Also discussed was an exclusion for digesters located at POTWs that digest only hauled in waste, without digesting any sewage sludge. The operations produce a more marketable “organic” product. The intent of the exclusions is to avoid unnecessary duplicative regulation.

On January 25, 2013, State Water Board staff met with Central Valley Water Board staff and CalRecycle to discuss dairy digester regulatory oversight. Also discussed was whether or not volatile organic compounds are constituents of concern.

Communities That Rely on Contaminated Groundwater: The State Water Board is pleased to announce that the Final Report to the Legislature, “Communities That Rely on a Contaminated Groundwater Source for Drinking Water” (Assembly Bill 2222, Caballero, Chapter 670, Statutes of 2008), is now available to the public at: <http://www.waterboards.ca.gov/gama/ab2222/index.shtml>.

Nitrate Pilot Projects in the Tulare Lake Basin and Salinas Valley: SBX2 1 (Perata, 2008) required the State Water Board and other agencies to develop pilot projects in the Tulare Lake Basin and the Salinas Valley to study nitrate contamination, identify remedial solutions and funding options to clean up groundwater. It also directed staff to prepare a report to the Legislature. The State Water Board contracted with the University of California at Davis (UCD) to produce a comprehensive, independent report. This 1,300-page report was released in March 2012. Information on the UCD Report is posted on the SBX2 1 Web site (http://www.waterboards.ca.gov/water_issues/programs/nitrate_project/index.shtml).

The State Water Board held a public workshop on Wednesday, May 23, 2012 to take public input on the options outlined in the UCD Report. The final report should be released in mid-February 2013.

Ocean Plan Amendment - Desalination/Brine Provisions: Three studies will support the desalination/brine amendments to the Ocean Plan. A panel of five scientific experts (Brine Panel) convened to address scientific questions regarding the disposal of brine into the ocean. The Brine Panel's [final report](#) is posted on the website.

Another Expert Review Panel (ERP) for desalination intakes and seawater intake mitigation, at Moss Landing Marine Lab, has completed its final report, which is posted to the website at http://www.waterboards.ca.gov/water_issues/programs/ocean/desalination/docs/erp_intake052512.pdf. The third scientific project conducted by the UC Granite Canyon Lab evaluated brine toxicity and the final report is posted at: http://www.swrcb.ca.gov/water_issues/programs/ocean/desalination/.

A Board Workshop was held on August 22, 2012, to present results and recommendations from the three studies. Staff held a stakeholder meeting with the ERP members and the public on January 30, 2013 to discuss scientific issues associated with desalination entrainment. Staff anticipates public release of the draft amendments in spring 2013 with a Board hearing to be scheduled for winter 2013.

Ocean Plan Amendments - Model Monitoring, Vessels, and Marine Protected Areas (MPAs): The public hearing for the Model Monitoring and Vessels amendments was held on November 1, 2011. The public hearing for the MPA amendment was held on May 1, 2012. A Board Workshop was held on August 22, 2012. The Ocean Plan amendments were adopted on October 16, 2012. Staff is currently working on preparing the administrative record for submittal to the Office of Administrative Law (OAL).

Once-Through Cooling (OTC) Policy: The Office of Administrative Law approved the July 2011 amendments to the Policy on March 12, 2012. Staff is planning to develop a new amendment to the Policy, focused on returning NPDES permitting authority for OTC power plants to the Regional Water Quality Control Boards (Regional Water Boards) with a target for adoption in summer 2013.

Staff is continuing to meet with the Nuclear Review Committee and the consultant (Bechtel) on the Special Studies regarding alternatives for the two nuclear generating plants (SONGS and Diablo Canyon). The Phase I of the study has been completed and presented to the Nuclear Review Committee. Bechtel has also initiated work on Phase II.

The Statewide Advisory Committee on Cooling Water Intake Structures (SACCWIS) is planning to hold its annual meeting during March 2013, to consider approval of its report and recommendations to the Board. The report and recommendations will be presented to the State Water Board at a future meeting.

NPDES permitting is progressing. A contractor with U.S. Environmental Protection Agency (U.S. EPA) funding is drafting all the permits with the exception of the Pittsburg Power Plant which has been drafted by the staff of the San Francisco Bay and State Water Boards. State Water Board staff anticipates the permit will be considered for adoption in 2013.

http://www.swrcb.ca.gov/water_issues/programs/ocean/cwa316/

Sanitary Sewer System Waste Discharge Requirements (SSS WDRs): Based on stakeholders' comments, staff has updated the SSS WDRs' Monitoring and Reporting Program (MRP) and requested additional written comments from stakeholders on January 7, 2013. Staff received 43 comment letters and is in the process of revising the MRP in response to the comments. Additionally, staff met with stakeholder representatives to address concerns raised in the comment letters on January 30, 2013. Staff anticipates re-issuance of the MRP by the Executive Director in March 2013.

Sediment Quality Objectives, Phase II: Fish and Wildlife Objectives were adopted by the State Water Board April 6, 2011 and approved by OAL in June 2011. Phase II Human Health objectives are in progress. Staff met with the Advisory Committee, stakeholders, and the Agency Coordinating Committee representatives on May 24, 2012, to discuss the Scientific Steering Committee recommendations regarding human health amendments to the Enclosed Bays and Estuaries Plan. Staff is working on the suggestions from both groups, and is working with the Los Angeles Regional Board and the Ports of Los Angeles and Long Beach to collaborate on studies that will assist in the development, testing and implementation of Phase II SQOs.

Storm Water Construction General Permit: On November 14, 2012, the California Coastkeeper Alliance (CCA) filed a suit challenging the construction storm water permit (which was amended on July 17, 2012) on the grounds it did not include numeric effluent limitations. CCA is arguing that the State Water Board did not include U.S. EPA narrative effluent limitation guidelines for construction and development and did not conduct the required analysis. Staff is working with the Attorney General's office in preparing for the hearing(s) and any briefings required.

Staff is also preparing to reopen the Construction General Permit to deal with the very limited subject of training requirements for California-licensed professionals regulated by the Department of Consumer Affairs.

Storm Water Caltrans MS4 Permit: The State Water Board adopted the Caltrans MS4 permit at its September 19, 2012 meeting. The permit regulates storm water discharges associated with the operation of the state highway system. Staff is actively working with the Regional Water Boards and Caltrans to develop implementation requirements for 71 Total Maximum Daily Loads through a permit reopener.

Storm Water Industrial General Permit: The Industrial General Storm Water Permit regulates the storm water discharges from specific industrial sectors. Approximately 9,000 individual facilities are covered by the current permit. Staff conducted informal workshops on the revised draft Industrial General Storm Water Permit. The first was held in Diamond Bar on August 8, 2012 and the second was held in Sacramento on August 10, 2012. The purpose of the workshops was to provide a forum for the stakeholder community to ask questions regarding the revised draft Industrial General Storm Water Permit to help them in preparing formal comments. The public comment

period originally scheduled to close on September 21, 2012 was extended to October 22, 2012. A public hearing was conducted on October 17, 2012. Staff is now evaluating the public comments received and anticipates releasing a new, final draft in March or April of 2013. No adoption meeting has been scheduled at this time but we anticipate asking the Board to consider it in June 2013.

Storm Water Phase II MS4 Permit: A public hearing was conducted on the revised draft Phase II Small MS4 Storm Water Permit on August 8, 2012. This permit will address the storm water discharges from small municipal separate storm sewer systems (those that serve populations of less than 100,000 persons). At the close of the comment period, July 23, 2012, more than 105 comment letters had been received. Staff reviewed and prepared responses to the comments received during the public comment period and at the public hearing. Based on the comments received during the public comment period and at the August 8, 2012 public hearing, a third draft was released November 16, 2012. At the end of the comment period, December 17, 2012, approximately 55 comment letters had been received. Staff reviewed and prepared responses to the comments received on the November 16, 2012 draft and posted the responses January 22, 2013. A revised draft of the Phase II Small MS4 Storm Water Permit was presented to the State Water Board at a Board Workshop on January 8, 2013. Additional changes were posted on the web on February 4, 2013, and on February 5, 2013, the State Water Board adopted the Phase II Small MS4 Storm Water Permit.

Trash – Amendments to Statewide Plans: Staff continues to work with the Public Advisory Group (PAG) to develop a policy to address trash in waters of the State. The PAG consists of 10 individuals who have knowledge and expertise relative to trash and debris. A preliminary draft Staff Report/Substitute Environmental Document (SED) has been prepared by Tetra Tech and staff, and sent to the PAG. A PAG meeting was held on August 13, 2012 to discuss the changes and recommendations. The target for release of the Draft SED and amendments for public comment is in the first quarter of 2013.

State Water Board ILRP Monthly Report: On January 3, 2013, Irrigated Lands Regulatory Program (ILRP) staff participated in a California Roundtable for Agriculture and the Environment (CRAE) monthly conference call. The main discussion items were on development of water quality principles and the 2013 CRAE work plan.

On January 8, 2013, ILRP staff attended a California Department of Food and Agriculture (CDFA) Board meeting. Items discussed included regulatory assistance for agricultural operations, agricultural regulatory overview, regulatory coordination, and ILRP/Agricultural Orders.

On January 9, 2013, ILRP staff participated in a national webinar to discuss how to improve collaboration between state water agencies and the Natural Resource Conservation Services (NRCS). Focus was on how the agencies can use their expertise to assist agricultural growers to meet water quality objectives.

On January 14, 2013, ILRP staff participated in a Farm, Food Safety, and Conservation Network meeting to discuss planning an annual conference. Also discussed was the new USDA Food Safety Modernization Act and the potential impact the Act may have on the agricultural community and agricultural related water quality regulatory programs.

On January 16, 2013, ILRP staff met with USEPA and NRCS to select projects to be funded by the National Water Quality Initiative (NWQI).

On January 24, 2013, ILRP staff participated in a California Bioresources Alliance (CBA) planning subgroup to discuss the CBA annual symposium to be held in September 2013 here at the CalEPA building.

On January 28, 2013, ILRP staff met with the Cal/EPA Emergency Response Management Committee (ERMaC). Agencies represented were State Water Board, Department of Pesticide Regulation, California Department of Food and Agriculture (CDFA), and Office of Environmental Health Hazard Assessment. The meeting was held to discuss permitting requirements to allow CDFA to use citric acid as a bactericide for disinfecting the area and equipment involved in the response to a foreign animal disease (FAD) epidemic/incident. The group discussed requirements for waivers, when an emergency disinfection operation using citric acid discharges wastewater to waters of the state.

On January 29, 2013, ILRP staff participated in the quarterly NRCS State Technical Guidance Committee. The meeting's discussions included reviewing and updating agricultural management practices, farm nutrient management plans, and the National Water Quality Initiative.

This month's ILRP Regional Water Board monthly report can be found on the State Water Board ILRP website:

http://www.waterboards.ca.gov/water_issues/programs/agriculture/

Statewide Policies/Significant General Permits: Appendix 1 provides the current status of Statewide Policies and Significant General Permits.

DIVISION OF WATER RIGHTS

Workshop Summary Report Related to Comprehensive Review of the Bay-Delta Plan: On January 17, 2013, the State Water Board released a draft report prepared by its facilitator Brock Bernstein summarizing information received from a series of State Water Board workshops held in the fall of 2012 related to the comprehensive review of the Bay-Delta Plan. The draft report includes key points of agreement and disagreement, uncertainties and questions. The workshops were held to receive information and conduct discussions regarding the scientific and technical basis for considering potential changes to the 2006 Water Quality Control Plan for the San Francisco/Sacramento-San Joaquin Delta Estuary (Bay-Delta Plan) as part of the State Water Board's Phase II comprehensive review of the Bay-Delta Plan. The first workshop was held on September 5 and 6, 2012, and addressed Ecosystem Changes and the Low Salinity Zone. The second workshop was held on October 1 and 2, 2012, and addressed Bay-Delta Fisheries Resources. The third workshop was held on November 13 and 14, 2013, and addressed analytical tools for evaluating the water supply, hydrodynamic, and hydropower effects of the Bay-Delta Plan. The summary report along with comments, presentations and other material related to the workshops and the comprehensive review of the Bay-Delta Plan can be found at:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/comp_rev_ew.shtml. The Board will be scheduling a follow-up information item in early April to receive input on the summary report and provide direction to staff.

Release of Responses to Comments on Draft Final Environmental Impact Report for the Eagle Mountain Pumped Storage Project: The Eagle Crest Energy Company (ECE) is undergoing licensing of its Federal Energy Regulatory Commission (FERC) Project No. 13123, Eagle Mountain Pumped Storage Project (Project). Before FERC can issue a new license, ECE must receive a water quality certification from the State Water Board. The State Water Board is the lead agency for the Project under the California Environmental Quality Act (CEQA). On January 25, 2013, the State Water Board released the responses to comments on the Draft Environmental Impact Report (EIR) for the Project. On January 28, 2013, the State Water Board released a Draft Final EIR to show the public how the environmental document addresses the comments received, and as reference material for the upcoming release of the draft final water quality certification. The draft certification is anticipated to be released for public comment in spring 2013.

The responses to comments on the Draft EIR and the Draft Final EIR are available online at:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/water_quality_cert/ea_glemtn13123_comments012513.shtml

Updates Related to the Klamath River Hydroelectric Project (Federal Energy Regulatory Commission Project No. 2082): There are three updates related to the Klamath River Hydroelectric Project (Project): (1) January 15, 2013, Interim Measure Implementation Committee (IMIC) meeting; (2) Klamath Basin Restoration Agreement (KBRA) amendment; and (3) Letter from Hoopa Valley Tribe to the Federal Energy Regulatory Commission (FERC). See below for more details on each item.

IMIC Meeting. The IMIC¹ met in Yreka, California on January 15, 2013. Several interim measures (IMs) were discussed at the meeting, which are described in more detail below, including: IM 7 (J.C. Boyle Gravel Placement and/or Habitat Enhancement); IMIC 8 (J.C. Boyle Bypass Barrier Removal); IMIC 10 (Water Quality Conference); and IMIC 11 (Water Quality Improvements).

- IM 7. PacifiCorp provided an update to the J.C. Boyle Gravel Placement Project, which is designed to enhance habit using a passive approach by adding suitable gravel prior to high flow periods. In November 2011, PacifiCorp placed gravel at two locations, and in October 2012 gravel was added at three other locations below J.C. Boyle Reservoir.
- IM 8. PacifiCorp provided an update to the J.C. Boyle Bypass Barrier Removal Project, which involved the removal of boulders in the J.C. Boyle bypass reach to improve fish passage.

¹ The purpose of the IMIC is to collaborate with PacifiCorp on issues related to the implementation of the IMs set forth in the Klamath Hydroelectric Settlement Agreement.

- IM 10. It is anticipated that the IM 10 Water Quality Workshop report will be issued in March 2013. The October 16, 2012, Executive Director's Report provides additional background information on the Klamath River Water Quality Workshop.
- IM 11. The IMIC discussed the status of several water quality improvement projects. The Klamath Water Quality Tracking and Accounting Project (KTAP) is in its design phase and is working on defining a water quality credit trading system for the Klamath River Basin. Wetlands treatment in the Upper Klamath Basin was discussed, including how Oregon's water rights system may impact site selection and implementation. Reports documenting study findings are forthcoming on various topics, including: experimental treatment to remove organic matter in the Keno reach; an algaecide pilot study at Copco Reservoir; oxygenation pilot study of J.C. Boyle; and an investigation of selective withdrawal at Iron Gate Dam to reduce potential entrainment from algal blooms. Completed reports will be discussed further at future meetings.

The next Klamath IMIC meeting will be held in Yreka, California on April 17, 2013.

KBRA Amendment: On December 29, 2012, the KBRA was amended to extend the deadline for passage of federal legislation until December 31, 2014, address tribal funding issues, and include other minor revisions. Minor revisions included schedule updates and the addition of the Klamath Basin Power Alliance as a party to the KBRA.

Letter from Hoopa Valley Tribe to FERC: On January 17, 2013, the Hoopa Valley Tribe submitted a letter to FERC reiterating its petition for a declaratory order finding that: (1) PacifiCorp has failed to pursue relicensing and ordering PacifiCorp to file a plan for decommissioning Project facilities; or (2). the State Water Board and the Oregon Department of Environmental Quality have failed to act on PacifiCorp's applications for water quality certification and have waived their respective certification authorities.

Coordination with Fisheries Resource Agencies: In January, Division of Water Rights (Division) staff assisted California Department of Fish and Wildlife (CDFW) and United States Fish and Wildlife Service (USFWS) staff with field data collection for the Butte Creek Instream Flow Study (Study). The Study focuses on adult Chinook salmon passage related to flow conditions in Butte Creek. Division staff will continue to assist CDFW with future work on this Study and other instream flow related efforts. CDFW staff anticipates that CDFW will provide the State Water Board with a flow recommendation associated with the Study in 2015.

DIVISION OF FINANCIAL ASSISTANCE

Program Activity:

Cleanup and Abatement Account:

- Eight disbursements were made in the month of January totaling \$371,979.

Site Cleanup Program:

- A total of \$229,643 was collected during the month of January.

Office of Operator Certification:

Regulations: On December 4, 2012, the State Water Board adopted the proposed regulations – chapter 26 of division 3 of the California Code of Regulations, regarding wastewater treatment plant classification, operator certification, and contractor operator registration for the Wastewater Treatment Plant Operator Certification Program. On January 28, 2013, the Office of Administrative Law approved the regulations. The regulations will take effect on April 1, 2013.

Advisory Committee: The State Water Board appointed David R. Heinz to replace a member of the nine-member Office of Operator Certification Advisory Committee (Advisory Committee) for the remainder of the period beginning July 1, 2012 and ending June 30, 2016. In future advisory committee appointments, the Executive Director will appoint members to the Advisory Committee, consistent with the State Water Board's delegation to the Executive Director in Resolution No. 2012-0061.

Clean Beaches Initiative Grant Program: Approximately \$50 million is available for the Clean Beaches Initiative Grant Program Solicitation, utilizing remaining funds from Propositions 13, 40, 50, and 84. The program provides matching grants for the purpose of protecting beaches and coastal waters from pollution and toxic contamination pursuant to the Clean Beaches Program. The Division of Financial Assistance (DFA) temporarily closed the Clean Beaches Initiative grant program solicitation on January 31, 2013. A total of six concept proposals for implementation projects were received. The proposals are undergoing review by the Clean Beaches Task Force, as well as staff from DFA and the Regional Water Boards. Staff will meet with the Task Force on February 25, 2013, to review the applications and determine which proposals to invite to submit a detailed application. If invited back, the applicant will be assigned a grant manager from DFA to assist them in completing the application. The solicitation will then be re-opened to allow additional applications to be submitted.

Integrated Regional Water Management (IRWM) Proposition 50, Chapter 8 IRWM Program Implementation Grant: As part of the Proposition 50 (Prop 50) IRWM Program, Contra Costa Water District partnered with Contra Costa County, City of Antioch, City of Brentwood, Delta Diablo Sanitation District, Diablo Water District, Ironhouse Sanitary District, Natural Heritage Institute, and the City of Pittsburg to form the East Contra Costa County Regional Water Management Group (Group). The Group developed the East Contra Costa County Functional Equivalent IRWM Plan in 2005 and received \$12.5 million Prop 50 Round 1 Implementation Grant funds from the State Water Board in March 2007 (Resolution 2007-0011). The grant funded nine projects: 1) Antioch Recycled Water Implementation, 2) Diablo Water District Well Utilization, 3) Pittsburg Recycled Water, 4) Contra Costa Water District Alternative Intake Project, 5) Antioch Water Treatment Plant Solids Handling, 6) Contra Costa Water District Canal Improvement, 7) Contra Costa County Habitat Conservation Plan, 8) Contra Costa County Marsh Creek Fish Passage, and 9) Contra Costa Water District Mitigation Habitat. The Projects were completed and the grant closed January 15, 2013.

Clean Water State Revolving Fund (CWSRF): Between January 9, 2012 and February 4, 2013, the Deputy Director of DFA approved the following Preliminary Loan/Grant Commitments:

- On January 22, 2013, Determination No. 2012-33 approved \$47,853,395 in Loan Commitment funding from the CWSRF Program to rehabilitate and upgrade the City of Paso Robles Wastewater Treatment Plant; CWSRF No. C-06-5400-110.
- On January 29, 2013, Determination No. 2012-34 approved \$415,000 in CWSRF Small Community Grant funds for the Valley Springs Public Utility District, for planning financing for their Wastewater Treatment Facilities Improvement Project; CWSRF No. C-06-7848-110.

OFFICE OF DELTA WATERMASTER

Watermaster Enforcement Actions for Violations Regarding Online Reporting:

The State Water Board adopted regulations requiring online reporting of water use for water diversions pursuant to the 2009 Senate Bill X7 8 which authorized the State Water Board to adopt online filing. In March 2012, the State Water Board sent notification letters to water right licensees and permittees to submit their 2011 annual use reports by July 1, 2012. In August 2012, the State Water Board mailed delinquency letters to licensees in the Delta who did not submit their 2011 annual use reports. In October 2012, the State Water Board Delta Watermaster sent Notices of Cease and Desist Orders (CDO) to six Delta diverters for failure to file their 2011 annual use reports. On November 16, 2012, the Delta Watermaster issued final CDOs against two water right licensees who failed to file their 2011 annual water use reports or request a hearing on the draft CDOs.

In December 2012, the State Water Board mailed out Administrative Civil Liability (ACL) Complaints to two water right diverters in the Delta for violation of the November 16, 2012 CDOs and annual reporting requirements. On February 5, 2013, the Delta Watermaster issued two ACL orders assessing civil liabilities to two water right diverters for violation of the November 16, 2012 CDOs.

OFFICE OF ENFORCEMENT

Administrative Civil Liability (ACL) and Cleanup and Abatement Actions Issued January, 2013:

a. ACL Complaint(s) Issued

Region	Discharger/Facility	Violation(s) Addressed	ACL Complaint Amount	Date Issued
WATER QUALITY				
5S	Placer County Facility Services Dept. and Placer County Sewer Maintenance District No. 1 / Wastewater Treatment Plant	Effluent limit violations (TSS, aluminum, chloroform, total coliform organisms, lead, mercury, nitrate plus nitrite)	\$111,000 (MMP)	1/11/2013
5S	City of Roseville / Pleasant Grove WWTP	Effluent limit violations (total coliform organisms)	\$54,000 (MMP)	1/11/2013

Region	Discharger/Facility	Violation(s) Addressed	ACL Complaint Amount	Date Issued
5S	Placer County Facility Services Dept. and Placer County Sewer Maintenance District No. 3 / WWTP	Effluent limit violations (BOD, pH, dibromochloromethane, dichlorobromomethane, aluminum, ammonia, turbidity)	\$192,000 (MMP)	1/11/2013
5S	San Francisco Public Utilities Commission / Pelican Crossover Project	Effluent limit violations (chlorine) and late reporting violations	\$51,000 (MMP)	1/11/2013
5S	Sacramento Regional County Sanitation District / WWTP	Effluent limit violations [settleable matter, chlorine, manganese, copper, dichlorobromomethane, bis (2-ethylhexyl) phthalate]	\$21,000 (MMP)	1/11/2013
5S	University of California, Davis / Main WWTP	Effluent limit violations (ammonia)	\$3,000 (MMP)	1/11/2013
5S	City of Turlock / Regional Water Quality Control Facility	Effluent limit violation (chlorine)	\$3,000 (MMP)	1/11/2013
5S	Linda County Water District / WWTP	Effluent limit violations (chlorine, BOD, electrical conductivity, TSS, chloroform, chlordane, pH, zinc, dichlorobromomethane)	\$123,000 (MMP)	1/11/2013
5S	City of Davis / WWTP	Effluent limit violations (coliform)	\$3,000 (MMP)	1/11/2013
5S	City of Woodland / Water Pollution Control Facility	Effluent limit violations (coliform, selenium, ammonia)	\$45,000 (MMP)	1/11/2013
5S	City of Lodi / White Slough Water Pollution Control Facility	Effluent limit violations (ammonia, coliform)	\$9,000 (MMP)	1/11/2013
5S	City of Placerville / Potable Water System Maintenance Project	Late reporting violations	\$18,000 (MMP)	1/11/2013
WATER RIGHTS— No ACL COMPLAINTS ISSUED JANUARY 2013				

b. ACL Order(s) Issued

Region	Discharger/Facility	Violation(s) Addressed	ACL Order Amount	Date Issued
WATER QUALITY				
2	City of San Jose / Adobe Phase II Groundwater Cleanup System	Effluent limit violations (tetrachloroethene)	\$9,000 (MMP)	1/2/2013

Region	Discharger/Facility	Violation(s) Addressed	ACL Order Amount	Date Issued
2	North San Mateo County Sanitation District / Wastewater Treatment Facility	Effluent limit violations (Enterococcus bacteria, carbonaceous BOD, TSS)	\$21,000 (MMP)	1/15/2013
2	McKesson Corporation / 33950 Seventh Street (Union City) Facility	Effluent limit violations (1,1-dichloroethylene)	\$15,000 (MMP)	1/22/2013
2	California Department of Transportation / Isabel Avenue and Interstate 580 Interchange Improvement Project	Unauthorized discharge of 5,800 cubic feet of gravel into surface water in June 2010.	\$31,500 (all to CAA)	1/23/2013
4	RWDI Detroit & Hauser, L.P. / 435 Detroit	Effluent limit violations (copper)	\$6,000 (MMP)	1/3/2013
4	Chinatown Gateway, LLC / Chinatown Los Angeles Project	Effluent limit violations (copper, lead, chloride, sulfate)	\$15,000 (MMP)	1/7/2013
4	City of Beverly Hills / Parking Site "A"	Effluent limit violations (selenium)	\$99,000 (MMP)	1/18/2013
4	Douglas Emmett Management, LLC/ Century Park Plaza	Effluent limit violations (turbidity, MBAS, pH, BOD, settleable solids, suspended solids)	\$24,000 (MMP)	1/31/2013
4	San Gabriel Water Quality Authority / Former JAB Holdings Inc.	Effluent limit violations (total dissolved solids, 1,4-dioxane)	\$3,000 (MMP)	1/31/2013
5S	City of Colfax / Wastewater Treatment Facility	Effluent limit violations [aluminum, copper, mercury, bis(2-ethylhexyl)phthalate, turbidity, total coliform organisms]	\$33,000 (MMP; CP: \$18,980; CAA: \$14,020)	1/7/2013
5S	City of Lone / WWTP	Failure to comply with CDO requirement to submit report of waste discharge for unauthorized treatment ponds	\$123,818 (ECA: \$61,909; CAA: \$61,909)	1/10/2013
5S	California Department of General Services / Nevada City Forest Fire Station	Violations of construction stormwater general permit, including failure to conduct post-storm inspection and failure to adequately implement best management practices and erosion control measures	\$45,000 (CAA: \$26,210; ECA: \$18,790)	1/11/2013
6V	Arimol Group, Inc. / 1031A Meadowbrook, Lake Arrowhead	Unauthorized discharges of fill and waste to waters of the United States	\$60,000 (all to CAA)	1/16/2013

WATER RIGHTS—NO ACL ORDERS ISSUED JANUARY 2013

c. Cleanup and Abatement Order(s) Issued

Region	Discharger/Facility	Action(s) Required	Date Issued
1	Don Roberts and Steven G. and Taylor Whitley / Roads Constructed on Mendocino County APN 014-060-26 (aka 014-060-44)	Cease activities causing or threatening to cause discharge of sediment to surface waters; develop and implement erosion control plan and inspection and reporting schedule; submit technical report providing details of road construction; retain qualified, licensed professional to delineate wetlands; prepare and implement plans to remove and stabilize earthen fill materials and to restore natural drainage paths and vegetation.	1/15/2013

Appendix 1

Statewide Policies/Significant General Permits

Status Code Key:

White = Active effort (A)	Note: * indicates Board Priority
Orange= Targeted for completion in 2012 (A-12)	Lavender= Targeted for completion in 2013 (A-13)
Green= Targeted for completion in 2014 (A-14)	
Grey = Suspended or No statewide effort at this time or Pending (P)	
Blue = Completed 2012, 2011, 2010 (C2012, C2011, C2010)	

Statewide Policies/Significant General Permits		
		Status
P	Antidegradation Policy / Implementation Triennial Review	(updated: 2013-01-04) Scoping meeting held on 11/17/08. Work delayed by petitions.
A-13	Aquatic Pesticide General Permit – Weed Control, Aquatic Application	(updated: 2013-02-06) The public notice was published in newspapers and posted on website on July 6, 2012. A public hearing was held on August 7, 2012. The State Water Board will consider adoption of this item at its March 5, 2013 meeting.
A-13	Bacterial Objectives for Inland Surface Waters	(updated: 2013-02-05) U.S. EPA released the final updated bacteria criteria document on November 26, 2012. DWQ staff are reviewing the criteria and are preparing a draft policy and a staff report for public release targeted for Spring 2013.
A-13	Biological Objectives Development	(updated: 2013-01-04) The Scientific Review Panel met to review the draft final technical work on October 17th and 18th. They provided recommendations for finalizing the model for scoring biological assessment data and for setting thresholds for identifying whether water bodies are in good biological condition or not. A State Board workshop to present the technical work on this project is scheduled on January 23, 2013.

P	Blue Green Algae Action Levels	(updated: 2012-07-12) The State Water Board funded OEHHA to develop action Levels for Blue Green Algae toxins (Cyanotoxins) in water and fish. OEHHA completed a draft report, which was then submitted to peer review. The Peer Review was complete in 2011 and the Final Report was completed in May 2012. A possible next step is to adopt statewide objectives for cyanotoxins, pending management prioritization.
A-13	Cadmium Objective and Implementation Policy	(updated: 2013-02-05) Staff is working on the Staff Report and draft policy. Policy and staff report are anticipated to be ready for peer review by Summer 2013
P	Chlorine Residual Objectives and Implementation	(updated: 2012-11-05) Scientific Peer review received. Report and policy will be revised as necessary to address peer review comments. Due to loss of key staff this project is currently on hold.
A-13	Composting Facilities Statewide General Order	(updated: 2013-02-04) The State Water Board scheduled a public meeting on November 6, 2012 to consider adopting the draft Initial Study/Mitigated Negative Declaration and the proposed General WDRs for the Discharge of Wastes at Compost Management Units. Due to the comments received on the IS/MND for the project, staff pulled the item. Staff met with the parties who commented on November 30th to discuss their concerns, and briefed MCC in January. A panel consisting of representatives from State Board, Regional Boards, and CalRecycle will review the order and provide comments.
A-13*	Draft WQCP update for San Joaquin River flows and southern Delta salinity objectives	(updated: 2013-02-04) Draft scientific basis released October 29, 2010. Workshop held on scientific basis January 6 and 7, 2011. Additional scoping meeting held June 6, 2011. Draft economic, hydropower and scientific (revised draft) technical analyses released for public review in February 2012. Informational session on technical analyses held on March 20, 2012. Draft Substitute Environmental (SED) released on December 31, 2012 for public comment. Hearing to receive comments on the SED scheduled for March 20-22, 2013, comments due March 29, 2013. Draft plan amendment to be brought to the Board for consideration in mid-late 2013.
A	Grazing	(updated: 2012-12-21) The Water Boards have formed a work team to develop this project (titled Statewide Grazing Regulatory Action Project or Grazing RAP). The work team is under the lead of Region R6 with active participants from R1, R2, R3, R4, R5 and DWQ. The work team meets monthly. Its website is www.waterboards.ca.gov/water_issues/programs/nps/grap.shtml)The work team is continuing its work on grazing implementation tools and is planning its first stakeholder outreach meetings including developing a stakeholder survey to help focus the meetings. Prior to any of the outreach meetings, the work team plans to take a draft version of its proposal for regulating grazing on non-federal lands to MCC for review and comment early in 2013.

A-13	Instream Flow Policy (AB 2121)	(updated: 2013-01-09) The Board adopted the Policy on May 4, 2010. The Division delivered the administrative record to OAL on August 11, 2010. OAL approved the administrative record in September 2010. The Division filed a Notice of Decision with the Secretary for Resources on September 28, 2010. On August 9, 2012, the Alameda Superior Court issued a writ of mandate directing the State Water Board to set aside Resolution 2010-0021, thereby vacating the State Water Board's adoption of the Policy and certification that the CEQA documentation had been completed in compliance with CEQA. The Board complied with this directive on October 16, 2012. (State Water Board Resolution No. 2012-0058.) The court identified two specific inadequacies with the CEQA documentation prepared for the Policy. The State Water Board has directed the Division of Water Rights to prepare additional CEQA documentation necessary to comply with the court's decision and to recirculate all or part of the SED, if necessary. The Division of Water Rights is currently preparing the documentation necessary to comply with the court's decision and plans to recirculate the SED, as necessary.
A-13	Integrated Report Adoption (2012)	(updated: 2012-11-02) State Water Board Staff is developing the lines of evidence (LOEs) for the 2012 report. Regional Boards will then review the LOEs and make assessments recommendations. State Board staff will review Regional Board staff's recommendation before Regional Board Staff present their recommendations to their respective Boards for approval. Following approval by all Regional Boards, the State's Integrated Report will be presented to the State Water Board for approval before being sent USEPA. USEPA makes the final approval decision on the Integrated Report and may change the State's recommendations.
P	Listing Policy Update (Sediment Quality Objectives)	(updated: 2012-08-07) CEQA Scoping Meeting held on March 29, 2010. Comment period closed April 12, 2010. Delay due to loss of key staff. Staff has prepared amendment language to address the Sediment Quality Objectives component but further work is contingent on completion of the current 303(d) listing cycle.
P	Marina Permit	(updated: 2012-08-02) Permit is postponed while working with other agencies and Marina and Boating groups to develop interim approaches.
P	Mercury Offset Policy	(updated: 2012-06-06) Partial economic analysis received from contractor (SAIC). No further contract funding available to complete economic analysis.
A	Mercury TMDL (Reservoirs)	(updated: 2013-02-05) In March 2012, staff held CEQA Scoping meetings in Sacramento, Oakland, Riverside and Redding. Staff has developed a straw policy document for the reservoir TMDL and its implementation plan. Staff from regions 2 and 5 is working on a draft policy document and staff report (source analysis, linkage, targets, implementation plan) and CEQA analysis, and is coordinating efforts with the State Water Board team working on the methylmercury objectives project.
A-13*	Methylmercury Objectives	(updated: 2013-02-05) Staff is working on a draft policy and staff report and coordinating with efforts to develop statewide mercury TMDL. A draft staff report is expected to be sent to peer review in Spring 2013
A	Natural Sources	(updated: 2012-06-06) A draft natural source issue paper has been submitted to the Basin Planning Roundtable for review and comment. Issues include recommendation for how to deal with designations where natural background exceeds the water quality objectives.

A-13	Nonpoint Source (NPS) Implementation and Enforcement Policy Amendments	(updated: 2012-11-02) The NPS Implementation and Enforcement Policy (NPS Policy) is being updated at the direction of the State Water Board to preclude the use of prohibitions of waste discharge for addressing NPS discharges for those land uses (e.g.; irrigated lands) already covered under other regulatory mechanisms (e.g.; waivers of waste discharge requirements) for which discharger enrollment fees are being assessed. Recommended language to amend the NPS Policy has been provided to OCC and staff has initiated work on the Policy amendment.
A	Nutrient Numeric Endpoints Tools	(updated: 2013-02-05) Staff is currently working with technical advisory groups to produce an implementation strategy document. U.S. EPA has contracted to have Nutrient Numeric Endpoint protocol updated with results of case studies and lessons learned. Technical aspects are to be peer reviewed by Summer 2013.
A-13*	Ocean Plan Amendment: desal/brine provisions	(updated: 2013-02-05) State Water Board staff is working on amendments to the Water Quality Control Plans for Ocean Waters and Enclosed Bays and Estuaries to address Desalination Facilities and Brines Disposal. The amendment is currently envisioned to contain the following elements: (1) provisions to minimize adverse impacts to aquatic life associated with the intakes for desalination facilities; (2) a narrative water quality objective for salinity to ensure that brine discharges from desalination facilities and other sources do not cause adverse impacts; (3) implementation provisions. Scoping meeting took place on March 30, 2012, and several written comments were received by the April 6, 2012 deadline. The three scientific studies to support the amendments are complete. A Board workshop was held on August 22, 2012, where the results and recommendations from the three projects were presented. During the workshop the three lead scientists from the studies, environmental groups and industry participated. A stakeholder meeting took place on January 30, 2013 at Moss Landing, where public had the opportunity to provide comments on seawater intakes and mitigation entrainment impacts. Staff is currently completing the first draft of the Staff Report/Substitute Environmental Document. Staff anticipates public release of the amendments in Spring 2013 with a Board hearing to be scheduled for winter 2013.
P	Off-Highway Vehicle (OHV) WDRs/Waiver	(updated: 2012-06-05) Developing concepts for WDRs/waiver for OHVs at State Parks.
A-13	Once-Through Cooling (316b) Policy Amendment	(updated: 2013-02-05) An amendment to change section 3(c), from State to Regional Board re-issuance of NPDES permits for existing Once-Through Cooling plants. Expect to complete in summer 2013.
P	Potable Water General Order	(updated: 2012-06-06) Not assigned due to higher priorities.
A	Rapid Diagnostic Tests for Bacterial Indicators in Coastal Waters	(updated: 2012-11-02) This project is being coordinated by the Southern California Coastal Water Research Project (SCCWRP) in collaboration with the Water Boards. Results and lessons learned transmitted to U.S. EPA for consideration in national standards setting work for a new Rapid Method. The pilot demonstration that began in Orange County (2010) was partially repeated in Los Angeles County in summer 2011. The SCCWRP Task Force, with participants from the Water Boards, will be preparing a final report.

C2013	Recycled Water Policy Amendment - Constituents of Emerging Concern	(updated: 2013-02-05) Staff prepared a draft amendment to the Recycled Water Policy proposing monitoring requirements for CECs in recycled water following the recommendations of a scientific advisory panel. Concurrently with the public review of the amendment, a scientific peer review was conducted on the amendment and the scientific advisory panel's report. Staff incorporated the public comments and peer-review comments into a final draft of the amendment. The amendment was adopted by the State Water Board at their January 22, 2013 meeting.
P	Russian River Frost Protection Regulation	(updated: 2012-10-02) On September 21, 2011, the State Water Board held a hearing during its Board Meeting to hear comments on the proposed adoption of the Russian River Frost Protection Regulation and the Draft Environmental Impact Report prepared in support of that proposed regulation. After hearing, the Board unanimously voted to adopt the proposed regulation with a minor edit and certified the draft EIR. The Board Resolution adopting the proposed regulation and certifying the draft EIR, also directs the Executive Director to prepare a Final Statement of Reasons with required responses to comments and submit the entire rulemaking documents to the Office of Administrative Law (OAL) for approval. OAL filed the regulation with Secretary of State on December 29, 2011 when it became effective. However, in January 2012, two lawsuits were filed against the regulation and the Mendocino County Superior Court issued an order that stayed the enforcement of the regulation. A court hearing was held in June 2012. On September 26, the court issued a decision invalidating the regulations.
A-13	Sanitary Sewer System (SSS) MRP Update	(updated: 2013-02-05) Based on stakeholders' comments and management direction, staff has updated the SSS WDRs' Monitoring and Reporting Program (MRP) and requested additional written comments from stakeholders on January 7, 2013. Staff received 43 comment letters and is in the process of revising the MRP in response to the comments. Additionally, staff met with stakeholder representatives to address concerns raised in the comment letters on January 30, 2013. Staff anticipates re-issuance of the MRP by the Executive Director in March 2013.
A-13	Sediment Quality Objectives (SQOs) for Enclosed Bays and Estuaries: Phase II*	(updated: 2013-02-05) Phase II Human Health objectives are in progress. Training sessions for regional board implementation of SQOs took place at RB 4 on December 2012 and the next one is scheduled at RB 8 on February 19-20, 2013. A joint meeting of the advisory committee and the agency coordinating committee took place on May 24, 2012. Staff informed upper management through MCC presentation (July 27, 2012) about the different Tier I, II and III. Staff is working on the suggestions from advisory committee and the agency coordinating group. Staff is also working with the Los Angeles Regional Board and the Ports of Los Angeles and Long Beach to collaborate on studies that will assist in the development, testing and implementation of Phase II SQOs.
A-13	Small Domestic Wastewater Treatment Systems General Order (97-10 update)	(updated: 2012-12-14) The update of General Order 97-10 is also known as General WDRs for Discharges to Land from Small Domestic Wastewater Treatment Systems. The draft order and initial study were discussed at the August 2012 MCC. Comments from the RB Program Managers and key participants have been incorporated into the draft order. Public notice of the draft Order is scheduled for early 2013.

A-13*	Storm Water Industrial General Permit	(updated: 2013-02-04) The Industrial General Storm Water Permit regulates the storm water discharges from specific industrial sectors. Approximately 9,000 individual facilities are covered by the current permit. Staff conducted informal workshops on the revised draft Industrial General Storm Water Permit. The first was held in Diamond Bar on August 8, 2012 and the second was held in Sacramento on August 10, 2012. The purpose of the workshops was to provide a forum for the stakeholder community to ask questions regarding the revised draft Industrial General Storm Water Permit to help them in preparing formal comments. The public comment period originally scheduled to close on September 21, 2012 was extended to October 22, 2012. A public hearing was conducted on October 17, 2012. Staff is now evaluating the public comments received and anticipates releasing a new, final draft in March or April of 2013. No adoption meeting has been scheduled at this time but we anticipate asking the Board to consider it in June 2013.
C2013	Storm Water MS4 Phase II Permit	(updated: 2013-02-06) The draft permit was revised to address comments received during 2011. The revised draft permit was noticed for public comment on May 21, 2012. Public comment period closed on July 23, 2012 and a Public Hearing was held on August 8, 2012. The revised draft permit was noticed for a 30-day public comment period on November 16, 2012. The public comment period closes on December 17, 2012. The revised draft permit was presented to the State Water Board for a Board Workshop on January 8, 2013. The permit was adopted by the Board on February 5, 2013.
A	Storm Water Statewide Permitting (MS4 Phase 1)	(updated: 2013-01-29) Staff are meeting with stakeholders to determine how to improve statewide permitting consistency for Phase 1 Storm Water Permits. Options may include a statewide general permit, multi-region permit for coastal southern California or a standard permit template with standard conditions common to all MS4 Phase 1 permits.
P	Suction Dredge General Permit	(updated: 2012-08-06) Suspended indefinitely now that the suction dredging moratorium has been extended indefinitely. Senate Bill 1018 (ch. 39, stats. 2012) removed the previous date on which the existing suction dredging moratorium had been scheduled to end. Suction dredging, including the method known as "booming", continues to be prohibited within 100 yards of any California river, stream or lake (Fish & G. Code, § 5653 subd. (d)).
A-13	Timber Activities on National Forest System Lands	(updated: 2012-11-29) On December 16, 2011 the Board adopted a mitigated negative declaration for a Statewide Conditional Waiver for USFS, but did not adopt the Waiver. Since then State Board staff have been actively engaging Regional Board staff and the U. S. Forest Service in the development of alternatives to the proposed Statewide Conditional Waiver. The next step will be to revise and adopt a Management Agency Agreement between the State Board and the U.S. Forest Service to acknowledge the latest statutory, policy, and water quality management planning changes. In the interim a spatial analysis of U.S. Forest Service non-point source generating activities and infrastructure is underway. The spatial analysis is a coordinated effort with the Grazing Regulatory Action Project and will inform State and Regional Board staff of the highest priority activities and infrastructure for which the most appropriate regulatory measure could be applied. A preliminary update with recommendations for State and Regional Board staff should be ready by June 2013 and briefings for State Board management by Sept 2013.

P	Timber Activities on Non-federal Lands	(updated: 2013-01-04) Work with California Board of Forestry, Department of Forestry and Fire Protection, USEPA, and Regional Water Boards on certification of Forest Practice Rules as Best Management Practices for Silviculture (pursuant CWA and Porter-Cologne). Revise and submit MAA with Cal Fire/ Board of Forestry upon certification of Forest Practice Rules. A preliminary briefing to State Board Management on the potential timeline shall be prepared by March 2013. Initial discussions with Cal Fire, USEPA, and Regional Boards have been conducted with further consultations planned through Feb 2013.
A-13	Toxicity Control Provisions	(updated: 2013-02-05) A Board hearing was held on August 21, 2012, concurrent with the close of the public comment period. Staff is currently responding to comments, and revising the policy. The next draft of the policy will be released in Spring 2013
A-13*	Trash Policy	(updated: 2013-01-29) Statewide water quality control plans to be amended to include trash policy. CEQA Scoping Meetings held on October 7, 2010 in Rancho Cordova and October 14, 2010 in Chino. A Public Advisory Group (PAG) has been appointed to provide input to Water Board staff on the development of this policy. PAG met previously on July 26, 2011, August 30, 2011, October 12 and 13, 2011, May 22, 2012 and August 13, 2012. The draft Substitute Environmental Document has been prepared and provided to the PAG for review and comments. The target for release of the Draft SED and amendments for public comment is the first quarter of 2013.
P	Water Effects Ratios	(updated: 2012-08-07) No staff assigned and pending completion of other priorities.
A-13	Wetland Area Protection and Dredge and Fill Permitting Policy – Phase I	(updated: 2012-11-06) Phase 1 of the Wetland Area Protection and Dredge and Fill Permitting Policy (Policy/project) now includes all of the following elements: a wetland definition, a wetland delineation method, an assessment and monitoring framework, and supplemental dredge and fill procedures. This is a change from the project description in the 2011 Notice of Preparation (NOP) for the project Environmental Impact Report (EIR). The project description in the NOP included a wetland policy and dredge and fill regulations as separate elements. Now the Policy includes all elements with the addition of the dredge and fill procedures. On March 9, 2012, the draft Policy was posted for public informational purposes only at: http://www.waterboards.ca.gov/water_issues/programs/cwa401/wrapp.shtml Since all project elements will be addressed by the Policy, a Substitute Environmental Document (SED) was prepared instead of an EIR. Staff are currently revising the draft Substitute Environmental Document and also finalizing comments on the wetland definition peer review. Staff are working to finalize the draft Policy and SED.
A	Wetlands and Riparian Areas Policy – Phase II	(updated: 2012-08-02) With U.S. EPA grant funding, preliminary work has begun on Phase II. This work is focused on categorizing wetland beneficial uses.
P	Wetlands and Riparian Areas Policy – Phase III	(updated: 2012-10-30) Pending completion of Phase II.

Policies/General Permits Completed in 2012

Status Code	Policy/Significant General Permit	Status
C2012	Aquifer Storage and Recovery Statewide General WDRs	Adopted by the State Water Board on September 19, 2012.
C2012	Areas of Special Biological Significance (ASBS)	General exception adopted by the State Water Board on March 20, 2012, and the State Water Board made non-substantive edits to the exception in June 2012. Staff is now working with stakeholders on implementation and monitoring. A particular emphasis is being placed on organizing and approving regional monitoring programs on the southern, central and north coasts. In addition, staff is also reviewing waterfront management plans for those ASBS dischargers with piers and mooring fields.
C2012	Constituents of Emerging Concern (CEC) in Aquatic Ecosystems	The State Water Board received a final report from the scientific advisory panel on April 27, 2012. Staff presented an information item on the report at the October 16, 2012, State Board Meeting.
C2012	Ocean Plan Amendment: model monitoring and vessel provisions	A Public Hearing was conducted on November 1, 2011. Changes to the draft Substitute Environmental Documentation and staff's proposed changes to the amendments were presented at the Board Workshop on August 22, 2012. The written comment period ended on August 31, 2012. The State Water Board adopted the amendment on October 16, 2012. Staff is currently working on preparing the administrative record for submittal to OAL.
C2012	Ocean Plan Amendment: Marine Protected Areas and Water Quality Protection Areas	Draft amendment, draft SED, and public notice released January 12, 2012. The comment period ended April 18, 2012 and several comments were received. The public hearing was held on May 1, 2012. A Board workshop was held on August 22 in the afternoon. The written comment period ended on August 31, 2012. The State Water Board adopted the amendment on October 16, 2012. Staff is currently working on preparing the administrative record for submittal to OAL.
C2012	Once-Through Cooling (316b) Policy Amendment	Staff released draft amendment on May 17, 2011. Amendments were adopted on July 19, 2011. OAL approved on March 12, 2012.
C2012	Onsite Wastewater Treatment Systems Policy	The Onsite Wastewater Treatment Systems Policy was adopted by the State Water Board On June 19, 2012. The Office of Administrative Law approved the Policy on November 13, 2012. The effective date of the Policy will be May 13, 2013. Staff are working on implementation of the Policy.
C2012	Storm Water Caltrans Permit	The statewide NPDES permit for discharges by the California Department of Transportation of storm water from municipal separate storm sewer systems (MS4s) is being reissued. This permit is commonly referred to as the Caltrans Permit. The current Caltrans Permit (State Water Board Order No. 99-06-DWQ) was issued on July 15, 1999. The current permit regulates all storm water discharges from Caltrans-owned MS4s, maintenance facilities, and construction activities. A draft Tentative Order was released for public review on January 7, 2011. The public comment period closed on March 14, 2011. A public hearing on the draft Tentative Order was held on July 19, 2011. A revised draft Tentative Order

		was released for public review and comment on August 18, 2011. A workshop on the revised draft was conducted on September 21, 2011. Staff met with Caltrans on a bi-weekly basis in October through December 2011, to identify and resolve concerns upraised at the hearing, workshop, and in written comments. A second revised draft tentative order was posted for public comment on April 27, 2012, and a staff workshop was held on May 21, 2012. The comment period for the second revised draft closed on June 26, 2012. A public hearing was held on August 7, 2012. The State Water Board adopted the permit at its September 19, 2012 meeting along with minor revisions as proposed by staff. The new permit will take effect July 1, 2013. Staff are actively working with the Regional Water Boards and Caltrans to develop implementation requirements for 71 TMDLs through a permit reopener.
C2012	UST Low-Threat Case Closure Policy	The Low-Threat UST Case Closure Policy was adopted by the State Water Board on May 1, 2012. OAL approved the administrative record on July 30, 2012. Staff are working on implementation of the policy.
C2012	Aquatic Pesticide General Permit – Vector Control Permit	The State Water Board amended this permit on April 3, 2012.
C2012	Storm Water Construction General Permit Amendments (NELs removed)	Staff prepared an amendment to the State Water Board to delete narrative effluent limits to respond to a decision by Superior Court. The State Water Board adopted amendments to the Construction General Permit on July 17, 2012.
C2012	UST LUFT Manual Update	The Leaking Underground Fuel Tank (LUFT) Manual is being updated to reflect the Low-Threat UST Case Closure Policy that was adopted by the Board on May 1, 2012. Targeted for completion in October, 2012.

Policies/General Permits Completed in 2011

Status Code	Policy/Significant General Permit	Status
C2011	Aquatic Pesticide General Permit – Aquatic Animal Invasive Species	(updated: 2012-06-05) Adopted by State Water Board on March 1, 2011.
C2011	Aquatic Pesticide General Permit – Vector Control, (Adulticide/Larvicide)	(updated: 2012-06-05) Adopted by State Water Board on March 1, 2011.
C2011	Ocean Plan Triennial Review	(updated: 2012-06-05) Adopted by State Water Board on March 15, 2011.
C2011	Sediment Quality Objectives (SQOs) for Enclosed Bays and Estuaries: Fish and Wildlife	(updated: 2012-08-01) Adopted by State Water Board on April 6, 2011. Approved by the Office of Administrative Law on June 13, 2011. Staff has submitted to U.S. EPA.

C2011	Aquatic Pesticide General Permit – Spray Applications Permit (CDFA and USDA-Forest Services)	(updated: 2012-06-05) Adopted by State Water Board on March 1, 2011.
C2011	Storm Water MS4 Effectiveness Assessment Document (AB 739, Ch. 610, Statutes of 2007)	(updated: 2012-06-05) On October 27, 2010, staff issued a revised Notice of Staff Workshops and Opportunity for Public Comment on draft document. Workshops scheduled for November 4 in Sacramento and November 9 in Rancho Cucamonga. Comments were due 12:00 noon on November 30, 2010. Information Item presented to the Board on April 19, 2011.
C2011	Integrated Report Adoption (2010)	(updated: 2012-08-07) Board approved 303(d) list on August 4, 2010. Transmitted to U.S. EPA on October 13, 2010, and awaiting their approval. On October 11, 2011, U.S.EPA issued its final decision regarding the water bodies and pollutants added to the California 303(d) List.
C2011	Leaking Underground Fuel Tank (LUFT) Manual	(updated: 2012-06-05) The LUFT manual was drafted as a guidance document with state-of-the-art information on the cleanup of leaking UST sites. The LUFT manual is considered a draft/evergreen document that will be updated periodically in response to comments.

Policies/General Permits Completed in 2010

Status Code	Policy/Significant General Permit	Status
C2010	Once-Through Cooling (316b) Policy*	(updated: 2012-06-06) Approved by Office of Administrative Law (OAL) on September 27, 2010. Effective date October 1, 2010. Staff is working with stakeholders and state agencies on implementation.
C2010	Once-Through Cooling (316b) Policy Limited Revisions	(updated: 2012-06-05) Adoption Hearing held on December 14, 2010. No changes made to Policy.
C2010	South Bay Power Plant	(updated: 2012-06-05) Notice of Cancellation of Public Hearing issued on November 2, 2010 due to permit application withdrawal.

Division of Water Rights

Status Code	Policy/Significant General Permit	Status	Statewide Collaborative Project	Lead	Active Participants
(A-13*)	Draft WQCP update for San Joaquin River flows and southern Delta salinity objectives	Draft scientific basis released October 29, 2010. Workshop held on scientific basis January 6 and 7, 2011. Additional scoping meeting held June 6, 2011. Draft economic, hydropower and scientific (revised draft) technical analyses released for public review in February 2012. Informational session on technical analyses held on March 20, 2012. Draft Substitute Environmental (SED) released on December 31, 2012 for public comment. Hearing to receive comments on the SED scheduled for March 20-22, 2013, comments due March 29, 2013. Draft plan amendment to be brought to the Board for consideration in mid-late 2013.	Yes	SB (DWR) Diane Riddle	SB (DWR) Mark Gowdy, Larry Lindsay-Bay Delta Unit
(P)	Russian River Frost Protection Regulation	On September 21, 2011, the State Water Board held a hearing during its Board Meeting to hear comments on the proposed adoption of the Russian River Frost Protection Regulation and the Draft Environmental Impact Report prepared in support of that proposed regulation. After hearing, the Board unanimously voted to adopt the proposed regulation with a minor edit and certified the draft EIR. The Board Resolution adopting the proposed regulation and certifying the draft EIR, also directs the Executive Director to prepare a Final Statement of Reasons with required responses to comments and submit the entire rulemaking documents to the Office of Administrative Law (OAL) for approval. OAL filed the regulation with Secretary of State on December 29, 2011 when it became effective. However, in January 2012, two lawsuits were filed against the regulation and the Mendocino County Superior Court issued an order that stayed the enforcement of the regulation. A court hearing was held in June, 2012. On September 26, 2012 the court issued a decision invalidating the regulations.	No	SB (DWR) John O'Hagan	SB (DWR) Aaron Miller, Jim Kassel SB (OCC) David Rose

A-13	Instream Flow Policy (AB 2121)	<p>The Board adopted the Policy on May 4, 2010. The Division delivered the administrative record to OAL on August 11, 2010. OAL approved the administrative record in September 2010. The Division filed a Notice of Decision with the Secretary for Resources on September 28, 2010. On August 9, 2012, the Alameda Superior Court issued a writ of mandate directing the State Water Board to set aside Resolution 2010-0021, thereby vacating the State Water Board's adoption of the Policy and certification that the CEQA documentation had been completed in compliance with CEQA. The Board complied with this directive on October 16, 2012. (State Water Board Resolution No. 2012-0058.) The court identified two specific inadequacies with the CEQA documentation prepared for the Policy. The State Water Board has directed the Division of Water Rights to prepare additional CEQA documentation necessary to comply with the court's decision and to recirculate all or part of the SED, if necessary.</p>	No	SB (DWR) Phil Crader	SB (DWR) Katy Lee SB (OCC) Dana Heinrich
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Status Code Key: White = Active effort (A)
Orange = Targeted for completion in 2012 (A-12)
Lavender = Targeted for completion in 2013 (A-13)
Green = Targeted for completion in 2014 (A-14)
Blue = Completed 2012, 2011, 2010 (C2012, C2011, C2010)
Gray = Suspended or No statewide effort at this time or Pending (P)
Note: * indicates Board Priority