

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2012-0057**

**ADOPTION OF THE CALIFORNIA OCEAN PLAN AMENDMENTS REGARDING
MODEL MONITORING, VESSEL DISCHARGES, AND NON-SUBSTANTIVE
CHANGES**

WHEREAS:

1. The State Water Resources Control Board (State Water Board) adopted the California Ocean Plan (Ocean Plan) in 1972 and revised it in 1978, 1983, 1988, 1990, 1997, 2001, 2005 and 2009.
2. The State Water Board is responsible for reviewing Ocean Plan water quality standards and for modifying and adopting standards in accordance with Section 303 (c)(1) of the federal Clean Water Act and section 13170.2(b) of the California Water Code.
3. On August 1, 8, and 15, of 2006, the State Water Board conducted public scoping meetings in Santa Rosa, Los Angeles, and Monterey respectively to receive public comments for potential revisions to the Ocean Plan.
4. On June 26, 2007, the State Water Board held a public scoping meeting in San Francisco regarding potential Ocean Plan Amendments and solicited public comments on the scope and content of the environmental information that the State Water Board must consider.
5. On March 15, 2011, the State Water Board adopted the Ocean Plan Triennial Review Work Plan for 2011-2013 by [Resolution 2011-0013](#). The work plan identifies issues for which further action is needed, including model monitoring, vessel discharges, and non-substantive changes, which are addressed by the proposed amendments to the Ocean Plan.
6. On November 1, 2011, the State Water Board conducted a public hearing for the proposed amendments to the Ocean Plan. Public comments were received and reviewed, and staff developed edits based on these comments.
7. On August 22, 2012, the State Water Board conducted a public workshop, where the State Water Board solicited comments on staff edits to the proposed amendments to the Ocean Plan related to model monitoring, vessel discharges and non-substantive changes.
8. The State Water Board prepared and circulated a draft Substitute Environmental Document (SED) in accordance with the provisions of the California Environmental Quality Act and title 14, California Code of Regulations section 15251(g) and in compliance with State Water Board regulations governing certified regulatory programs. (See Cal. Code Regs., tit. 23, § 3777.) The SED consists of the draft SED dated August 24, 2011 and revised on July 27, 2012 and responses to comments on the draft SED and the proposed project. Together, these documents constitute the required environmental documentation under CEQA. (See Cal. Code Regs., tit. 14, §§ 15250, 15252; Cal. Code of Regs., tit. 23, § 3777.)

9. The State Water Board has considered the SED, which analyzes the project, alternatives to the project and reasonably foreseeable methods of compliance with the proposed amendments and concludes that the project will not result in adverse environmental impacts.
10. These amendments to the Ocean Plan do not become affective until approved by the Office of Administrative Law (OAL).

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. After considering the entire record, including oral comments at the public hearing, adopts the proposed amendments to the Ocean Plan regarding: model monitoring, vessel discharges and non-substantive administrative changes.
2. Approves the [final SED](#), which includes the responses to comments, and directs the Executive Director or designee to transmit the Notice of Decision to the Secretary of Resources.
3. Authorizes the Executive Director or designee to submit the amended Ocean Plan to OAL for review and approval.
4. Directs the Executive Director or designee to make minor, non-substantive modifications to the language of the Policy, if during the OAL approval process, OAL determines that such changes are needed for clarity or consistency, and inform the State Water Board of any such changes.

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 October 16, 2012.

AYE: Chairman Charles R. Hoppin
Vice Chair Frances Spivy-Weber
Board Member Tam M. Doduc
Board Member Steven Moore
Board Member Felicia Marcus

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board