

CALIFORNIA COASTAL COMMISSION

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W10b

To: California Coastal Commissioners

From: Peter M. Douglas, Executive Director
Jaime C. Kooser, Deputy Director, Energy, Ocean Resources and Water Quality

Subject: Agreement with the State Water Resources Control Board (SWRCB) for Commission to continue and enhance activities related to the implementation of the *Plan for California's Nonpoint Source Pollution Control Program* (Program Plan).

1.0 STAFF RECOMMENDATION

The staff recommends that the Commission authorize the Executive Director to enter into an agreement with the SWRCB, and to make any amendments thereto, under which the Commission would receive \$400,000 over a 12-month period to continue and enhance the Commission's role in the implementation of the Program Plan. Specific staff responsibilities are described under "Scope of Work" below. Staff work pursuant to this agreement is consistent with the Commission's overall strategy for enhancing the coastal program's management of polluted runoff in the coastal zone.

2.0 MOTION AND RESOLUTION

Commission approval of the Agreement requires the following motion:

I hereby move that the Commission authorize the Executive Director to enter into an agreement with the State Water Resources Control Board, and to make any amendments thereto, for receiving \$400,000 to undertake activities as recommended by staff related to the implementation of the *Plan for California's Nonpoint Source Pollution Control Program*.

The staff recommends a "yes" vote on the foregoing motion.

3.0 SCOPE OF WORK

The SWRCB and CCC adopted, in December 1999, and January 2000, respectively, the Program Plan, which also received full approval from the National Oceanic and Atmospheric Administration and the U.S. Environmental Protection Agency on July 17, 2000. The Program Plan is a joint effort between the SWRCB and CCC to address nonpoint source (NPS) pollution using education and outreach, financial and technical assistance, and regulatory authorities when necessary. The interagency collaboration is a response to the 1990 Coastal Zone Act Reauthorization Amendments' (CZARA) mandate to establish a link between land use activities and coastal water quality, and the key elements identified in the 1996 Clean Water Act §319 program guidance. Under CZARA, coastal states must enhance cooperation between their land

use and water management agencies, identify management measures to prevent and control polluted runoff, and ensure that enforceable mechanisms exist where self-determined (voluntary) efforts are insufficient to restore and protect State waters. The Program Plan includes the following key components:

1. Adoption of 61 NPS management measures (MMs) and a commitment to their full implementation statewide by 2013;
2. A Fifteen-Year Program Strategy that contains a phased watershed-based approach targeting those pollution problems that are most critical and amenable to prevention and remediation;
3. The first of three Five-Year Implementation Plans describing activities for which various agencies and entities are responsible under each MM until June 30, 2003, and a schedule for the development of subsequent five-year plans; and
4. A framework for establishing interagency committees to assist in the implementation of the Program Plan.

Under the proposed standard agreement with the SWRCB, the Coastal Commission would receive \$400,000 over a 12-month period for Commission staff to participate in the implementation of the Program Plan. Specific tasks include:

- Track requirements of NPS management measures by the Commission in coastal development permits, federal consistency reviews, LCP certifications and amendments, and/or other activities;
- In coordination with staff of the SWRCB NPS Section, convene meetings for the Interagency Coordinating Committee and the Critical Coastal Areas (CCA) Committee;
- In coordination with SWRCB staff, identify feasible strategies of interagency cooperation to implement the NPS Program Plan;
- Provide guidance and support to California Resources agencies and the Department of Health Services as they evaluate the success of their first NPS five-year implementation plans and develop their second five-year plans for years 2003 to 2008;
- Initiate the development of CCC's second NPS five-year implementation plan;
- Complete the CCA Strategic Plan and initiate development of a site-specific management plan for at least one CCA;
- Introduce the Model Urban Runoff Program to Northern California by tailoring the existing model document to specific local conditions and local governments' needs and conducting workshops;
- Enhance CCC's involvement in beach water quality issues by participating in the Beach Water Quality Task Force and its subcommittees; and
- Continue the development of informational materials and workshops to keep the public and agencies updated on Program Plan implementation.