

**State of California
Office of Administrative Law**

In re:
**San Francisco Bay Conservation and
Development Commission**

Regulatory Action:

Title 14, California Code of Regulations

Adopt sections:

Amend sections: 11990

Repeal sections:

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11349.3

OAL Matter Number: 2020-0720-05

OAL Matter Type: Nonsubstantive (N)

This regulatory action by the San Francisco Bay Conservation and Development Commission submitted pursuant to Government Code section 11354.1 amends the Solano County component of the Suisun Marsh Local Protection Program.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 8/31/2020.

Date: August 31, 2020



Kevin D. Hull
Senior Attorney

For: Kenneth J. Pogue
Director

Original: Lawrence J. Goldzband,
Executive Director

Copy: Lawrence J. Goldzband

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SAN FRANCISCO BAY CONSERVATION
& DEVELOPMENT COMMISSION

~~NON-SUBSTANTIVE~~ on

OAL FILE NUMBERS

NOTICE FILE NUMBER Z-

REGULATORY ACTION NUMBER 2020-0720-05

EMERGENCY NUMBER

REGULAR

For use by Office of Administrative Law (OAL) only

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

AUG 31 2020

1:39pm

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OFFICE OF ADMINISTRATIVE LAW

NOTICE

REGULATIONS

AGENCY WITH RULEMAKING AUTHORITY

San Francisco Bay Conservation and Development Commission (BCDC)

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 4. AGENCY CONTACT PERSON TELEPHONE NUMBER FAX NUMBER (Optional)
OAL USE ONLY ACTION ON PROPOSED NOTICE NOTICE REGISTER NUMBER PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) 1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
Suisun Marsh Local Protection Program

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 AMEND REPEAL
TITLE(S) 14

3. TYPE OF FILING
Regular Rulemaking (Gov. Code §11346) 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.
Emergency Readopt (Gov. Code, §11346.1(h))
Resubmission of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)
Emergency (Gov. Code, §11346.1(b))
Resubmission of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)
Other (Specify) Govt. Code Section 11354.1

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)
Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) Effective on filing with Secretary of State
\$100 Changes Without Regulatory Effect Effective other (Specify) Gov. Code section 11354.1(d)(5)

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY
Department of Finance (Form STD. 399) (SAM §6660) Fair Political Practices Commission State Fire Marshal
Other (Specify)

7. CONTACT PERSON TELEPHONE NUMBER FAX NUMBER (Optional) E-MAIL ADDRESS (Optional)
Lawrence J. Goldzband (415) 352-3653 larry.goldzband@bcdc.ca.gov

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
TYPED NAME AND TITLE OF SIGNATORY
Lawrence J. Goldzband, Executive Director

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ENDORSED APPROVED

AUG 31 2020

Office of Administrative Law

Amend
Title 14, Division 5, Chapter 19
Section 11990, As Underlined

§11990

Certification of Amendments to Solano County Local Protection Program.

1. On June 17, 1999, the San Francisco Bay Conservation and Development Commission approved Resolution No. 99-02, certifying amendments to Solano County's Local Protection Program component to:

- (a) allow wetland restoration and enhancement of diked former tidal marsh within the Collinsville water-related industry reserve area;
- (b) assure that any restoration or enhancement project be planned and carried out in a manner that would not preclude development of a marine terminal on the deep water frontage needed for water-related industry or port development; and
- (c) not preclude development of a transportation connection between the shoreline and the upland area for water-related uses.

2. On March 7, 2019, the San Francisco Bay Conservation and Development Commission approved Resolution No. 19-03, certifying amendments to Solano County's component of the Suisun Marsh Local Protection Program to:

- (a) incorporate updates to the Solano County General Plan including new land use descriptions applied to Suisun Marsh, consolidation of all General Plan policies addressing the Marsh, and new standards and requirements regulating sewage disposal in the Marsh;
- (b) amend Biologic Resources findings, Wildlife Habitat Management and Preservation policies, and Agriculture policies;
- (c) amend Water Quality findings and policies;
- (d) amend Utilities, Facilities, and Transportation findings and policies;
and
- (e) amend Scenic Resources policies.

Note: Authority cited: Sections 29200 and 29201, Public Resources Code.
Reference: Sections 29415, 29418 and 29410-29424, Public Resources Code.