

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2009-0035**

APPROVE \$200,000 IN GRANT FUNDING FROM THE CLEANUP AND ABATEMENT ACCOUNT (CAA) TO THE CITY OF LIVE OAK (CITY) FOR THE ARSENIC REMEDIATION PROJECT AND \$450,255.37 TO THE HOME GARDEN COMMUNITY SERVICES DISTRICT (DISTRICT) FOR THE ARSENIC REMOVAL PROJECT

WHEREAS:

1. The City and the District's sole source of drinking water contains arsenic in excess of three times the Maximum Contaminant Level established by the United States Environmental Protection Agency on January 23, 2006;
2. Small Community Groundwater Grant (SCGG) Program funds assist small disadvantaged communities, which depend upon state grant funds to carry out implementation of their arsenic treatment system projects;
3. Grant funds from the SCGG Program are not available to complete the City and District Projects;
4. Completion of the arsenic treatment systems is necessary to ensure the proper cleanup and disposal of the arsenic waste; and
5. The requested allocation is consistent with the purposes of California Water Code (CWC) §13442. CWC §13442 provides that the State Water Resources Control Board (State Water Board) may order moneys to be paid from CAA to a public agency with authority to cleanup or abate the effects of a waste in order "to assist in cleaning up the waste or abating its effects on waters of the state."

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves up to \$200,000 from the CAA to complete the City's Project;
2. Approves up to \$450,255.37 from the CAA to complete the District's Project; and

3. Reverts any funds that have not been expended to the CAA, as of June 30, 2011, unless the Deputy Director of the Division of Financial Assistance authorizes an extension.

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 Board held on April 21, 2009.

AYE: Chairman Charles R. Hoppin
Vice Chair Frances Spivy-Weber
Board Member Arthur G. Baggett, Jr.
Board Member Tam M. Doduc

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board