

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2009-0051**

TO CLARIFY IMPLEMENTATION OF
FEDERAL ECONOMIC RECOVERY LEGISLATION FOR THE
CLEAN WATER STATE REVOLVING FUND (CWSRF) PROGRAM

WHEREAS:

1. On March 17, 2009, the State Water Resources Control Board (State Water Board) adopted [Resolution No. 2009-0027](#) to provide direction to staff to implement the American Recovery and Reinvestment Act of 2009 (ARRA) for the CWSRF Program;
2. The Division of Financial Assistance (Division) has received an overwhelming number of applications requesting funds for wastewater treatment and water recycling projects, Disadvantaged Community wastewater projects, and the Expanded Use CWSRF Program;
3. Additional guidance is needed to proceed quickly with allocating the remaining ARRA funds in a transparent manner; and
4. Division staff considered numerous factors in developing options and criteria for how to allocate the remaining funds, including difficulty accessing the CWSRF Program, balance in providing funding for all types of projects, providing funds to applicants that have not previously received substantial funding through the State Water Board, and consideration of county unemployment rates.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Allocates 15 percent (\$42 million) of ARRA funds as Subsidy Funds divided equally between the DAC Wastewater and new Expanded Use projects;
2. Allocates funds to new Expanded Use Projects by prioritizing urban stormwater projects serving DACs;
3. Directs staff to develop a Competitive Project list with new Expanded Use urban stormwater projects totaling at least 125 percent of the available funding. Projects would be ranked based on earliest construction date;
4. Limits Subsidy Funds for new individual Expanded Use Projects to \$5 million per project;
5. Limits Subsidy Funds for regional projects serving DACs to \$10 million;

6. Authorizes the Deputy Director of the Division to award funds to new Expanded Use Projects in the order complete applications are received; and
7. Authorizes the Deputy Director of the Division to execute individual CWSRF financing agreements for new Expanded Use Projects as projects submit complete applications until funding is exhausted.

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 June 16, 2009.

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

NAY: None

ABSENT: Board Member Arthur G. Baggett, Jr.

ABSTAIN: None



Jeanine Townsend
Clerk to the Board