

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2012-0064**

ALLOCATE \$99,500 FROM THE CLEANUP AND ABATEMENT ACCOUNT (CAA) TO THE SAN DIEGO UNIFIED PORT DISTRICT (PORT DISTRICT) FOR THE REMOVAL OF MARINE DEBRIS FROM A-8 ANCHORAGE, SAN DIEGO BAY, SAN DIEGO (PROJECT)

WHEREAS:

1. The San Diego Unified Port District (Port District) is requesting \$99,500 from the CAA to support the remaining cleanup of a location in the San Diego Bay designated as the A-8 Anchorage;
2. The San Diego Bay has historically been subjected to waste discharges from both shore-side sources and from boats, vessels and activities taking place on or over the water;
3. The A-8 Anchorage has long been a location where irresponsible owners of anchored boats have caused discharges of waste, including willful acts such as the sinking of boats after abandonment;
4. Since 2006, the Port District has undertaken multiple cleanup efforts of the A-8 Anchorage and has spent over \$9,000,000 to aggressively remove derelict vessels and other marine debris from San Diego Bay, including \$200,000 in funding from the CAA in March 2009 (State Water Board [Resolution No. 2009-0022](#));
5. In June 2011, the Port District conducted another marine survey in and around the A-8 Anchorage which revealed that more than 900 marine debris items, including 11 derelict vessels, remain in the area;
6. The Port District is requesting financial assistance from the CAA for the third and final phase of the cleanup of the recently surveyed marine debris at A-8 Anchorage and the 350 acres surrounding the anchorage in the San Diego Bay;
7. The Project funds would be used to employ a crane and divers to remove and properly dispose of or recycle the marine debris;
8. The removal of marine debris will improve water quality in the Bay, eliminate a navigational hazard as well as the environmental threat to wildlife and endangered species in the Bay;
9. The total project costs are estimated at \$484,391 and \$120,000 has been secured from the National Oceanic and Atmospheric Administration (NOAA);
10. California Environmental Quality Act (CEQA) and Coastal Determinations were issued by the Port District on October 28, 2011. The Project was determined to be categorically exempt per section 15301 of CEQA and categorically excluded under section 8.a (13) of the District's Coastal Development Permit Regulations;

11. The San Diego Regional Water Quality Control Board supports the Port District's funding request and adopted [Resolution No. R9-2012-0053](#) in August 2012 to request that the State Water Board approve funding from the CAA for the Project; and
12. The requested allocation is consistent with the purposes of the Water Code section 13442. Water Code section 13442 provides that the State Water Resources Control Board (State Water Board) may order monies to be paid from CAA to a public agency with the authority to cleanup or abate the effects of a waste in order "to assist it in cleaning up the waste or abating its effects on waters of the state."

THEREFORE IT BE RESOLVED THAT:

The State Water Board:

1. Approves \$99,500 from the CAA to fund the Project as the third and final phase of this cleanup.
2. Approves the funding with the expectation that if the agreement has not been executed by June 30, 2013, the Executive Director will bring this item back to the State Water Board in August 2013 for possible rescission of funding.
3. Shall make the funds available until June 30, 2014, and shall revert any unexpended funds to the CAA as of September 30, 2014, unless the Deputy Director or Assistant 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 December 4, 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