

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING SESSION – DIVISION OF WATER QUALITY
NOVEMBER 15, 2006**

ITEM 14

SUBJECT

CONSIDERATION OF A RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO RECEIVE A GRANT FROM THE DEPARTMENT OF ENERGY TO CONTINUE OVERSIGHT ACTIVITIES AT THE LAWRENCE LIVERMORE NATIONAL LABORATORY SITE 300 FACILITY

DISCUSSION

The U.S. Department of Energy (DOE), the United States Environmental Protection Agency and the State of California signed a Federal Facilities Agreement for State and Federal oversight activities at DOE's Lawrence Livermore National Laboratory Site 300 (LLNL Site 300) on June 29, 1992. The Central Valley Regional Water Quality Control Board (Central Valley Water Board) has been providing oversight for DOE's environmental restoration and waste management activities through a DOE grant and three grant amendments since January 1993. The current grant amendment expires on December 31, 2006

An interim record of decision (ROD) was issued in February 2001. The remedial project managers agreed to an interim ROD because the agencies have not agreed on final cleanup levels. The remedial actions instituted after the interim ROD was signed will provide information to help determine technically and economically feasible cleanup levels to be set in the final ROD, presently scheduled to be completed in 2008.

A grant amendment between the State Water Board and DOE has been drafted which provides \$401,921 to fund oversight work by the Central Valley Water Board from January 1, 2007 to December 31, 2009.

POLICY ISSUE

Should the State Water Board authorize the Executive Director to accept approximately \$401,921 in federal grant funds to continue oversight activities at the LLNL Site 300 facility?

FISCAL IMPACT

The proposed grant would continue the LLNL Site 300 oversight activities with federal grant funds. The State Water Board budget has adequate expenditure authority to expend these funds.

REGIONAL BOARD IMPACT

Yes, Central Valley Water Board.

STAFF RECOMMENDATION

That the State Water Board authorizes the Executive Director to accept approximately \$401,921 in federal grant funds to continue oversight activities at the LLNL Site 300 facility.

D R A F T

STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2006 –

AUTHORIZING THE EXECUTIVE DIRECTOR TO RECEIVE A GRANT FROM THE DEPARTMENT OF ENERGY TO CONTINUE OVERSIGHT ACTIVITIES AT THE LAWRENCE LIVERMORE NATIONAL LABORATORY SITE 300 FACILITY

WHEREAS:

1. The U.S. Department of Energy (DOE) has established an Environmental Restoration and Waste Management Plan to bring its facilities into compliance with the letter and spirit of the state and federal environmental laws, regulations and requirements.
2. Communication and coordination with State agencies is critical to DOE's success in this endeavor.
3. DOE and the State of California have negotiated a Federal Facilities Agreement that authorizes funding for State oversight at DOE's Lawrence Livermore National Laboratory (LLNL) Site 300 facility.
4. Since January 1993, the Regional Water Quality Control Board, Central Valley Region (Central Valley Water Board) has provided assistance in implementing the program by performing water quality oversight of DOE environmental restoration and compliance activities.
5. DOE will provide financial resources of \$401,921 to the State Water Resources Control Board State Water Board (State Water Board) to fund oversight work by the Central Valley I Water Board from January 1, 2007 to December 31, 2009.
6. A grant amendment between the State Water Board and DOE has been drafted which provides funds to the State Water Board and Central Valley Water Board and represents a commitment by the Central Valley Water Board to conduct oversight of DOE environmental restoration and compliance activities at the LLNL Site 300 on a timely, constructive and fiscally sound basis.

THEREFORE BE IT RESOLVED THAT:

The State Water Resources Control Board authorizes the Executive Director to execute a grant amendment in the amount of \$401,921 with the U.S. Department of Energy regarding State oversight of the LLNL Site 300 facility.

CERTIFICATION

The undersigned, Clerk to the Board, does hereby certify the foregoing is a full, true and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on November 15, 2006.

Song Her
Clerk to the Board