

**STATE WATER RESOURCES CONTROL BOARD  
BOARD MEETING SESSION – DIVISION OF FINANCIAL ASSISTANCE  
AUGUST 16, 2011**

**ITEM 7**

**SUBJECT**

CONSIDERATION OF A RESOLUTION TO ALLOCATE \$296,830 FROM THE CLEANUP AND ABATEMENT ACCOUNT (CAA) TO FUND THE SHACKELFORD (PARKLAWN NEIGHBORHOOD) SEPTIC TO SANITARY SEWER PROJECT (PROJECT)

**DISCUSSION**

The County of Stanislaus (County) is requesting \$296,830 from the CAA to fund the Project. The purpose of the request is to cover the design and engineering of sanitary sewer infrastructure improvements within the Parklawn Neighborhood. The Parklawn Neighborhood is an unincorporated, disadvantaged community (DAC) on the south side of the City of Modesto. Failing septic tanks within the Parklawn Neighborhood threaten local water supplies and pose a public health risk. The Central Valley Regional Water Quality Control Board supports the Project.

**BACKGROUND**

The Parklawn Neighborhood is an unincorporated island within the City of Modesto. The Parklawn Neighborhood contains 328 residential parcels with homes that rely on septic tanks for treatment of sewage. The County's Department of Environmental Resources has documented the need for 33 septic tank repairs and 22 replacements within the Parklawn Neighborhood. As a result, the Parklawn Neighborhood residents are at risk of poor water quality due to failing septic tanks that may contaminate local well systems and groundwater. Failing septic systems also create the potential for raw sewage to discharge to the surface causing a serious public health threat.

The Parklawn Neighborhood is currently seeking incorporation into the City of Modesto but must have a sewer system in place prior to being incorporated. The combination of health hazards and the Parklawn Neighborhood's desire for incorporation with the City prompted the County to pursue the Project for the DAC. Since the Clean Water State Revolving Fund (CWSRF) is unable to loan to cities and counties for planning loans/grants, the County is requesting \$296,830 from the State Water Resource Control Board (State Water Board) CAA to cover costs associated with the Project. The County will seek CWSRF funds for construction of the sanitary sewer system.

**SCOPE OF WORK**

The County proposes to complete the following goals:

- Design a new sanitary sewer collection system and pump station:
  - Identify existing underground utilities
  - Design approximately 3.0 miles of sewer collection system with 8-inch pipe
  - Design sewer laterals to each lot within the Parklawn Neighborhood, and,
  - Design a sanitary sewer pump station to discharge into an existing City sewer trunk line in nearby Oates Court
- Prepare engineering specifications and construction documents for the Project
- Coordinate design review and approval with the City of Modesto

The requested allocation is consistent with the purposes of Water Code Section 13442. Section 13442 provides that the State Water Board may order monies to be paid from the 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 the waters of the state.”

**POLICY ISSUE**

Should the State Water Board approve funding of \$296,830 from the CAA to the Project?

**FISCAL IMPACT**

As of December 7, 2010, the uncommitted CAA balance is estimated to be no less than \$9 million according to the most current data.

**REGIONAL BOARD IMPACT**

No.

**STAFF RECOMMENDATION**

The State Water Board should approve funding of \$296,830 from the CAA to the Project.

The State Water Board has established Program Preferences for CAA funds based on statewide priorities and the Strategic Goals outlined the Strategic Plan Update 2008-2012. The Project meets CAA Program Preference for projects that address DAC infrastructure needs.

The requested allocation is consistent with the purposes of Water Code Section 13442. Section 13442 provides that the State Water Board may order monies to be paid from the 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 the waters of the state.”

State Water Board action on this item will assist the Water Boards in reaching Strategic Goal 6 of the Strategic Plan Update 2008-2012 to enhance consistency across the Water Boards, on an ongoing basis, to ensure our processes are effective, efficient, and predictable, and to promote fair and equitable application of laws, regulations, policies, and procedures Justice

# **D R A F T**

## **STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2011-**

**TO ALLOCATE \$296,830 FROM THE CLEANUP AND ABATEMENT ACCOUNT (CAA)  
TO FUND THE SHACKELFORD (PARKLAWN NEIGHBORHOOD) SEPTIC TO  
SANITARY SEWER PROJECT (PROJECT)**

### **WHEREAS:**

1. The Stanislaus County Department of Public Works is requesting \$296,830 from the CAA to fund the Project;
2. The purpose of the request is to fund planning and design for transition from individual septic systems to a sanitary sewer system for the disadvantaged unincorporated community of Shackelford, Stanislaus County, California;
3. The Stanislaus County Environmental Health Department has documented 33 septic tanks in need of repair and 22 in need of replacement in the Parklawn Neighborhood.
4. Untreated sewage from faulty septic systems threatens public health, and drinking water supply and groundwater quality of the San Joaquin Valley Groundwater Basin, Modesto Sub-basin;
5. The County proposes to complete planning and design of the upgrade from septic to sanitary sewer system; and
6. The Project meets CAA Program Preferences for projects that address Disadvantaged Communities infrastructure needs; and
7. The requested allocation is consistent with the purposes of Water Code Section 13442. Section 13442 provides that the State Water Board may order moneys to be paid from the CAA to a public agency with authority to cleanup or abate the effects of a waste "to assist it in cleaning up the waste or abating its effects on the waters of the state."

### **THEREFORE BE IT RESOLVED THAT:**

#### **The State Water Board:**

1. Approves funding \$296,830 from the CAA to the County of Stanislaus for the Project; and
2. Shall revert any unexpended funds to the CAA as of March 31, 2013, unless the Deputy Director or Assistant Deputy Director of the Division of Financial Assistance authorizes an extension. The funds will be available until December 31, 2012.

### **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 August 16, 2011.

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Jeanine Townsend  
Clerk to the Board