

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING SESSION – DIVISION OF WATER QUALITY
APRIL 22, 2014**

ITEM 5

SUBJECT

CONSIDERATION OF A PROPOSED RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OR DESIGNEE TO APPLY FOR AND ACCEPT GRANTS FOR UNDERGROUND STORAGE TANK CORRECTIVE ACTION AND LEAK PREVENTION AND TO EXECUTE A COOPERATIVE AGREEMENT WITH THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, REGION 9

DISCUSSION

United States Environmental Protection Agency (U.S. EPA) is offering up to \$25,000,000 (over a five year period) to the State Water Resources Control Board (State Water Board) in leaking underground storage tank (LUST) trust funds for underground storage tank (UST) corrective action and leak prevention grants for Fiscal Years (FYs) 2014-15 through 2018-19. These two grants are intended for implementation of UST provisions of the Solid Waste Disposal Act as amended by the Energy Policy Act of 2005. Funds will be used to support:

- Aggressive implementation of the State Water Board Low-Threat UST Case Closure Policy and implementation plan.
- The State Water Boards' goal to decrease the number of open LUST cases in the State of California and improve the UST regulatory program.
- Ongoing development and implementation of the California Environmental Reporting System as required by the Unified Program.
- The Abandoned Tanks Initiative, by identifying abandoned tanks and their removal.
- Review and use of alternative fuels as part of the multi-media working group.

POLICY ISSUE

Should the State Water Board authorize the Executive Director or designee to apply for and accept the LUST cleanup and leak prevention grants, and any subsequent amendments or fund augmentations from U.S. EPA?

FISCAL IMPACT

An amount not to exceed \$25,000,000 in federal funds will be made available over the next five FYs. Acceptance of these grants will result in a fiscal benefit to the State Water Board.

REGIONAL BOARD IMPACT

None

STAFF RECOMMENDATION

The State Water Board should authorize the Executive Director to apply for and accept the funds for regulation and leak prevention for FYs 2014-15 through 2018-19, execute any amendments, and execute a cooperative agreement with the U.S. EPA.

State Water Board action on this item will assist the Water Boards in reaching Goal 2 of the Strategic Plan Update: 2008-2012 to Improve and protect groundwater quality in high-use basins by 2030. In particular, approval of this item will assist in fulfilling Objective/Action 2.2.3. Upon identification of sources contributing to the contamination of groundwater relied on by these communities; and take appropriate regulatory or enforcement action.

D R A F T

STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2014-

AUTHORIZING THE EXECUTIVE DIRECTOR OR DESIGNEE TO APPLY FOR AND ACCEPT GRANTS FOR UNDERGROUND STORAGE TANK CORRECTIVE ACTION AND LEAK PREVENTION AND TO EXECUTE A COOPERATIVE AGREEMENT WITH THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, REGION 9

WHEREAS:

1. The State Water Resources Control Board (State Water Board) has provided assistance in implementing the Underground Storage Tank (UST) Program by performing corrective action and leak prevention activities since 1989.
2. The proposed grants from the United States Environmental Protection Agency (U.S. EPA) of up to \$25,000,000 will fund corrective action and leak prevention activities for Fiscal Years (FYs) 2014-15 through 2018-19. These funds are intended for implementation of UST provisions of the Solid Waste Disposal Act as amended by the Energy Policy Act of 2005.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Authorizes the Executive Director or designee to apply for and accept up to \$25,000,000 in federal grants to continue corrective action and leak prevention activities for FYs 2014-15 through 2018-19, to execute amendments.
2. Authorizes the Executive Director to execute a cooperative agreement with U.S. EPA.

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 Resources Control Board held on April 22, 2014.

Jeanine Townsend
Clerk to the Board