

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2000 - 100

APPROVAL OF A STATE REVOLVING FUND (SRF) LOAN FOR THE LAKE COUNTY
SANITATION DISTRICT'S (DISTRICT) NORTHWEST REGIONAL WASTEWATER
TREATMENT PLANT IMPROVEMENTS PROJECT
SRF PROJECT NO. C-06-4086-110

WHEREAS:

1. The State Water Resources Control Board (SWRCB), on February 16, 1995, adopted the *"Policy for Implementing the State Revolving Fund for Construction of Wastewater Treatment Facilities,"* and most recently revised it on June 18, 1998;
2. The SWRCB adopted the State Fiscal Year 1999 SRF Loan Program Priority List, on June 18, 1998, which included the District's wastewater treatment plant improvements project in Priority Class C;
3. The Division of Clean Water Programs has approved the facilities plan for the District's project; and
4. The Lake County Sanitation District has certified an Environmental Impact Report (State Clearinghouse No. 1997083008), and adopted two Mitigated Negative Declarations (SCH# 1999102005 and SCH# 2000062045) which have been reviewed and considered, and it has been determined that:
 - a) The project could result in significant and unavoidable cumulative growth impacts to the area's aesthetic, rural, and recreational quality;
 - b) The project will result in the following benefits:
 - Eliminate unauthorized discharges of treated wastewater into Clear Lake that violate waste discharge requirements of regulatory agencies;
 - Remove the moratorium on new sewer connections and the associated Cease and Desist Order from the Central Valley Regional Water Quality Control Board;
 - Allow the District to come into regulatory compliance with waste discharge requirements;
 - Allow sewer connections to the system consistent with the planned growth projections identified in the County General Plan; and
 - Assist in implementation of the economic development and housing goals of the General Plan by providing infrastructure for homes, business, and industry.
 - c) Changes or alterations have been required in, or incorporated into the proposed project, which avoid or reduce to less than significant levels the other potentially significant environmental effects identified in the EIR with respect to the following:
 - (i) water quality impacts which will be mitigated by implementing erosion control, sediment/drainage controls, revegetation, spill protection, and road maintenance measures;
 - (ii) threatened and endangered species which will be mitigated by ensuring that the project is implemented as presented in the July 1999 Biological Assessment Report prepared for the project, including all management and conservation measures;
 - (iii) air quality impacts which will be mitigated by using best available technology and securing an Authority to Construct for the Lake County Air Quality

Management District prior to commencing construction activities; and (iv) cultural resources impacts which will be mitigated by complying with the stipulations contained in the "Programmatic Agreement Among the U.S. EPA, the SWRCB, and the California State Historic Preservation Officer" developed for the proposed project;

- d) With respect to other potentially significant environmental impacts identified in the environmental document, appropriate changes or alterations are not within the responsibility and jurisdiction of the SWRCB. Such other changes or alterations have been adopted or should be adopted by other agencies.

THEREFORE BE IT RESOLVED THAT:

The State Water Resources Control Board:

1. Approves a SRF loan commitment of \$15.9 million to the District for the improvement of the treatment and disposal facilities, with a repayment period of 20 years, and the first repayment due one year after completion of construction;
2. Will withdraw this preliminary SRF loan commitment if the District does not initiate project construction by May 1, 2001. The Division of Clean Water Programs may approve up to a 90 day extension for good cause;
3. The performance standards for this project will be based on the District's Waste Discharge Requirements; and
4. Based on the above listed environmental benefits, adopts the following statement of overriding considerations to address the unmitigable significant cumulative impacts that may potentially occur from approval of the project:

Implementation of the proposed project would result in benefits to water quality, public health, and aquatic biota. In balancing the project benefits against the potential significant cumulative impacts, the SWRCB finds that the public benefits of the project outweigh the unavoidable impacts and, therefore, determines that the impacts are acceptable.

CERTIFICATION

The undersigned, Administrative Assistant 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 November 16, 2000.

/s/

Maureen Marché

Administrative Assistant to the Board