

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2007 – 0015**

RESOLUTION APPROVING A PRELIMINARY STATE REVOLVING FUND (SRF) LOAN COMMITMENT TO NOVATO SANITARY DISTRICT (DISTRICT) FOR CONSTRUCTION OF THE WASTEWATER TREATMENT FACILITIES UPGRADE AND EXPANSION PROJECT (PROJECT); SRF LOAN PROJECT NO. C-06-4903-110

WHEREAS:

1. The State Water Resources Control Board (State Water Board), on February 16, 1995, adopted the *“Policy for Implementing the State Revolving Fund for Construction of Wastewater Treatment Facilities,”* and amended it on September 22, 2005;
2. The State Water Board, on June 7, 2006, adopted the state fiscal year 2006/2007 SRF Loan Program Priority List which included the City’s Project in Priority Class B;
3. The Division of Financial Assistance (Division) has approved the Facility Plan for the District’s Project on February 8, 2007, and the District agreed with the approval on February 9, 2007;
4. The District prepared and adopted an Environmental Impact Report (EIR) for the Project; and an Addendum to the EIR in 2005.
5. The District’s Board of Directors approved the Project, certified the Final EIR, and adopted a Mitigation Monitoring Program and Statement of Overriding Consideration on May 23, 2005. A Notice of Determination was filed with the Marin County Clerk and the Governor’s Office of Planning and Research on May 31, 2005.
6. The State Water Board staff have reviewed and considered these environmental documents and determined that the Project will not have any significant water quality impacts.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves a SRF preliminary loan commitment of \$75.2 million for the District’s Project, with a repayment period of 20 years, with the first repayment due one year after completion of construction;
2. Includes a condition that this SRF preliminary loan commitment will expire if the District does not issue a “Notice-to-Proceed” to construction by June 29, 2007, and the SRF loan agreement is not signed by the applicant by December 31, 2007. The Division staff may approve up to a 90-day extension for good cause for both dates; and

3. Directs the Division to allocate \$75.2 million consistent with the construction schedule and availability of funds.

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 18, 2007.

AYE: Tam M. Doduc
Gary Wolff, P.E., Ph.D.
Arthur G. Baggett, Jr.
Charles R. Hoppin

NO: None

ABSENT: Frances Spivy-Weber

ABSTAIN: None



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Clerk to the Board