

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2008-0068**

AUTHORIZING AN ADDITION TO THE 2005 WATER RECYCLING FUNDING PROGRAM (WRFPP) COMPETITIVE PROJECT LIST (CPL) AND APPROVING A PRELIMINARY FUNDING COMMITMENT (PFC) FOR THE UPPER SAN GABRIEL VALLEY MUNICIPAL WATER DISTRICT (DISTRICT) PIPELINE AND PUMP STATION PROJECT PHASE IIB (PROJECT)

WHEREAS:

1. On March 7, 2000, the voters approved the Costa-Machado Water Act of 2000, designated as Proposition 13 on the ballot (Wat. Code, § 79000 et seq.) (2000 Bond Law), and provided authorization for the State Water Resources Control Board (State Water Board) to issue grants for the planning, design, or construction of water recycling projects;
2. The Legislature has appropriated funds from the 2000 Bond Law's Water Recycling Subaccount for water recycling construction grants;
3. The State Water Board, on October 21, 2004, adopted the WRFPP Guidelines which were last amended on July 15, 2008;
4. The Division of Financial Assistance (Division) issued the Facilities Plan Approval (FPA) for the District's Project on July 11, 2008. The District concurred with the FPA on July 18, 2008;
5. This Project is a routine, non-controversial project and is consistent with the policies, regulations, and agreements the State Water Board has adopted for implementation of the WRFPP;
6. The District prepared and adopted an Initial Study/Mitigated Negative Declaration and Addendum for its proposed Project;
7. The District approved the Project on September 4, 2007, and filed a Notice of Determination with the Governor's Office of Planning and Research on September 7, 2007 and with the Los Angeles County clerk on December 12, 2007;
8. State Water Board staff has reviewed and considered these environmental documents and determined that the Project will not have any significant adverse water quality impacts;
9. The U.S. Fish and Wildlife Service (USFWS) proposed conservation measures for the coastal California gnatcatcher, a federally threatened species. USFWS provided concurrence based on the District implementing these measures. Implementation of the proposed conservation measures will be made a condition of the grant agreement;
10. The State Water Board adopted a Competitive Project List (CPL) on January 20, 2005. The Project is not listed on the current CPL;

11. In accordance with the Guidelines, projects not on the adopted CPL may be presented to the State Water Board for inclusion on the current adopted CPL to become eligible for WRFP grant funding; and
12. The District is an Urban Water Supplier and has submitted a copy of the Urban Water Management Plan for its service area, to the Department of Water Resources in accordance with Water Code section 10644.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Adds the District's Project to the WRFP CPL;
2. Approves a WRFP PFC of \$5 million for the District's Project; and,
3. Authorizes the withdrawal of the PFC if the District does not sign the grant agreement by June 17, 2009. The Division staff may approve up to a 90-day extension for good cause without further action by this Board.

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 September 16, 2008.

AYE: Chair Tam M. Doduc
Arthur G. Baggett, Jr.
Charles R. Hoppin
Frances Spivy-Weber

NAY: None

ABSENT: Vice Chair Gary Wolff, P.E., Ph.D

ABSTAIN: None



Jeanine Townsend
Clerk to the Board