

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2009-0003**

ALLOCATE ADDITIONAL FUNDS IN THE AMOUNT OF \$650,000 FROM THE CLEANUP AND ABATEMENT ACCOUNT (CAA) TO THE CENTRAL VALLEY REGIONAL QUALITY CONTROL BOARD (CENTRAL VALLEY WATER BOARD) FOR CONTINUATION OF THE OVERSIGHT OF REMOVAL OF TETRACHLOROETHENE (PCE) POLLUTION BY THE CITY OF TURLOCK (CITY), STANISLAUS COUNTY.

WHEREAS:

1. The Central Valley Water Board requests \$650,000 to continue support of the City's investigation and remediation of the PCE plumes in downtown Turlock. This request will supplement a previous CAA allocation of \$46,750 for this Project;
2. The funds will be applied to Project costs incurred by the City from 2003-2006 and to additional staff oversight and investigation of the PCE plumes, installation and operation of a pump and treat system to contain and remove the core of the main PCE plume;
3. In 1994, the City, the Central Valley Water Board, and the California Department of Toxic Substances Control entered into an agreement for PCE Investigation and Removal in Turlock. It was agreed that an investigation would be conducted to detect the level of PCE contamination in soil and ground water in downtown Turlock. This investigation would be followed by the implementation of a groundwater management plan for the extraction of PCE from the groundwater and the containment of PCE plume(s); and
4. The requested allocation is consistent with the purposes of California Water Code (CWC) § 13442. CWC § 13442 provides that the State Water Resources Control Board (State Water Board) may order moneys to be paid from CAA to a public agency with authority to cleanup or abate the effects of a waste in order "to assist in cleaning up the waste or abating its effects on waters of the state."

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the allocation of additional funds of \$650,000 from the CAA to the Central Valley Water Board to continue support of the City's investigation and remediation of the PCE plumes in downtown Turlock; and

2. The funds will be available until January 31, 2012. Any unexpended funds, as of January 31, 2012, shall revert to CAA, unless the Deputy Director or Assistant Deputy Director of the Division of Financial Assistance authorizes an extension.

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 January 6, 2009.

AYE: Chair Tam M. Doduc
Vice Chair Gary Wolff, P.E., Ph.D
Arthur G. Baggett, Jr.
Charles R. Hoppin
Frances Spivy-Weber

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board