

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2010-0028**

AUTHORIZING THE EXECUTIVE DIRECTOR OR DESIGNEE TO
APPLY FOR, ACCEPT, AND/OR AMEND
A FEDERAL CLEAN WATER ACT SECTION 205(j) GRANT

WHEREAS:

1. Section 205(j) of the federal Clean Water Act (CWA) authorizes states to reserve up to one percent of their annual Title II Clean Water Construction Grant allocation for water quality management planning activities. Beginning in Federal Fiscal Year (FFY) 1989, CWA section 604(b) supplemented CWA section 205(j)(2) to maintain such funding.
2. A total grant not to exceed \$1,500,000 will be available in FFY 2010 for funding the water quality management planning program from CWA section 604(b), of which 40 percent is typically passed through to local agencies for projects.
3. The State Water Resources Control Board (State Water Board) is expecting to be granted a waiver from the pass-through requirement from the U.S. Environmental Protection Agency (U.S. EPA), the federal granting agency, and will use the entire 205(j) grant to support its overall water quality planning program in FFY 2010. Should U.S. EPA not approve the waiver, staff will develop a list of priority projects for funding and present that list to the State Water Board.
4. Many water quality planning activities administered by the State Water Board have been severely under-supported. These include refinement of designated beneficial uses of the State's waters, establishment of sound water quality objectives to protect those uses, contract activities, and other important activities related to the Division of Water Quality's workload associated with developing and processing Total Maximum Daily Loads.
5. Staff and contract resources from the 205(j) grant will contribute significantly to meeting these needs.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Authorizes the Executive Director or designee to apply for and accept the FFY 2010 Phase 24 205(j) water quality management planning grant in an amount not to exceed \$1.5 million.
2. Authorizes the Executive Director or designee to approve the final Phase 24 water quality management planning workplans.
3. Authorizes the Executive Director or designee to negotiate agreements or contracts to support the state's water quality planning activities and to perform all acts and to do all things necessary and convenient to implement such agreements or contracts.

4. Authorizes the issuance of in-kind services with U.S. EPA and amendments in accordance with the workplans to implement projects subject to the availability of federal funding.

CERTIFICATION

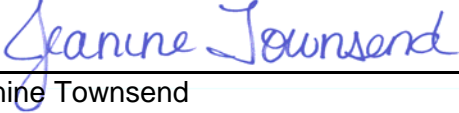
The undersigned, Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on June 15, 2010.

AYE: Chairman Charles R. Hoppin
 Vice Chair Frances Spivy-Weber
 Board Member Arthur G. Baggett, Jr.
 Board Member Tam M. Doduc
 Board Member Walter G. Pettit

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board