

**STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 2011-0025**

TO ALLOCATE \$1,994,490 FROM THE CLEANUP AND ABATEMENT ACCOUNT (CAA) TO  
FUND THE SAN JERARDO WASTEWATER TREATMENT PLANT AND  
SANITARY SEWER IMPROVEMENT PROGRAM (PROJECT)

WHEREAS:

1. Monterey County (County) is requesting \$1,994,490 from the CAA to fund the Project;
2. The purpose of the request is to enable the County to make immediate improvements to the wastewater system and sanitary sewer collection system within the small disadvantaged community of San Jerardo;
3. The wastewater system improvements and repairs could increase the costs of providing wastewater services to the community. San Jerardo has limited resources. To help manage ongoing operation and maintenance costs of the wastewater plant, it is the State Water Board's intent that San Jerardo after appropriate training remains responsible for the operation and control of the system. Prior to the disbursement of any funds, San Jerardo and the County will be required to enter into a memorandum of understanding that defines the respective responsibilities of the County and San Jerardo community in the design, construction, operation, and on-going maintenance and oversight of the project;
4. In order to design, construct and manage the project in a cost-effective manner, it is anticipated that San Jerardo, the County, Rural Communities Assistance Corporation (RCAC), Engineers without Borders and others will provide assistance where appropriate to assist in implementing the project;
5. This award of CAA funds is to be used solely for the benefit of the community of San Jerardo, any benefit to other wastewater systems within the County should be ancillary to any improvements to the San Jerardo system. The State Water Board does not anticipate that any of the funds will be used for on-going County oversight costs;
6. The Central Coast Regional Water Quality Control Board (Central Coast Regional Water Board) approved a resolution ([R3-2009-0065](#)) that found the wastewater treatment system upgrades are necessary to address high levels of nitrates and 1,2,3-trichloropropane and to implement water quality monitoring in compliance with current regulatory requirements;
7. Accumulated contaminants in the wastewater residue pose a continuing risk to the groundwater quality of the East Side Aquifer of the Salinas Valley Groundwater Basin;
8. The Central Coast Regional Water Board has recommended upgrades to the system in order to comply with the [Waste Discharge Requirements \(WDRs\) Permit Order No. R3-2003-0054](#) and the California Water Code;
9. The County proposes to upgrade and repair the wastewater treatment and sanitary sewer collection systems to comply with Order No. R3-2003-0054; and

10. The requested allocation is consistent with the purposes of Water Code Section 13442. Section 13442 provides that the State Water Board may order moneys to be paid from the CAA to a public agency with authority to cleanup or abate the effects of a waste "to assist it in cleaning up the waste or abating its effects on the waters of the state."

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves funding \$1,994,490 from the CAA to the County of Monterey for the Project; and
2. Requires that prior to the disbursement of any funds, San Jerardo and the County, with approval from the Deputy Director of the Division of Financial Assistance, will enter into a memorandum of understanding to define the roles and responsibilities of the County, San Jerardo and any other necessary parties in the design, construction, operation, and on-going oversight of the project.
3. This award of CAA funds is to be used solely for the benefit of the community of San Jerardo, any benefit to other wastewater systems within the County should be ancillary to any improvements to the San Jerardo system. The State Water Board does not anticipate that any of the funds will be used for on-going County oversight costs.
4. Shall revert any unexpended funds to the CAA as of March 31, 2015, unless the Deputy Director or Assistant Deputy Director of the Division of Financial Assistance authorizes an extension. The funds will be available until December 31, 2014.

#### 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 May 17, 2011.

AYE: Chairman Charles R. Hoppin  
Vice Chair Frances Spivy-Weber  
Board Member Tam M. Doduc

NAY: None

ABSENT: None

ABSTAIN: None

  
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Jeanine Townsend  
Clerk to the Board