

**STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 2018-0047**

AUTHORIZING FUNDING OF POST-FIRE RECOVERY EFFORTS TO PROTECT DRINKING  
WATER SOURCES AND THE ENVIRONMENT FROM GENERAL OBLIGATION BOND  
FUNDED GRANT PROGRAMS, THE CLEANUP AND ABATEMENT ACCOUNT, AND THE  
NONPOINT SOURCE GRANT PROGRAM

WHEREAS:

1. Multiple wildfires have devastated communities and forested watersheds throughout California;
2. The Governor of California has declared a continued state of emergency in multiple counties throughout the State, including Lake, Siskiyou, Shasta, Mendocino, and Napa Counties (Governor's Exec. Order No. B-53-18 (August 9, 2018));
3. Increased erosion from burned areas can significantly impact streams and rivers that serve as sources of drinking water and increased sediment deposition can severely impact critical fisheries habitat;
4. The primary State agency responsible for coordinating emergency response to protect people, property, and public infrastructure is the California Office of Emergency Services (Cal OES);
5. Funding and other resources are not always readily available for the implementation of urgent erosion control best management practices (BMPs);
6. It is in the interest of the State Water Resources Control Board (State Water Board) to mitigate further devastation from wildfires by supporting qualified recipients in their efforts to expeditiously implement erosion control BMPs, where no other resources are available to fund such efforts;
7. The State Water Board administers various financial assistance programs, such as general obligation bond funded grant programs, the Cleanup and Abatement Account (CAA), and the Nonpoint Source Grant Program, that can be used to fund implementation of erosion control BMPs;
8. The Proposition 1 Storm Water Grant Program Guidelines (Prop 1 SW Guidelines) govern how the State Water Board spends unused or re-appropriated general obligation bond funds from Proposition 84, Proposition 13, Proposition 40, and Proposition 50; and
9. Funding from these programs can become available when projects are completed under budget, projects are withdrawn, or not enough qualifying projects are identified during a competitive selection process. Such funding can then be directed by the State Water Board to support projects that are consistent with the requirements of the respective funding programs.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:


1. Directs the Executive Director to work with Cal OES to maximize the use of available disaster relief funding to assist local communities in implementing urgent erosion control measures to protect drinking water sources, fisheries habitat and other beneficial uses of the State's waters.

2. Authorizes the Executive Director, or designee, to apply for and accept funds to assist local communities in implementing urgent erosion control measures, including from Cal OES's Hazard Mitigation Grant Program.
3. Authorizes the Deputy Director of Division of Financial Assistance (DFA) to direct available general obligation bond funds, CAA funds, and Nonpoint Source Grant Program funds to support local communities in implementing urgent erosion control measures to mitigate impacts from wildfires.
4. Authorizes the Deputy Director of DFA, or designee, to commit up to \$3 million of CAA funds for the purpose of mitigating water quality impacts due to the 2018 wildfires.
5. Authorizes the Deputy Director of DFA to approve or deny funding requests, not to exceed the \$3 million allocation for CAA, for the purposes of mitigating water quality impacts due to the 2018 wildfires.
6. Authorizes the Deputy Director of DFA, or designee, to execute financial assistance agreements and amendments to fund post-fire recovery projects pursuant to eligible general obligation bond funded financial assistance programs, CAA, and the Nonpoint Source Grant Program, consistent with this resolution, and to perform all acts and do all things necessary and convenient to implement such agreements.
7. Authorizes the Executive Director, or designee, to enter into any contracts necessary to facilitate the implementation of urgent erosion control measures, to the extent authorized under statute and consistent with [Resolution No. 2015-0022](#).
8. Suspends the requirements in the 2018 and 2019 Nonpoint Source Grant Program Guidelines and the Prop 1 SW Guidelines, where such requirements would inhibit the expeditious execution of funding agreements to implement erosion control BMPs and suspending such requirements is not inconsistent with existing funding source authorization.
9. Authorizes the Deputy Director of the DFA to withdraw a grant award if the applicant is non-responsive or the Division has exhausted reasonable efforts to resolve issues that prevent the execution of a grant agreement.

### 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 October 2, 2018.

AYE:           Chair Felicia Marcus  
                   Vice Chair Steven Moore  
                   Board Member Tam M. Doduc  
                   Board Member Dorene D'Adamo  
                   Board Member E. Joaquin Esquivel  
  
 NAY:           None  
 ABSENT:       None  
 ABSTAIN:      None

  
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 Jeanine Townsend  
 Clerk to the Board