

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING SESSION – DIVISION OF WATER QUALITY
APRIL 21, 2009**

ITEM 3

SUBJECT

CONSIDERATION OF A RESOLUTION AUTHORIZING CONTINUED FUNDING FOR REGULATORY OVERSIGHT OF CLEANUP AT DEPARTMENT OF NAVY FACILITIES

DISCUSSION

The State Water Resources Control Board (State Water Board) and Regional Water Quality Control Boards (Regional Water Boards) (collectively, California Water Boards) and the Department of Toxic Substances Control (DTSC) oversee cleanup at approximately 63 Department of Navy (DON) facilities in California. California Water Boards are the lead agencies for oversight of petroleum cleanups at all DON facilities. Regional Water Boards are lead agencies for non-petroleum cleanup at 18 facilities based on a 1997 agreement to identify a lead oversight agency for non-petroleum cleanups to reduce regulatory overlap.

At the request of the DON, the State Water Board and the DTSC enter into separate Cooperative Agreements for oversight of cleanup activities at DON facilities in California. The previous Cooperative Agreement with the DON terminates at the end of this fiscal year. A new, one-year Cooperative Agreement, for Fiscal Year 2009-2010, with the DON, is necessary to continue funding for oversight at these DON facilities.

POLICY ISSUE

Should the State Water Board authorize the Executive Director or designee to sign a Cooperative Agreement with the Department of Navy for reimbursement of regulatory oversight at Navy facilities for an amount not to exceed \$5 million?

FISCAL IMPACT

The California Water Boards staff work associated with or resulting from this action can be accomplished within budgeted resources.

REGIONAL WATER BOARD IMPACT

Yes, all Regional Water Boards, with the exception of the Central Coast Water Board.

STAFF RECOMMENDATION

That the State Water Board authorizes the Executive Director or designee to sign a Cooperative Agreement with the Department of Navy for reimbursement of regulatory oversight at Navy facilities for an amount not to exceed \$5 million.

State Water Board action on this item will assist the Water Boards in implementing Priority 2 of the Strategic Plan Update: 2008-2012 to protect and restore groundwater quality. In particular, approval of this item will assist in fulfilling Objective 2.3 to ensure the viability of high quality groundwater basins and the clean-up of contamination.

D R A F T

STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2009-

AUTHORIZING CONTINUED FUNDING FOR REGULATORY OVERSIGHT OF CLEANUP AT DEPARTMENT OF NAVY FACILITIES

WHEREAS:

1. Department of Navy (DON) Cooperative Agreements provide reimbursement for regulatory oversight by the California Water Boards at all Navy facilities.
2. A new one-year Cooperative Agreement will ensure funding is available for continued California Water Board oversight at the DON facilities.

THEREFORE BE IT RESOLVED THAT:

The State Water Resources Control Board authorizes the Executive Director or designee to sign a Cooperative Agreement with the Department of Navy for reimbursement of regulatory oversight at Navy facilities for an amount not to exceed \$5 million.

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 April 21, 2009.

Jeanine Townsend
Clerk to the Board