

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING SESSION – DIVISION OF WATER QUALITY
APRIL 20, 2010**

ITEM 4

SUBJECT

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

DISCUSSION

The State Water Resources Control Board (State Water Board) and Regional Water Quality Control Boards (Regional Water Boards) and the Department of Toxic Substances Control (DTSC) oversee cleanup at Department of Defense (DoD) facilities in California. The DTSC is the sole recipient of funding through a two-year DoD Cooperative Agreement to support cleanup oversight. The DTSC provides DoD funding to the Water Boards through an Interagency Agreement. The next two-year Interagency Agreement for FYs 2010-11 and 2011-12 is being negotiated to continue funding for cleanup oversight at military facilities for an amount not to exceed \$11 million. Oversight of Department of Navy sites is funded through a separate Cooperative Agreement with the State Water Board.

The Regional Water Boards oversee cleanup at approximately 90 DoD facilities identified in the DoD Cooperative Agreement. The Regional Water Boards are the lead agencies for oversight of petroleum cleanups at all DoD facilities and for non-petroleum cleanup at 39 facilities based on a 1997 agreement to reduce regulatory overlap.

POLICY ISSUE

Should the State Water Board authorize continued funding for oversight of cleanups at DoD facilities identified in the DoD Cooperative Agreement?

FISCAL IMPACT

Staff work associated with or resulting from this action can be accomplished within budgeted resources.

REGIONAL BOARD IMPACT

Yes, all Regional Water Boards, with the exception of San Diego Regional Water Quality Control Board.

STAFF RECOMMENDATION

State Water Board authorizes the Executive Director or designee to execute a two-year Interagency Agreement with DTSC for oversight of the cleanup of military facilities during the Fiscal Years 2010-11 and 2011-12 for an amount not to exceed \$11 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. 2010-

AUTHORIZING CONTINUED FUNDING FOR REGULATORY OVERSIGHT OF CLEANUP ACTIVITIES AT DEPARTMENT OF DEFENSE FACILITIES

WHEREAS:

1. The Department of Defense (DoD) through its Cooperative Agreements with the Department of Toxic Substances Control (DTSC) provides reimbursement to the State Water Board for regulatory oversight of cleanup activities at military facilities except Department of Navy; and
2. Approval of a new two-year Interagency Agreement with DTSC will ensure that there will be funding for coordinated State agency oversight of the DoD facility cleanup activities, including those activities at closing facilities.

THEREFORE BE IT RESOLVED THAT:

The State Water Resources Control Board authorizes the Executive Director or designee to execute a two-year Interagency Agreement with DTSC for oversight of the cleanup of military facilities during the Fiscal Years 2010-11 and 2011-12 for an amount not to exceed \$11 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 20, 2010.

Jeanine Townsend
Clerk to the Board