

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2002 - 0137

ADOPTING THE PETROLEUM UNDERGROUND STORAGE TANK (UST) EMERGENCY, ABANDONED, RECALCITRANT (EAR) ACCOUNT FISCAL YEAR (FY) 2002-2003 ANNUAL SITE LIST; AND, AUTHORIZING THE EXECUTIVE DIRECTOR, OR DESIGNEE, TO EXECUTE CONTRACTS AND AMENDMENTS WITH DESIGNATED REGIONAL WATER QUALITY CONTROL BOARDS (RWQCBs), LOCAL UST IMPLEMENTING AGENCIES (LIAS), OR LOCAL OVERSIGHT PROGRAM AGENCIES (LOPS)

WHEREAS:

1. Chapter 6.75 of Division 20 of the Health and Safety Code authorizes the State Water Resources Control Board (SWRCB) to provide funding to RWQCBs, LIAs, and LOPs for initiating corrective action at petroleum UST sites which have had unauthorized releases;
2. LIAs are local agencies that implement the UST regulatory program in California, and LOPs are local agencies the SWRCB contracts with to oversee cleanup of UST sites;
3. The SWRCB has established administrative procedures for providing cleanup funds to RWQCBs, LIAs, and LOPs, which include adoption of an EAR Account Annual Site List;
4. On January 18, 2002, the SWRCB requested the RWQCBs to: (1) contact their LIAs and LOPs to identify any abandoned and recalcitrant petroleum UST sites for inclusion on the EAR Account FY 2002-2003 Annual Site List, and (2) submit their annual list of recommended RWQCB, LIA, and LOP sites to the SWRCB for EAR Account funding;
5. Eight RWQCBs responded, nominating a total of 45 eligible sites;
6. Sufficient funding is available to provide the requested amounts for all 45 eligible sites; and
7. The SWRCB wants to delegate authority to the Executive Director, or designee, to execute contracts with designated RWQCBs, LIAs, and LOPs.

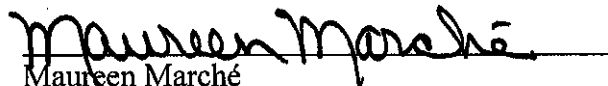
THEREFORE BE IT RESOLVED THAT:

The State Water Resources Control Board:

1. Adopt the EAR Account FY 2002-2003 Annual Site List; and
2. Authorize the Executive Director, or designee, to negotiate and execute contracts with designated RWQCBs, LIAs and LOPs for the expenditure of EAR Account funds.

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 July 18, 2002.


Maureen Marché
Clerk to the Board

For a copy of the List, contact Jennifer White/916-341-5416