

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2015-0076**

ADOPT THE PROPOSITION 1 STORM WATER GRANT PROGRAM (SWGP) GUIDELINES

WHEREAS:

1. The Water Quality, Supply, and Infrastructure Improvement Act of 2014 (Proposition 1) authorizes \$200 million to the State Water Resources Control Board (State Water Board) to provide matching grants to public agencies, nonprofit organizations, public utilities, state and federally recognized Indian tribes, and mutual water companies for multi-benefit storm water management projects (California Water Code § 79747);
2. Proposition 1 requires the development and adoption of project solicitation and evaluation guidelines (Proposition 1 Storm Water Grant Program (SWGP) Guidelines) prior to disbursing grants for any competitive grant program (California Water Code § 79706(a));
3. State Water Board staff held three public meetings in Fresno (September 29, 2015), Fountain Valley (September 30, 2015), and Oakland (October 1, 2015), and the State Water Board (October 7, 2015) held a public workshop in Sacramento, to consider public comments. Staff also considered written comments received by October 13, 2015, prior to finalizing the guidelines, in accordance with Proposition 1 (California Water Code § 79706(b));
4. Certain projects eligible for funding under Proposition 1 must be identified in a compliant Storm Water Resource Plan in order to receive funds, consistent with California Water Code § 10561, et seq. and the Storm Water Resource Plan Guidelines adopted by the State Water Board and the Proposition 1 SWGP Guidelines identify these projects;
5. The Proposition 1 SWGP Guidelines have been developed in accordance with the requirements of Proposition 1 (California Water Code § 79700, et seq.) and inform applicants of available funds and eligible project types, establish the SWGP criteria, and provide the review and selection process for awarding SWGP funds;
6. The Proposition 1 SWGP Guidelines are consistent with and support the State Water Board's Strategy to Optimize Resource Management of Storm Water and the Storm Water Resource Plan Guidelines;
7. The Safe Drinking Water, Clean Water, Watershed Protection, and Flood Protection Act of 2000 (Proposition 13) authorized \$90 million to the State Water Board to award grants to municipalities, local public agencies, educational institutions, or nonprofit organizations under the Coastal Nonpoint Control Program (California Water Code § 79148.6), including projects designed to implement storm water and runoff pollution reduction and prevention programs for the restoration and protection of coastal water quality (California Water Code § 79148.8 (b)(4));

8. Assembly Bill 2534 (Chapter 727, Statutes of 2002), the Watershed, Clean Beaches, and Water Quality Act appropriated \$46 million from the *California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002* (Proposition 40) to award grants to public agencies and nonprofit organizations for projects that protect and restore California's coastal waters, including projects designed to implement storm water and runoff pollution reduction and prevention programs for the restoration and protection of coastal water quality (Public Resources Code § 30916(a)(3));
9. The *Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002* (Proposition 50) authorized \$100 million to award grants municipalities, local public agencies, educational institutions, or nonprofit organizations to fund projects that protect and restore California's coastal waters, including projects designed to implement storm water and runoff pollution reduction and prevention programs for the restoration and protection of coastal water quality (California Water Code § 79148.8 (b)(4));
10. The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) authorized \$90 million (Public Resources Code § 75060(a)) for the purpose of matching grants to public agencies and nonprofit organizations for protecting beaches and coastal waters from pollution and toxic contamination pursuant to the Clean Beaches Program, including projects designed to implement storm water and runoff pollution reduction and prevention programs for the restoration and protection of coastal water quality (Public Resources Code § 30916(a)(3)); and
11. Approximately \$25 million of unused or re-appropriated funds from Propositions 13, 40, 50, and 84 are available for storm water or dry weather runoff projects to prevent or reduce discharges to an Area of Special Biological Significance (ASBS) or coastal waters and the Proposition 1 SWGP Guidelines would be used to solicit projects and would supersede any previously issued ASBS Grant Program or Clean Beaches Grant Program guidelines for the purposes of this project solicitation.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Adopts the [Proposition 1 SWGP Guidelines](#) and authorizes the Deputy Director of the Division of Financial Assistance (Division) to make non-substantive changes to the Guidelines.
2. Authorizes the Deputy Director of the Division or designee to award grants and execute grant agreements and amendments for routine, non-controversial projects consistent with the Proposition 1 SWGP Guidelines.
3. Authorizes the Deputy Director of the Division to utilize funds from projects which are withdrawn or completed under budget to fund additional projects, or augment the scope of work and budget of projects previously awarded, consistent with the Proposition 1 SWGP Guidelines.

4. For qualifying projects submitted in response to any Proposition 1 SWGP solicitation, authorizes the Deputy Director of the Division to award grants and execute grant agreements and amendments for such projects from Propositions 13, 40, 50, and 84 with funds available to address storm water or dry weather runoff discharge to an ASBS or coastal waters.
5. Authorizes the Deputy Director of the Division 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 December 15, 2015.

AYE: Vice Chair Frances Spivy-Weber
Board Member Tam M. Doduc
Board Member Steven Moore
Board Member Dorene D'Adamo

NAY: None

ABSENT: Chair Felicia Marcus

ABSTAIN: None



Jeanine Townsend
Clerk to the Board