

**STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 2017-0068**

TO APPROVE PROPOSITION 1 SMALL COMMUNITY GRANT (SCG) FUNDING FOR THE LEWISTON COMMUNITY SERVICES DISTRICT (LCSD) FOR THE WASTEWATER COLLECTION, TREATMENT, AND DISPOSAL PROJECT (PROJECT), CLEAN WATER STATE REVOLVING FUND (CWSRF) PROJECT NO. C-06-8048-210

WHEREAS:

1. The State Water Resources Control Board's (State Water Board) Division of Financial Assistance (DFA) implements the CWSRF Program pursuant to the "Policy for Implementing the Clean Water State Revolving Fund" (Policy), last amended by the State Water Board on February 17, 2015, and through the "State of California Clean Water State Revolving Fund and the Water Quality, Supply, and Infrastructure Improvement Act of 2014 Intended Use Plan" (IUP), which is updated and adopted by the State Water Board annually;
2. The Project is listed on the CWSRF Project List;
3. Proposition 1, the Water Quality Supply, and Infrastructure Improvement Act of 2014 (Assembly Bill 1471, Rendon) allocated \$260 million for wastewater grants;
4. On June 20, 2017 the State Water Board adopted the IUP for the 2017-2018 State Fiscal Year (2017-2018 IUP), which sets forth the plan for how Proposition 1 SCG funds will be used;
5. The 2017-2018 IUP authorizes DFA to consider the maximum grant amount per community rather than a per project basis. The 2017-2018 IUP also limits the cost per household for each consolidation project that DFA can approve at \$60,000 per household;
6. LCSD was issued Cleanup and Abatement Order (CAO) R1-2003-0061, the Lewiston Park Mutual Water Company (LPMWC) was given a Notice of Violation (NOV), and the Trinity Dam Mobile Home Park (TDMHP) was issued Administrative Civil Liability (ACL) No. R1-2014-0005;
7. LCSD, LPMWC, and TDMHP wish to address their compliance issues by consolidating the three existing wastewater facilities;
8. LCSD has submitted a complete construction funding application for the Project;
9. The estimated cost for this construction Project is \$16,367,300. Of this amount, \$15,560,300 will be funded through Proposition 1 SCG funds and \$807,000 will be funded with unsecured grant funds from other agencies;
10. The Project is considered to be non-routine because the Project's per connection cost is approximately \$69,648 per household, which exceeds the maximum per connection cost DFA can approve of \$60,000 in the 2017-2018 IUP;

11. LCSD is the lead agency under California Environmental Quality Act (CEQA). LCSD prepared a Mitigated Negative Declaration (MND) for the Project, which was circulated through the State Clearinghouse (No. 2017032026) from March 8, 2017 through April 11, 2017 for review and comments;
12. LCSD adopted the MND, and a Mitigation Monitoring and Reporting Program (MMRP) and approved the Project on June 6, 2017;
13. LCSD filed a Notice of Determination (NOD) for the MND with the Trinity County Clerk on July 14, 2017 and the Governor's Office of Planning and Research (OPR) on July 20, 2017;
14. The MND and MMRP identified potentially significant environmental effects of the Project related to water quality. Conservation Measure #3—Water Pollution Prevention, Conservation Measure #5—Protection of Riparian Habitat, and Mitigation Measure #8—Waters of the United States and Waters of the State have been incorporated into the Project to reduce the potential water quality impacts of the Project to less than significant levels as described in the final MND and MMRP.
15. The MND and MMRP also identified potentially significant environmental effects of the Project related for air quality, geology and soils, biological resources, greenhouse gas emissions, and cultural resources. Mitigation measures for air quality, geology and soils, biological resources, greenhouse gas emissions, and cultural resources have been incorporated into the Project that mitigate potential environmental impacts to less than significant levels for these impact categories. Changes or alterations to the Project based on these mitigation measures are within the responsibility and jurisdiction of other public agencies and are not within the jurisdiction of the State Water Board. Such changes either have been adopted by other relevant agencies or can and should be adopted by such other agencies.
16. Because of mitigation measures identified herein and in the final MND and MMRP, the Project will not result in any significant water quality impacts;
17. Adequate public participation was provided through the CEQA review process for Project; and
18. State Water Board staff will file an NOD for the Project following funding approval.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Authorizes the Deputy Director of DFA to enter into an agreement with LCSD to provide a Proposition 1 SCG grant for the Project in the amount of \$15,560,300. The Deputy Director of the DFA shall also condition funding on any conditions deemed necessary to comply with the CWSRF Policy, the 2017-2018 CWSRF IUP, and other applicable state and federal law requirements; and

2. Conditions this approval with the following conditions:
- a. In accordance with the adopted June 6, 2017 MMRP, LCSD shall implement Conservation Measure #3—Water Pollution Prevention, Conservation Measure #5—Protection of Riparian Habitat, and Mitigation Measure #8—Waters of the United States and Waters of the State.
  - b. The Financial Agreement for this Project shall not be amended to include the Final Budget Approval, nor will construction funds be disbursed, until DFA has received documentation that funding has been secured for the remaining project costs of \$807,000.

**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 November 21, 2017.

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

  
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Jeanine Townsend  
Clerk to the Board