

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 95-22

ADOPTING THE PETROLEUM UNDERGROUND STORAGE TANK (UST) EMERGENCY, ABANDONED, RECALCITRANT (EAR) ACCOUNT FY 1995-96 ANNUAL SITE LIST; AND, AUTHORIZING THE EXECUTIVE DIRECTOR, OR HIS DESIGNEE, TO EXECUTE CONTRACTS AND AMENDMENTS WITH DESIGNATED LOCAL IMPLEMENTING AGENCIES (LIAs).

WHEREAS:

1. Chapter 6.75 of the Health and Safety Code authorizes Regional Water Quality Control Boards (RWQCBs) and Local Implementing Agencies (LIAs) to take corrective action at petroleum UST sites which have had unauthorized releases;
2. The State Water Resources Control Board (SWRCB) has established administrative procedures for providing cleanup funds to RWQCBs and LIAs, which include adoption of an EAR Account Annual Site List;
3. On September 29, 1994, the SWRCB requested the RWQCBs to: (1) contact their LIAs to identify any abandoned and recalcitrant petroleum UST sites for inclusion on the FY 1995-96 EAR Account Annual Site List; and, (2) submit their annual list of RWQCB and LIA sites nominated to receive EAR Account funding;
4. Five RWQCBs responded, nominating a total of nine sites;
5. Sufficient funding is available to provide the requested funding;
6. The SWRCB wishes to delegate authority to the Executive Director, or his designee, to execute contracts with designated LIAs, pursuant to the EAR Account Administrative Procedures.

THEREFORE BE IT RESOLVED THAT:

The SWRCB hereby: (1) adopts the attached EAR Account FY 1995-96 Annual Site List (Attachment); and (2) authorizes the Executive Director, or his designee, to negotiate and execute contracts with a designated LIA for the expenditure of EAR Account funds.

CERTIFICATION

The undersigned, Administrative Assistant 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 May 17, 1995.


Maureen Marché
Administrative Assistant to the Board