

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2007 – 0024**

RESOLUTION APPROVING A STATE REVOLVING FUND (SRF) LOAN COMMITMENT TO
THE CITY OF FONTANA (CITY) FOR CONSTRUCTION OF THE PHASE I SAN
BERNARDINO AVENUE TRUNK SEWER AND PHASE II LIFT STATION PROJECT
(PROJECT); SRF LOAN PROJECT
NOS. C-06-4897-110 AND C-06-4897-210

WHEREAS:

1. The State Water Resources Control Board (State Water Board), on February 16, 1995, adopted the *“Policy for Implementing the State Revolving Fund for Construction of Wastewater Treatment Facilities,”* and amended it on September 22, 2005;
2. The State Water Board, on June 7, 2006, adopted the State Fiscal Year 2006/2007 SRF Loan Program Priority List which included the City’s Project in Priority Class D;
3. The Division of Financial Assistance (Division) has approved the Facility Plan for the City’s Phase I Project on November 13, 2006, and the Phase II Project on March 9, 2007. The City agreed with the Phase I approval on November 27, 2006; and the Phase II approval on March 15, 2007.
4. The City prepared and adopted an Initial Study/Mitigated Negative Declaration (IS/MND) in 2002 for its proposed Sewer Master Plan Update, which includes the Project.
5. The IEUA prepared a Facilities Master Plans Programmatic Environmental Impact Report (PEIR) in June 2002, and an Addendum to the PEIR and IS/MND (Addendum).
6. The Board of Directors of the IEUA approved the Project on April 5, 2006, and filed a Notice of Determination (NOD) for the approval and adoption of the Addendum with the San Bernardino County Clerk on April 12, 2006.
7. State Water Board staff have reviewed and considered these environmental documents and determined that the Project will not result in any significant adverse water quality impacts.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves a SRF Preliminary Loan Commitment of \$29.2 million for the City’s Project, with a repayment period of 20 years, and the first repayment due one year after completion of construction;
2. Includes a condition that this SRF Preliminary Loan Commitment will expire if the City does not issue a “Notice-to-Proceed” to construction for both Phases by September 19, 2007, and the SRF loan agreement is not signed by the City by December 14, 2007. The Division staff may approve up to a 90-day extension for good cause for both dates; and

3. Directs the Division to allocate \$29.2 million consistent with the construction schedule and availability of 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 May 22, 2007.

AYE: Tam M. Doduc
Gary Wolff, P.E., Ph.D.
Frances Spivy-Weber

NO: None

ABSENT: Arthur G. Baggett, Jr.
Charles R. Hoppin

ABSTAIN: None



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Clerk to the Board