

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2009-0045**

AUTHORIZING THE EXECUTIVE DIRECTOR TO APPLY FOR AND ACCEPT LEAKING UNDERGROUND STORAGE TANK TRUST FUNDS FOR LEAK PREVENTION FROM AND EXECUTE A COOPERATIVE AGREEMENT WITH THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, REGION 9 (U.S. EPA)

WHEREAS:

1. U.S. EPA is offering the State Water Resources Control Board (State Water Board) grants of up to a total of \$3,500,000 in Leaking Underground Storage Tank trust (LUST) funds for Fiscal Years 2009-10 and 2010-11 to fund implementation of the 2005 Energy Policy Act provisions related to the UST leak prevention program;
2. The major activities that these trust funds will support include promotion of compliance at government-owned UST facilities through facility inspections, evaluations, outreach, and enforcement actions; implementation of the public record provisions of the Energy Policy Act; and collection of UST facility and tank information for storage in an electronic database; and
3. The LUST funds will supplement other State sources of funding for the State UST leak protection program.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Authorizes the Executive Director to apply for and accept the LUST trust funds for leak prevention for Fiscal Years 2009-10 and 2010-11 and execute any amendments; and
2. Authorizes the Executive Director to execute a Cooperative Agreement with U.S. EPA, Region 9.

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 June 2, 2009.

AYE: Chairman Charles R. Hoppin
Vice Chair Frances Spivy-Weber
Board Member Arthur G. Baggett, Jr.
Board Member Tam M. Doduc

NAY: None

ABSENT: None

ABSTAIN: None



Jeanine Townsend
Clerk to the Board