

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2001 – 008

THE CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD (CVRWQCB) REQUESTS AN AMENDMENT TO ACTIVITIES AND FUNDING FOR CLEANUP AT THE ABANDONED PENN MINE (CAA 138) IN THE AMOUNT OF \$1.3 MILLION FROM THE STATE WATER POLLUTION CLEANUP AND ABATEMENT ACCOUNT

WHEREAS:

1. Penn Mine is an abandoned site with significant pollution within the boundaries of the CVRWQCB.
2. Penn Mine is the subject of numerous cleanup and abatement orders issued by the CVRWQCB.
3. The CVRWQCB is obligated under a Federal and Superior Court Settlement Agreement to clean up Penn Mine.
4. The CVRWQCB and East Bay Municipal Utility District are currently monitoring the Project for effectiveness with preliminary results indicating that the restoration efforts are successful.
5. The project design did not anticipate the large volume of leachate that has accumulated at the site.
6. The CVRWQCB, in conjunction with the East Bay Municipal Utility District, has determined that additional funding is necessary in order to remove the excess leachate, and for closure and post-closure maintenance.
7. The CVRWQCB has already expended \$5,470,000 in an effort to comply with the Settlement Agreement.

THEREFORE BE IT RESOLVED THAT:

The State Water Resources Control Board

1. Approves the expanded project scope to include removal of the excess leachate unforeseen in the original project design, and for closure and post-closure maintenance.
2. Approves the addition of \$1.3 million to the Penn Mine Project for the next five years through June 30, 2005.

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 January 25, 2001.

/s/

Maureen Marché
Administrative Assistant to the Board