

**STATE WATER RESOURCES CONTROL BOARD  
BOARD MEETING SESSION – DIVISION OF FINANCIAL ASSISTANCE  
FEBRUARY 17, 2015**

**ITEM 6**

**SUBJECT**

CONSIDERATION OF A RESOLUTION TO AMEND THE POLICY FOR IMPLEMENTING THE CLEAN WATER STATE REVOLVING FUND (CWSRF)

**DISCUSSION**

The Division of Financial Assistance (Division) administers the CWSRF Program to assist with construction of publicly owned wastewater treatment works, including wastewater treatment facilities, sanitary sewer collection systems, sewer interceptors, water reclamation facilities, and implementation of programs and projects to control pollution from nonpoint sources and storm water drainage, and development and implementation of estuary cleanup programs.

The State Water Resources Control Board (State Water Board) originally adopted the *Policy for Implementing the Clean Water State Revolving Fund (Policy)* on August 18, 1988, and has amended it periodically.

On June 10, 2014, the President signed into law the Water Resources Reform and Development Act (WRRDA) making changes to the Clean Water Act's Clean Water State Revolving Fund program. The proposed amendments will introduce changes from WRRDA which are consistent with current state statutes governing the CWSRF.

[Exhibit A](#) is a strikeout/underline version showing the proposed changes to the CWSRF Policy relative to the existing Policy. It uses the following color-coding system (Microsoft Word's Track Changes tool) to indicate original text, deletions, and new text to the existing Policy:

Original Text (no change): Black;  
Deleted Text: Red (with strike-through text); and  
New Text: Red and underlined

[Exhibit B](#) is a clean version of the proposed amended Policy showing how the Policy would read if all of the Division's changes are accepted.

[Exhibit C](#) is a listing of the significant proposed changes to the Policy, and is provided as an index for the proposed changes shown in Exhibit A.

**POLICY ISSUE**

Should the State Water Board amend the CWSRF Policy to include those WRRDA elements that may be implemented consistent with state law?

## **FISCAL IMPACT**

The changes to the CWSRF Policy will result in minor fiscal impacts to the Division that will be absorbed in the administrative cost of the program. Applicants may see a minor increase in the cost of applying for CWSRF financing.

## **REGIONAL BOARD IMPACT**

The Policy amendment will continue to support implementation of Regional Water Board basin plans and enforcement efforts.

## **STAFF RECOMMENDATION**

The State Water Board should amend the CWSRF Policy to address those WRRDA elements that may be implemented consistent with state law.

State Water Board action on this item will assist the Water Boards in reaching Goal 4, 5 and 6 of the Strategic Plan Update: 2008-2012 to (4) Comprehensively address water quality protection and restoration, and the relationship between water supply and water quality, and describe the connections between water quality, water quantity, and climate change throughout California's water planning process; (5) Improve transparency and accountability by ensuring that Water Board goals and actions are clear and accessible, by demonstrating and explaining results achieved with respect to the goals and resources available, by enhancing and improving accessibility of data and information, and by encouraging the creation of organizations or cooperative agreements that advance this goal, such as establishment of a statewide water data institute; and (6) Enhance consistency across the Water Boards, on an ongoing basis, to ensure our processes are effective, efficient, and predictable, and to promote fair and equitable application of laws, regulations, policies, and procedures.

# DRAFT

## STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2015-

### AMEND THE POLICY FOR IMPLEMENTING THE CLEAN WATER STATE REVOLVING FUND (CWSRF)

#### WHEREAS:

1. The Division of Financial Assistance (Division) administers the CWSRF Program to provide low-cost financing for publicly owned treatment works, including wastewater treatment facilities, sanitary sewer collection systems, sewer interceptors, and water reclamation facilities, to implement programs and projects to control pollution from nonpoint sources and storm water drainage, and to develop and implement estuary cleanup programs;
2. The State Water Resources Control Board (State Water Board) originally adopted the *Policy for Implementing the Clean Water State Revolving Fund (CWSRF Policy)* on August 18, 1988, and has amended it periodically;
3. The federal Water Resources Reform and Development Act (WRRDA) of 2014 made changes to the federal Clean Water Act, resulting in changes to the Clean Water State Revolving Fund program, effective October 1, 2014; and
4. Changes from WRRDA consistent with state law have been incorporated into the draft CWSRF Policy.

#### THEREFORE BE IT RESOLVED THAT:

The State Water Board amends the CWSRF Policy as shown in Exhibits [A](#) and [B](#).

#### 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 Board held on February 17, 2015.

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Jeanine Townsend  
Clerk to the Board