



**EAST BAY REGIONAL PARK DISTRICT
BOARD OF DIRECTORS MEETING
AGENDA STAFF REPORT**

DATE	Tuesday, April 16, 2024
TITLE	Authorization for a Direct Payment to the State Water Resources Control Board for a Regulatory Permit in the Amount of \$79,824: District-wide
DIVISION	Acquisition, Stewardship, and Development
FROM	Matt Graul, Chief of Stewardship Ken Wysocki, Assistant General Manager of ASD
APPROVED	Sabrina Landreth, General Manager 

RECOMMENDATION

Authorization for direct payment of the \$79,824 regulatory permit fee to the State Water Resources Control Board for the Waste Discharge Requirement/401 Certification of Water Quality for the Park District's Regional Maintenance and Restoration Activities.

BACKGROUND

The Park District's Regional Maintenance and Restoration Activities include a variety of routine maintenance activities in streams, seeps, ponds, reservoirs, and tidal marshes. Program activities include culvert repair and maintenance, removal of sediment debris from culverts and ponds, bank stabilization, installation of clear-span bridges, and maintenance of existing recreational facilities on the shoreline. Restoration projects under five acres are also included in these activities. These activities take place District-wide and are essential to protect water quality, reduce erosion, maintain public and emergency access, and maintain and enhance natural resources that support a variety of native species.

All these activities take place in Waters of the State and, as such, require a permit from the State Water Resources Control Board. The Park District estimates that these activities will impact a total of 3 acres over the next five years, of which 2.5 acres are temporary and 0.5 acres are permanent. For this required permit, the State's permit fee based on these acreage impacts is \$79,824.

ANALYSIS

The permit fee for impacts to Waters of the State is non-negotiable and based on a fee schedule established by the State Water Resource Control Board. The Park District must pay the fee to receive the permit and comply with the state regulations.

FISCAL IMPACT

This permit fee payment of \$79,824 will be funded from Stewardship Department accounts as shown in the Table below.

SOURCE OF FUNDS for Regulatory Permit Fee

101-7420-000-6454-801061-402 (Stewardship Admin Unit)	\$	50,000
101-7480-000-6454-801061-402 (Stewardship Ecological Services Unit)	\$	29,824
Total Source of Funds for Permit Fee	\$	79,824

ATTACHMENTS

None



**EAST BAY REGIONAL PARK DISTRICT
RESOLUTION NO. 2024 – 04 -
APRIL 16, 2024**

**AUTHORIZATION FOR A DIRECT PAYMENT TO THE STATE WATER
RESOURCES CONTROL BOARD FOR A REGULATORY PERMIT IN THE
AMOUNT OF \$79,824: DISTRICT-WIDE**

WHEREAS, routine maintenance activities in streams, seeps, ponds, reservoirs, and tidal marshes require a permit from the State Water Resources Control Board; and

WHEREAS, these routine maintenance activities include culvert repair, culvert replacement, removal of sediment debris from culverts and ponds, bank stabilization, installation of clear-span bridges, and maintenance of existing recreational facilities on the shoreline; and

WHEREAS, these activities take place District-wide and are essential to protect water quality, reduce erosion, maintain public and emergency access, and maintain and enhance natural resources that support a variety of native species; and

WHEREAS, the Park District applied for the Waste Discharge Requirement/401 Certification of Water Quality regulatory permit for regional maintenance and restoration activities for the next five years;

NOW, THEREFORE, BE IT RESOLVED, that the that the Board of Directors approves payment to the State Water Control Board for a required regulatory permit in the amount of \$79,824; and

BE IT FURTHER RESOLVED, that the General Manager is hereby authorized and directed, on behalf of the Park District and in its name, to execute and deliver such documents and to do such acts as may be deemed necessary or appropriate to accomplish the intentions of this resolution.

Moved by Director _____, and seconded by Director _____, and adopted April 16, 2024, by the following vote:

FOR:

AGAINST:

ABSTAIN:

ABSENT: