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RESOLUTION #09-36

A RESOLUTION OF THE ALBANY CITY COUNCIL APPROVING AND ADOPTING THE CITY'S SEWER SYTEM MANAGEMENT PLAN

WHEREAS, A consensus has developed among the public, regulatory agencies and municipal sewer agencies that there is a need to develop and implement a comprehensive Sewer System Management Plan (SSMP) to prevent or significantly reduce Sanitary Sewer Overflows from public sewer systems; and

WHEREAS, the Regional Water Board on July 7, 2005 issued New Requirements for public sanitary sewer collection system agencies to develop and implement a SSMP in three phases over a three-year period.; and

WHEREAS, On May 2, 2006, the State Water Board adopted Statewide General Waste Discharge Requirements (WDR) for Sanitary Sewer Systems, Order No. 2006-003-DWQ. This Order required the development and implementation of a SSMP by all public sewer collection system agencies of California in several phases within 51 months of the adoption of the order; and

WHEREAS, The City's SSMP was developed in three phases utilizing the <u>guide</u> issued by the Regional Water Board and as follows:

Phase 1, consisting of Elements 1,2,3, and 4 was completed August 31, 2006.

Phase 2, consisting of Elements 5, 6, and 7 was completed on August 31, 2007; and

Phase 3, consisting of Elements 8, 9, 10 & 11 was completed on August 31, 2008.

WHEREAS, under the WDR enrollees are also required to obtain their governing board's approval of the SSMP Development Plan and Schedule and final SSMP at a public hearing prior to certification that it is complete and in compliance; and

WHEREAS, communities with populations from 10,000 to 100,000 must conduct the public hearing prior to August 2, 2009; and

WHEREAS, On June 15, 2009 the City Council received the SSMP and adopted set a public hearing on its approval and adoption for the regular meeting of July 7, 2009; and

WHEREAS, notice of the public hearing has been provided by the City Clerk per customary procedures; and

WHEREAS, The SSMP is a "living document" and will require modification to reflect changed conditions, maintenance program staffing, and financial resources and planning; and WHEREAS, on July 6, 2009 the City Council conducted a public hearing as scheduled on the approval and adoption of the SSMP.

NOW, THEREFORE, THE ALBANY CITY COUNCIL DOES HEREBY RESOLVE THAT:

- The City's Sewer System Management Plan (SSMP) is hereby adopted and approved by this Council
- 2. The City Administrator is authorized and directed to modify the elements of the SSMP from time to time as may be necessary to reflect changes in conditions and administration of the program.
- The Public Works Manager is authorized and directed to notify the State Water Resources Control Board of this approval within the time frame and as specified in the State Waste Discharge Requirement.

Mayor Marge Atkinson