

STATE OF CALIFORNIA  
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
XXXXXX REGION

RESOLUTION NO. XX-XX

AUTHORIZING THE EXECUTIVE OFFICER  
TO SIGN PROSPECTIVE PURCHASER AGREEMENT  
WITH [NAME OF ENTITY]

WHEREAS, the California Regional Water Quality Control Board, XXX  
XXX Region finds:

1. Pollution/contamination exists in the soil and groundwater at the property located at [address], XXX County, owned by [name of owner]
2. Cleanup and Abatement Order XX-XX requires the complete investigation and remediation of the site.
3. A soil and groundwater investigation has been completed and a workplan has been submitted which shows that clean up of the soil and groundwater to acceptable levels can be accomplished by [**describe method**], eg.: construction and operation of a groundwater treatment plant; soil gas extraction.
4. The workplan includes installation and observation of monitoring wells for a period of [number] years.
5. [Company name] proposes to purchase the property and to complete the remediation work, and to cooperate with future Regional Board efforts to assure completion of the remediation work described in the workplan. [Company name] further proposes to build a shopping center on the site, upon completion of the remediation work.
6. [Company name] requests that, in exchange, the Regional Board enter into the attached Prospective Purchaser Agreement which includes mutual covenants, including a covenant not to sue [Company name] for any presently known contamination/pollution at the site.
7. The current owner is unable to finance an adequate cleanup of the site at this time, and the remediation would not occur without [Company name]'s involvement.
8. The construction of a shopping center on the site would create [number] of jobs and contribute greatly to the [city name]'s economy.
9. The proposed agreement is consistent with the goals and purposes of the Porter-Cologne Act.

10. It is in the public interest that the remediation be completed and that the property be returned to productive use.

11. Due notice of the proposed prospective purchaser agreement was provided to the public and comments were permitted.

THEREFORE, BE IT RESOLVED THAT the California Regional Water Quality Control Board, XXXXXX Region, authorizes the Executive Officer to sign the Prospective Purchaser Agreement with [Company name].

I, XXX X. XXXX, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of a resolution adopted by the California Regional Water Quality Control Board, XXXXXX Region, on [date].

---

XXX X. XXXX  
Executive Officer