

Reappropriation for Central Region Sand Storage Buildings FY2014 Request: \$0
Reference No: AMD 57243

AP/AL: Appropriation **Project Type:** Construction
Category: Transportation
Location: Statewide **House District:** Statewide (HD 1-40)
Impact House District: Statewide (HD 1-40) **Contact:** Pat Kemp
Estimated Project Dates: 07/01/2013 - 06/30/2020 **Contact Phone:** (907)465-3900

Brief Summary and Statement of Need:

Additional funding is required to meet the minimum requirements of the Environmental Protection Agency (EPA) Municipal Separate Storm Sewer System (MS4) Permit. The permit requires the state to have covered sand storage facilities. If the funding is not provided the Department is at risk for being fined for Notice of Violations from EPA for not being in compliance with the MS4 permit. Fines could potentially exceed \$30,000 per day.

Funding:	<u>FY2014</u>	<u>FY2015</u>	<u>FY2016</u>	<u>FY2017</u>	<u>FY2018</u>	<u>FY2019</u>	<u>Total</u>
Gen Fund							\$0
Total:	\$0	\$0	\$0	\$0	\$0	\$0	\$0

<input type="checkbox"/> State Match Required	<input type="checkbox"/> One-Time Project	<input type="checkbox"/> Phased - new	<input type="checkbox"/> Phased - underway	<input type="checkbox"/> On-Going
0% = Minimum State Match % Required		<input checked="" type="checkbox"/> Amendment	<input type="checkbox"/> Mental Health Bill	

Operating & Maintenance Costs:

	<u>Amount</u>	<u>Staff</u>
Project Development:	0	0
Ongoing Operating:	0	0
One-Time Startup:	0	
Totals:	0	0

Prior Funding History / Additional Information:

Sec1 Ch17 SLA2012 P134 L25 SB 160 \$3,000,000
 Sec10 Ch29 SLA2008 P78 L16 SB 221 \$3,000,000
 Sec10 Ch29 SLA2008 P78 L31 SB 221 \$1,000,000

Project Description/Justification:

Why the funds are needed:

The Department of Transportation and Public Facilities' (DOT&PF) MS4 permit with the Department of Environmental Conservation (DEC) stipulates that all three locations (Anchorage, Girdwood, and Birchwood) have covered sand storage facilities constructed by the deadline of Feb. 2014. There is no provision in the permit allowing DOT&PF to build some now and others later. The Department of Law advised DOT&PF to avoid permit noncompliance. The only way to do that is to request DEC to modify the permit and assign a new building deadline. The latest possible date that DEC could extend would be January 31, 2015 (the expiration of the permit). DEC would consider modifying the permit only if DOT&PF can demonstrate that all the funding is in place.

Timeline for construction: if DOT receives funds in July 2013, DOT&PF could complete the Anchorage and Birchwood buildings by fall 2014. Girdwood will be done summer 2013.

Why funds are available:

Dalton Highway Corridor Aviation Improvements - The funding arrangement with Alyeska fell through so these funds are available for reappropriation.

Seward Highway, Milepost 86 - Kern Creek Culverts - This project has been completed and closed. Design efficiencies allowed for construction of the project for less than the original estimate. Appropriation balance can be reappropriated.

Striping and Marking Performance Improvements - Construction bids came in lower than estimated. Project is substantially completed and remaining funds can be reappropriated.

The unexpended and unobligated balance, estimated to be \$4,641,368 of the appropriations made in sec. 1, ch. 17, SLA 2012, page 134, lines 25 - 27 (Dalton Highway Corridor Aviation Improvements - \$3,000,000), sec. 10, ch. 29, SLA 2008, page 78, lines 16 - 18 (Seward Highway: Milepost 86 - Kern Creek Culverts - \$3,000,000), and sec. 10, ch. 29, SLA 2008, page 78, lines 31 - 33 (Striping and Marking Performance Improvements - \$1,000,000) is reappropriated to the Department of Transportation and Public Facilities for the construction of sand storage buildings in Central Region.