

**HERCULES CITY COUNCIL  
RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES  
APPROVING AN AGREEMENT WITH THE WEST COUNTY WASTEWATER  
DISTRICT AND THE CONTRA COSTA FLOOD CONTROL AND WATER  
CONSERVATION DISTRICT FOR THE INSPECTION OF CERTAIN INDUSTRIAL  
AND COMMERCIAL BUSINESSES IN ACCORDANCE WITH THE MUNICIPAL  
REGIONAL PERMIT**

**WHEREAS**, the Municipal Regional Stormwater NPDES Permit, NPDES Permit No. CAS612008 (“Municipal Regional Permit”) requires the City of Hercules, as a permittee, to conduct inspections of certain industrial and commercial businesses as part of its municipal stormwater program; and

**WHEREAS**, the West County Wastewater District (“Inspection Agency”) also conducts inspections of certain industrial and commercial businesses as part of its wastewater regulatory obligations; and

**WHEREAS**, efficiencies can be achieved by having Inspection Agency conduct stormwater inspections on behalf of City concurrently with Inspection Agency’s wastewater inspections, which benefits the City of Hercules and its regulated businesses; and

**WHEREAS**, the Contra Costa Flood Control and Water Conservation District (“District”) provides administrative support and funding for the inspections; and

**WHEREAS**, the District, the Inspection Agency, and City of Hercules have been coordinating inspections in a similar manner since 2009; and

**WHEREAS**, the City of Hercules City Council desires to continue the inspection program with the District and the Inspection Agency under a new agreement among the three parties.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Hercules as follows:

1. The City of Hercules City Council hereby approves the Contra Costa Clean Water Program Inspection Activities Agreement between the District, the Inspection Agency, and the City of Hercules attached hereto as Exhibit A and incorporated herein.
2. The City of Hercules City Council hereby authorizes and directs the City of Hercules City Manager to execute the Agreement on behalf of the City of Hercules in a form in substantial compliance with Exhibit A.

3. The approval of the agreement in Exhibit A does not constitute a project under the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines section 15378 because it is an administrative activity that does not authorize any construction or activities that could impact the environment.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the 14<sup>th</sup> day of April, 2026 by the following vote of the Council:

**AYES:**  
**NOES:**  
**ABSTAIN:**  
**ABSENT:**

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Chris Kelley, Mayor

ATTEST:

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Eibleis Melendez, City Clerk