

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

ORDER WQ 2000 - 08

In the Matter of the Petition of
INTERNATIONAL LONGSHORE AND WAREHOUSE UNION
for Review of the Failure to Act
by the
California Regional Water Quality Control Board,
Los Angeles Region,
Regarding
Hugo Neu-Proler Company

SWRCB/OCC File A-1183

BY THE BOARD:

In 1998 the International Longshore and Warehouse Union (Union) filed a petition with the State Water Resources Control Board (State Water Board or Board) for review of inaction by the California Regional Water Quality Control Board, Los Angeles Region (Regional Water Board). The Union alleged that the Regional Water Board had failed to take appropriate corrective action against Hugo Neu-Proler Company, the owner of a scrap metal recycling facility located on Terminal Island.

The Board adopted an order in response to the petition.¹ The order directed the Regional Water Board to conduct an evidentiary hearing by August 31, 1999, to consider the Union's allegations. In addition, the Regional Water Board was directed to file a status report with the State Water Board by September 30, 1999. The State Water Board retained jurisdiction over the petition pending further developments.

¹ State Water Board Order WQ 99-03.

The Regional Water Board promptly responded to the order. The Regional Water Board conducted an evidentiary hearing on the Union's allegations in July, 1999. In September, 1999, the Regional Water Board Executive Officer issued an order directing Hugo Neu-Proler Company to cleanup and abate discharges associated with stormwater runoff and normal operations to the waters of Los Angeles Harbor.² The Executive Office also issued an administrative civil liability complaint³ to the company for discharging polychlorinated biphenyls (PCBs) to the harbor. Finally, the Regional Water Board filed a status report with this Board describing the actions it had taken to address the Union's allegations.

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² Regional Water Board Cleanup and Abatement Order No. 99-077, dated September 15, 1999.

³ ACL Complaint No. 99-086.

The Regional Water Board has fully complied with this Board's directives. The Board therefore concludes that the Union's petition should be dismissed.

ORDER

IT IS HEREBY ORDERED that the Union's petition is dismissed.

CERTIFICATION

The undersigned, Administrative Assistant to the Board, does hereby certify that the foregoing is a full, true, and correct copy of an order duly and regularly adopted at a meeting of the State Water Resources Control Board held on May 18, 2000.

AYE: Arthur G. Baggett, Jr.
Mary Jane Forster
John W. Brown
Peter S. Silva

NO: None

ABSENT: None

ABSTAIN: None

/s/
Maureen Marché
Administrative Assistant to the Board