

**STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL COAST REGION**

STAFF REPORT FOR REGULAR MEETING OCTOBER 21, 2005

Prepared on September 19, 2005

ITEM NUMBER: 12

SUBJECT: Enforcement Report

DISCUSSION

Violations Listing

The System for Water Information Management (SWIM) Compliance Module (a database created by the State and Regional Boards) tracks violations and enforcement actions. As of June 15, 2005, SWIM has been replaced by the California Integrated Water Quality System (CIWQS). During this database transition, many features are not available, including the ability to generate the listing of individual violations normally attached to this report.

Instead of the individual violations listing, we are providing a summary of violations in the table below. This summary covers the period of July 1, 2005, through July 31, 2005. During this period, dischargers had 40 violations. Violations typically include effluent limit violations, violations resulting from compliance inspections, missing and late reports, and sewer overflows. Enforcement actions range from verbal communications by staff to formal actions adopted by the Regional Board.

	NPDES	WDR
Category 1 Effluent Violations	0	5
Category 2 Effluent Violations	0	0
Failure to Submit Report	5	15

Sanitary Sewer Overflow	7	7
Violation of Non-Effluent Permit Condition	0	0
Other Effluent Violation	0	1

Coordination with Local Law Enforcement

Enforcement unit staff engineers routinely attend three environmental enforcement task forces: one chaired by the district attorneys' offices of Santa Cruz, San Benito and Monterey Counties; another run by the San Luis Obispo County district attorney's office; and a third chaired by the federal Department of Justice's Los Angeles office. These task forces are good forums for discussing cases of interest to various local, state, and federal environmental agencies. Agencies share tips and techniques and coordinate responses to violations that cross jurisdictional boundaries.

Staff reviews important enforcement cases with the local district attorney's office on a regular basis. When we determine that the district attorney can take enforcement more easily or effectively compared to the Water Board process, staff will refer enforcement cases to the district attorney. Since July 1, 2003, we have referred six cases to district attorneys or the federal Department of Justice. We will use this enforcement report to

discuss cases that have been resolved by federal or local law enforcement.

Of the six cases recently referred, only one has progressed sufficiently far to report on publicly. The Azavedo case involved illicit fill and dumping along Arroyo Grande Creek in San Luis Obispo County. Deputy District Attorney Steve von Dohlen has filed a criminal complaint against the dischargers and is working with them to require them to comply with Water Board and Fish and Game orders to restore the site. The final settlement will include reimbursement of staff costs.

RECOMMENDATION

This report is for Board information. The Board may provide direction to staff.

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