

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

STAFF REPORT FOR REGULAR MEETING OF JULY 31 – AUGUST 1, 2014

Prepared on June 26, 2014

ITEM NUMBER: 21

SUBJECT: Enforcement Report

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DISCUSSION

Violations Listing

Staff uses the California Integrated Water Quality System (CIWQS) to track Water Board data, including violations and enforcement actions. Attachment 1 is a CIWQS list of violations by dischargers between March 1, 2014, and March 31, 2014. Attachment 1.a is a separate list of violations by enrollees regulated by the Irrigated Lands Regulatory Program Agricultural Order between April 1, 2014, and May 31, 2014. CIWQS has a sewer system overflow (SSO) module that provides tracking and reporting of such spills.

Significant or Notable Violations

Many of the violations are related to excessive salts. Control of salts remains a significant problem for many dischargers.

Summary of Enforcement Activities

The following information summarizes significant enforcement actions taken by the Water Board during the period between April 1, 2014, and May 31, 2014.

Notices of Violation

- Tract 14303, Mesa Verde Coastal Community Builders, Pismo Beach, San Luis Obispo County
- City of San Luis Obispo Utilities Department, San Luis Obispo, San Luis Obispo County

Mandatory Minimum Penalties

- A1 Self Serve Auto Wreckers, Salinas, Monterey County. A1 agreed to pay a penalty of \$1,360 for failure to submit the annual report required by the general industrial stormwater permit.
- Bradley Transfer Station, Bradley, Monterey County. Monterey County Public Works agreed to pay a penalty of \$1,360 for failure to submit the annual report required by the general industrial stormwater permit.
- Lake San Antonio Landfill, Southern Monterey County. Monterey County Public Works agreed to pay a penalty of \$1,360 for failure to submit the annual report required by the general industrial stormwater permit.

- San Ardo Landfill, San Ardo, Monterey County. Monterey County Public Works agreed to pay a penalty of \$1,360 for failure to submit the annual report required by the general industrial stormwater permit.
- Mission Auto Wrecking, Santa Barbara County. Mission agreed to pay a penalty of \$1,360 for failure to submit the annual report required by the general industrial stormwater permit.

Expedited Payment Letters for Mandatory Minimum Penalties

- Meyer Equipment Co. Inc., King City, Monterey County, \$3,750.
- River Ranch Fresh Foods, Salinas, Monterey County, \$2,750.

Administrative Civil Liability Settlement Orders

- City of Grover Beach, San Luis Obispo County. Grover Beach agreed to pay a penalty of \$35,000 to settle violations of its municipal stormwater permit enrollment. Grover Beach had failed to submit annual report since 2010. In addition to the penalty, Grover Beach is working with Water Board staff to improve its compliance with other permit requirements.
- The Inn at Pasatiempo, Los Gatos, Santa Cruz County. Pasatiempo agreed to pay a penalty of \$24,700 for violation of waste discharge requirements. Pasatiempo will direct \$10,400 of the penalty to a project to study the feasibility of and design a wastewater line that would allow the hotel to connect to the City of Santa Cruz's wastewater treatment plant.

Irrigated Lands Regulatory Program Enforcement

- Failure to Submit Annual Compliance Form
Tier 2 and Tier 3 farms are required to submit the Annual Compliance Form (ACF) annually by October 1st. Per the State Water Resources Control Board Order WQ 2013-0101 (State Order), Tier 2 and Tier 3 farms were also required to determine nitrate loading risk and report the determination in the ACF by January 15, 2014. On May 8, 2014, Water Board staff issued 166 Notice of Violation letters to operators responsible for a total of 329 farms that failed to submit the required ACF. Many operators have already responded and submitted the ACF for their farm(s). Water Board staff will continue to monitor compliance and where not achieved may recommend further action at a later date. Please refer to attached violation listings for further information.
- Failure to Conduct Individual Surface Water Discharge Monitoring and Reporting
Tier 3 farms are required to conduct individual surface water discharge monitoring and reporting. This requirement requires operators to 1) Submit an individual surface water discharge sampling and analysis plan and quality assurance project plan by March 15, 2013, 2) Initiate individual surface water discharge monitoring per the sampling and analysis plan by December 1, 2013, and 3) Submit individual surface water discharge monitoring data by March 15, 2014. On April 8 and May 27, 2014, Water Board staff issued a total of 21 Notice of Violation letters to operators that had not complied with one or more of the requirements to conduct individual surface water discharge monitoring and reporting. Many operators have responded and provided information. Water Board staff will continue to monitor compliance and where not achieved may recommend further action at a later date. Please refer to attached violation listings for further information.

RECOMMENDATION

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

ATTACHMENTS

1. Violation List
- 1.a Violation List Agricultural Order Enrollees
2. List of Abbreviations

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