September 21, 2026

Al Sexton
Assistant Public Works Director
City of Simi Valley
600 W. Los Angeles Avenue
Simi Valley, CA 93065

Via Certified Mail
Return Receipt Requested
Claim No. 9589 0710 5270 2159 4716 08

AMENDED AND REVISED SETTLEMENT OFFER NO. R4-2026-0146; OFFER TO PARTICIPATE IN THE EXPEDITED PAYMENT PROGRAM RELATING TO VIOLATIONS OF THE NPDES PERMIT FOR CITY OF SIMI VALLEY, SIMI VALLEY WATER QUALITY CONTROL PLANT, 600 WEST LOS ANGELES AVENUE, SIMI VALLEY, CALIFORNIA (ORDER NO. R4-2019-0135, NPDES PERMIT NO. CA0055221, CI NO. 3021)

Dear Al Sexton:

Subsequent to issuance of Settlement Offer No. R4-2026-0146 (Settlement Offer) on June 30, 2026, to the City of Simi Valley (hereinafter "Permittee" or "you"), the Los Angeles Regional Water Quality Control Board (Regional Water Board) staff discovered an additional cyanide effluent limitation violation which occurred on June 30, 2025 and is subject to mandatory minimum penalties that must be assessed pursuant to California Water Code section 13385. As such, the Regional Water Board hereby issues an Amended and Revised Settlement Offer to include the additional cyanide effluent limitation violation and the adjusted penalty amount for the violations cited in the Amended and Revised Exhibit "1", attached hereto and incorporated herein by reference.

NOTICE OF VIOLATION:

Based on information in the California Integrated Water Quality System (CIWQS), the Regional Water Board alleges that the Permittee has violated the effluent limitations, reporting violations, or California Water Code provisions identified in the Notice of Violation (NOV) attached as Amended and Revised Exhibit "1".The Permittee will have the opportunity to address the alleged violations as discussed below.

STATUTORY LIABILITY:

Subdivisions (h) and (i) of California Water Code section 13385 require the assessment of a mandatory minimum penalty of three thousand dollars ($3,000) for specified serious and chronic effluent limit and reporting violations. For the purposes of subdivision (h) of section 13385, failure to file a discharge monitoring report required pursuant to sections

13383 for each complete period of 30 days following the deadline for submitting the report constitutes a serious violation. The Permittee is also subject to discretionary administrative civil liabilities of up to ten thousand dollars ($10,000) for each day in which the violation occurs, plus ten dollars ($10) for each gallon discharged but not cleaned up in excess of 1,000 gallons. These mandatory minimum penalties and discretionary administrative civil liabilities may be assessed by the Regional Water Board beginning with the date that the violations first occurred. The formal enforcement action that the Regional Water Board uses to assess such liability is an administrative civil liability complaint, although the Regional Water Board may instead refer such matters to the Attorney General's Office for prosecution. If referred to the Attorney General for prosecution, the Superior Court may assess up to twenty-five thousand dollars ($25,000) per violation. In addition, the Superior Court may assess up to twenty-five dollars ($25) per gallon discharged but not cleaned up in excess of 1,000 gallons.

OFFER TO PARTICIPATE IN EXPEDITED PAYMENT PROGRAM:

The Permittee can avoid the issuance of a formal enforcement action and settle the alleged violations identified in the attached NOV by participating in the Regional Water Board's Expedited Payment Program. Details of the proposed settlement are described below and addressed in the enclosed documents.

To promote the resolution of these violations, the Regional Water Board makes this Conditional Offer. The Permittee may accept this offer, waive the Permittee's right to a hearing, and pay the mandatory minimum penalty of $42,000 for the violations described in the NOV. If the Permittee elects to do so, subject to the conditions below, the Regional Water Board will accept that payment in settlement of any enforcement action that would otherwise arise out of the violations identified in the NOV. Accordingly, the Regional Water Board will forego issuance of a formal administrative complaint, will not refer the violations to the Attorney General, and will waive its right to seek additional discretionary civil liabilities for the violations identified in the NOV.

The Expedited Payment Program does not address or resolve liability for any violation that is not specifically identified in the NOV regardless of the date that the violation occurred.

PERMITTEE'S OPTIONS FOR RESPONSE TO OFFER:

If you accept this offer, please complete and return the enclosed "Amended and Revised Acceptance of Conditional Resolution and Waiver of Right to Hearing; (proposed) Order" (Amended and Revised Acceptance and Waiver) on or before **October 21, 2026**.

If the Permittee chooses to contest any of the violations alleged in the NOV, please identify the specific violation and the basis for the challenge (factual error, affirmative defense, etc.) on or before the due date specified above.

Responses contesting any of the violations alleged in the NOV shall be submitted as a pdf via email to John Salguero, john.salguero@waterboards.ca.gov, (213) 620-2273, and submitted by you under penalty of perjury.

The Regional Water Board staff will evaluate the contested violation and take one of two actions:

1) The Regional Water Board staff will determine that the violation is not supported, expunge the alleged violation from the CIWQS database, take no further action against the Permittee for the alleged violation, and notify the Permittee of that determination. The Permittee will be given thirty (30) days from the date of receipt of the Regional Water Board staff determination to complete and return the Amended and Revised Acceptance and Waiver for the remainder of the violations; or

2) The Regional Water Board staff will determine that the alleged violation is meritorious and will notify the Permittee of that determination. The Permittee will be given thirty (30) days from the date of the receipt of the Regional Water Board staff determination to complete and return the Amended and Revised Acceptance and Waiver.

If the Permittee chooses not to make a payment in response to the Regional Water Board staff's determination, the Permittee should expect to be contacted regarding formal enforcement action that will be initiated with regard to the contested violations. In a formal enforcement action, the liability amount sought and/or imposed may exceed the liability amount set forth in this Conditional Offer. Moreover, the cost of enforcement is a factor that can be considered in assessing the liability amount.

CONDITIONS FOR REGIONAL WATER BOARD ACCEPTANCE OF RESOLUTION:

Federal regulations require the Regional Water Board to publish and allow the public thirty (30) days to comment on any settlement of an enforcement action addressing NPDES permit violations (40 C.F.R. section 123.27(d)(2)(iii)). Upon receipt of the Permittee's Amended and Revised Acceptance and Waiver, the Regional Water Board staff will publish a notice of the proposed resolution of the violations.

If no comments are received within the 30-day comment period, and unless there are new material facts that become available to the Regional Water Board, the Amended and Revised Acceptance and Waiver will be presented to the Executive Officer for consideration and adoption of a stipulated order assessing the uncontested mandatory minimum penalty amount pursuant to Water Code sections 13385 and 13385.1.

If, however, significant comments are received in opposition to the settlement, this offer may be withdrawn. In that case, the Permittee's waiver pursuant to the Amended and Revised Acceptance and Waiver will also be treated as withdrawn. In that case, the violations will be addressed in a liability assessment proceeding. At the liability assessment hearing the Permittee will be free to make arguments as to any of the alleged

violations, and the Permittee's agreement to accept this conditional offer will not in any way be binding or used as evidence against the Permittee. The Permittee will be provided with further information on the liability assessment proceeding.

In the event the Amended and Revised Acceptance and Waiver is executed by the Regional Water Board Executive Officer, full payment of the assessed amount shall be due within thirty (30) calendar days after the date the Amended and Revised Acceptance and Waiver is executed. In accordance with California Water Code section 13385(n)(1) and California Water Code section 13385.1(c)(1), funds collected for violations of effluent limitations and reporting requirements pursuant to sections 13385 and 13385.1 shall be deposited in the State Water Pollution Cleanup and Abatement Account. Accordingly, the $42,000 liability shall be paid by cashiers or certified check made out to the "State Water Pollution Cleanup and Abatement Account". Failure to pay the full penalty within the required time period may subject the Permittee to further liability.

Should you have questions about this Conditional Offer of Notice of Violation, please contact Enforcement Unit staff John Salguero at (213) 620-2273 / john.salguero@waterboards.ca.gov or Ching Yin To at (213) 620-6373 / ching-yin.to@waterboards.ca.gov regarding this matter.

Sincerely,

Russ Colby

Digitally signed by Russ Colby
Date: 2026.09.21 08:29:53 -07'00'

Water Boards

Russ Colby
Assistant Executive Officer

Enclosures:

Amended and Revised Exhibit "1" – Notice of Violation
Amended and Revised Acceptance of Conditional Resolution and Waiver to Right of Hearing; (proposed) Order

AMENDED AND REVISED EXHIBIT "1" – NOTICE OF VIOLATION

Effluent Limit Violations

Violation Date	Monitoring Period	Monitoring Location	Violation Type	Parameter	Reported Value	Permit Limit	Units	Pollutant Category	% Exceeded	Serious/ Chronic	Water Code Section 13385	Penalty
10/03/23	4th Quarter 2023	001	Maximum Daily	Ammonia	3.6	3.3	mg/L	1	9%	Chronic	(i)1	$0
02/29/24	1st Quarter 2024	001	Monthly Average	Sulfate	412	250	mg/L	1	65%	Serious	(h)1	$3,000
02/29/24	1st Quarter 2024	001	Monthly Average	Total Dissolved Solids	1084	850	mg/L	1	28%	Chronic	(i)1	$0
03/31/24	1st Quarter 2024	001	Monthly Average	Sulfate	367	250	mg/L	1	47%	Serious	(h)1	$3,000
03/31/24	1st Quarter 2024	001	Monthly Average	Total Dissolved Solids	960	850	mg/L	1	13%	Chronic	(i)1	$3,000
04/30/24	2nd Quarter 2024	001	Monthly Average	Sulfate	349	250	mg/L	1	40%	Serious	(h)1	$3,000
04/30/24	2nd Quarter 2024	001	Monthly Average	Total Dissolved Solids	935	850	mg/L	1	10%	Chronic	(i)1	$3,000
07/13/24	3rd Quarter 2024	001	Not to exceed a specific limit more than once within any 30-day period	Total Coliform	40*	23	MPN/100 mL	OEV	N/A	Chronic	(i)1	$3,000
10/31/24	4th Quarter 2024	001	Monthly Average	Cyanide	5.4	4.1	µg/L	2	32%	Serious	(h)1	$3,000
12/31/24	4th Quarter 2024	001	Monthly Average	Cyanide	5.2	4.1	µg/L	2	27%	Serious	(h)1	$3,000

Violation Date	Monitoring Period	Monitoring Location	Violation Type	Parameter	Reported Value	Permit Limit	Units	Pollutant Category	% Exceeded	Serious/ Chronic	Water Code Section 13385	Penalty
01/31/25	1st Quarter 2025	001	Monthly Average	Cyanide	5.7	4.1	µg/L	2	39%	Serious	(h)1	$3,000
03/19/25	1st Quarter 2025	001	7-Day Median	Total Coliform	4.5	2.2	MPN/100 mL	OEV	N/A	Chronic	(i)1	$3,000
06/30/25	2nd Quarter 2025	001	Monthly Average	Cyanide	5.8	4.1	µg/L	2	41%	Serious	(h)1	$3,000
08/15/25	3rd Quarter 2025	001	Time Concentration	Turbidity	>5 NTU for 77 mins	>5 NTU for more than 72 mins	NTU	OEV	N/A	Chronic	(i)1	$0
08/31/25	3rd Quarter 2025	001	Not to exceed a specific limit more than once within any 30-day period	Total Coliform	31**	23	MPN/100 mL	OEV	N/A	Chronic	(i)1	$3,000***
01/31/26	1st Quarter 2026	001	Monthly Average	Total Dissolved Solids	1061	850	mg/L	1	25%	Chronic	(i)1	$0
01/31/26	1st Quarter 2026	001	Monthly Average	Sulfate	420	250	mg/L	1	68%	Serious	(h)1	$3,000
03/31/26	1st Quarter 2026	001	Monthly Average	Cyanide	5.4	4.1	µg/L	2	32%	Serious	(h)1	$3,000

Total: $42,000

*Total coliform results were 79 MPN/100mL on June 29, 2024 and 40 MPN/100mL on July 13, 2024.
** Total coliform results were 33 MPN/100mL on August 20, 2025 and 31 MPN/100mL on August 31,2025.
*** With the inclusion of the additional June 30, 2025 cyanide effluent limit violation, this violation is subject to mandatory minimum penalty pursuant to Water Code Section 13385(i).

AMENDED AND REVISED ACCEPTANCE OF CONDITIONAL RESOLUTION AND WAIVER OF RIGHT TO HEARING; (proposed) ORDER

City of Simi Valley
Settlement Offer No. R4-2026-0146
NPDES Permit No. CA0055221

By signing below and returning this Amended and Revised Acceptance of Conditional Resolution and Waiver of Right to Hearing (Amended and Revised Acceptance and Waiver) to the Los Angeles Regional Water Quality Control Board (Regional Water Board), the City of Simi Valley (Permittee) hereby accepts the "Offer to Participate in Expedited Payment Program" and waives the right to a hearing before the Regional Water Board to dispute the allegations of violations described in the Notice of Violation (NOV), which is attached hereto as Amended and Revised Exhibit "1" and incorporated herein by reference.

The Permittee agrees that the NOV shall serve as a complaint pursuant to Article 2.5 of the California Water Code and that no separate complaint is required for the Regional Water Board to assert jurisdiction over the alleged violations through its Chief Prosecutor. The Permittee agrees to pay the penalties required by California Water Code section 13385 in the sum of $42,000 (Expedited Payment Amount) which shall be deemed payment in full of any civil liability pursuant to California Water Code sections 13385 and 13385.1 that otherwise might be assessed for the violations described in the NOV. The Permittee understands that this Amended and Revised Acceptance and Waiver waives its right to contest the allegations in the NOV and the amount of civil liability for such violations.

The Permittee understands that this Amended and Revised Acceptance and Waiver does not address or resolve liability for any violation that is not specifically identified in the NOV.

Upon execution by the Permittee, the completed Acceptance and Waiver shall be returned to:

John Salguero, Enforcement I Unit
Expedited Payment Program
Los Angeles Regional Water Quality Control Board
320 West 4th Street, Suite 200
Los Angeles, CA 90013

The Permittee understands that federal regulations set forth by title 40, Code of Federal Regulations, section 123.27(d)(2)(iii) require the Regional Water Board to publish notice of and provide at least thirty (30) days for public comment on any proposed resolution of an enforcement action addressing NPDES permit violations. Accordingly, the Amended and Revised Acceptance and Waiver, prior to execution by the Regional Water Board Executive Officer, will be published as required by law for public comment.

If no comments are received within the notice period that causes the Regional Water Board Assistant Executive Officer to question the Expedited Payment Amount, the Amended and Revised Acceptance and Waiver will be presented to the Executive Officer for consideration and adoption of a stipulated order.

The Permittee understands that if significant comments are received in opposition to the Expedited Payment Amount, the offer on behalf of the Regional Water Board to resolve the violations set forth in the NOV may be withdrawn. In that circumstance, the Permittee will be advised of the withdrawal and an administrative civil liability complaint may be issued and the matter may be set for a hearing before the Regional Water Board. For such a liability hearing, the Permittee understands that this Amended and Revised Acceptance and Waiver executed by the Permittee will not in any way be binding or used as evidence in that hearing.

The Permittee further understands that once the Amended and Revised Acceptance and Waiver is executed by the Regional Water Board Executive Officer, the full payment required by the deadline set forth below is a condition of this Amended and Revised Acceptance and Waiver. In accordance with California Water Code sections 13385(n)(1) and 13385.1(c)(1), funds collected for violations of effluent limitations and reporting requirements pursuant to sections 13385 and 13385.1 shall be deposited in the State Water Pollution Cleanup and Abatement Account. Accordingly, the $42,000 liability shall be paid by a cashiers or certified check made out to the "State Water Pollution Cleanup and Abatement Account". The payment must be submitted to the State Water Resources Control Board no later than thirty (30) calendar days after the date the Amended and Revised Acceptance and Waiver is executed by the Regional Water Board Executive Officer.

Please mail the check to:

State Water Resources Control Board
ATTN: ACL PAYMENT
Division of Administrative Services, Accounting Branch
P.O. Box 1888
Sacramento, California 95812-1888

I hereby affirm that I am duly authorized to act on behalf of and to bind the Permittee in the making and giving of this Amended and Revised Acceptance and Waiver.

City of Simi Valley

By: _____ _____
(Signed Name) (Date)

AL SEXTON ASSISTANT PUBLIC WORKS DIRECTOR (OPERATIONS)
(Printed or Typed Name) (Title)

IT IS SO ORDERED PURSUANT TO CALIFORNIA WATER CODE SECTION 13323 AND GOVERNMENT CODE SECTION 11415.60

By: _____ _____
Susana Arredondo (Date)
Executive Officer