

## **Enforcement Actions for November and December 2013**

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From November 1 to December 31, 2013, the San Diego Water Board issued approximately 57 enforcement actions as follows; 1 Time Schedule Order, 2 Administrative Civil Liability Orders, 1 Administrative Civil Liability Complaint, 1 Cleanup and Abatement Order, 1 Cleanup and Abatement Order Amendment, 5 Notices of Violation, 29 Notices of Noncompliance, and 17 Staff Enforcement Letters (SELs). A summary of each enforcement action taken is provided in the table below. The State Water Board's [Enforcement Policy](#) contains a brief description of the kinds of enforcement actions the Water Boards can take.

The vast majority of the enforcement actions issued during this period were focused on noncompliance with the Statewide Industrial Storm Water (ISW) Permit, NPDES Order No. 97-03-DWQ. Stormwater staff made significant efforts in assessing and obtaining compliance within the ISW program. Critical elements of the ISW permit include the requirement to enroll, develop and implement a Stormwater Pollution Prevention Plan (SWPPP), implement and maintain Best Management Practices (BMPs), and submit an annual monitoring report. Pursuant to Water Code Section 13399.33, failure to enroll in the ISW Permit and failure to submit annual monitoring reports are each subject to mandatory penalties of no less than \$5,000 and \$1,000 respectively, plus staff costs. This year, in addition to enforcing these mandatory penalties, staff is drawing heightened awareness to inadequate SWPPPs and BMPs.

Additional information on violations, enforcement actions, and mandatory minimum penalties is available to the public from the following on-line sources:

State Water Board Office of Enforcement webpage:

[http://www.waterboards.ca.gov/water\\_issues/programs/enforcement/](http://www.waterboards.ca.gov/water_issues/programs/enforcement/)

California Integrated Water Quality System (CIWQS):

[http://www.waterboards.ca.gov/water\\_issues/programs/ciwqs/publicreports.shtml](http://www.waterboards.ca.gov/water_issues/programs/ciwqs/publicreports.shtml)

State Water Board GeoTracker database:

<https://geotracker.waterboards.ca.gov/>

<b>Enforcement Date</b>	<b>Enforcement Action</b>	<b>Facility</b>	<b>Summary of Violations</b>
November 1, 2013	Time Schedule Order No. R9-2013-0095	Naval Base San Diego	Time Schedule Order implementing a schedule for the United States Department of the Navy, Naval Base San Diego Complex to comply with requirements prescribed in NPDES Order No. R9-2013-0064.
November 13, 2013	Administrative Civil Liability Order No. R9-2013-0135	Enniss Inc.	Stipulated settlement order imposing \$4,251 in penalties for failure to submit annual monitoring reports for industrial storm water discharges, required by Order No. 97-03-DWQ.
December 11, 2013	Administrative Civil Liability Order No. R9-2013-0137	City of La Mesa	Stipulated settlement order imposing \$801,462 in penalties against the City of La Mesa for sewage overflows in December 2010.
November 21, 2013	Administrative Civil Liability Complaint No. R9-2013-0152	City of Encinitas and USS Cal Builders Inc.	Administrative Civil Liability Complaint recommending a penalty of \$430,851 for unauthorized sediment discharges and inadequate BMPs pursuant to Orders No. 2009-0009-DWQ and R9-2007-0001.
November 19, 2013	Cleanup and Abatement Order No. R9-2013-0022	Mr. Earnest and Mrs. Joyce Moretti and Donan Environmental Services Inc.	Order directing cleanup and abatement of waste at the former Santa Ysabel Chevron Station, 30350 Highway 78, Santa Ysabel, CA
December 12, 2013	Cleanup And Abatement Order No. R9-2013-0009; Addendum 1	Rancho Guejito Corporation	Addendum to extend due dates for restoration and mitigation requirements in Cleanup Order No. R9-2013-0009.
November 7, 2013	Notice of Violation No. R9-2013-0166	Frontier Towing and Storage	Failure to develop and implement a SWPPP, develop and implement BMPs, implement good housekeeping, and submit an annual monitoring report; all required by Order No.97-03-DWQ.
November 26, 2013	Notice of Violation No. R9-2013-0167	City of San Diego, South Chollas Landfill	Inadequate erosion control BMPs in violation of Order No. R9-2012-0001 for closed, abandoned, or inactive nonhazardous solid waste units.

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November 6, 2013	Notice of Violation No. R9-2013-0168	Oak Springs Ranch, Tract 31736	Unauthorized discharges of sediment, failure to file a SWPPP and site map, failure to provide a SWPPP upon request, failure to implement adequate BMPs, and failure to inspect and implement repairs; all required by Order No.2009-0009-DWQ.
November 19, 2013	Notice of Violation No. R9-2013-0176	Baker Iron Works Inc.	NOV for failure to develop and implement a SWPPP, implement and maintain BMPs, conduct required sampling and analysis, and submit an annual monitoring report; all required by Order No. 97-03-DWQ.
November 12, 2013	Notice of Violation No. R9-2013-0171	Bart's Iron Design	NOV for failure to develop and implement a SWPPP, implement and maintain BMPs, and submit an annual monitoring report; all required by Order No. 97-03-DWQ.
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Aztec Perlite Co.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Baker Iron Works Inc.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Bart's Iron Design	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Cor O Van Co.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Express Truck & Auto Recycling	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Frontier Towing and Storage	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Harrison Trucking	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Imperial Auto Wrecking	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ

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November 6, 2013	Notice of Noncompliance per CWC 13399.30	Mike's Metal Works Inc.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Minshew Bros. Steel Const Inc.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Multimodal Esquer Inc.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Pickering Properties LLC	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Rainbow Steel Inc.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	San Diego Granite Inc.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Signet Armorlite Inc.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
November 6, 2013	Notice of Noncompliance per CWC 13399.30	Traditional Boat Works	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
December 6, 2013	Notice of Noncompliance per CWC 13399.30	Bart's Iron Design	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
December 10, 2013	Notice of Noncompliance per CWC 13399.30	Aztec Perlite Co.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
December 10, 2013	Notice of Noncompliance per CWC 13399.30	Baker Iron Works Inc.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
December 10, 2013	Notice of Noncompliance per CWC 13399.30	Express Truck & Auto Recycling	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
December 10, 2013	Notice of Noncompliance per CWC 13399.30	Frontier Towing and Storage	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ

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December 10, 2013	Notice of Noncompliance per CWC 13399.30	Harrison Trucking	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
December 10, 2013	Notice of Noncompliance per CWC 13399.30	Imperial Auto Wrecking	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
December 10, 2013	Notice of Noncompliance per CWC 13399.30	Multimodal Esquer Inc.	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
December 10, 2013	Notice of Noncompliance per CWC 13399.30	Pickering Properties LLC	Failure to submit technical reports pertaining to storm water discharges, as required by Order No. 97-03-DWQ
December 10, 2013	Notice of Noncompliance per CWC 13399.30	National Steel and Metals	Failure to enroll for coverage as required by Order No. 97-03-DWQ
December 13, 2013	Notice of Noncompliance per CWC 13399.30	GM Materials	Failure to enroll for coverage as required by Order No. 97-03-DWQ
December 31, 2013	Notice of Noncompliance per CWC 13399.30	A & L Tile	Failure to enroll for coverage as required by Order No. 97-03-DWQ
December 31, 2013	Notice of Noncompliance per CWC 13399.30	Scrap Depot	Failure to enroll for coverage as required by Order No. 97-03-DWQ
November 8, 2013	Staff Enforcement Letter	FedEx Freight	Staff enforcement letter for insufficient documentation, and inadequate BMPs pursuant to Order No. 2009-0009-DWQ.
November 8, 2013	Staff Enforcement Letter	Mercedes Benz of Temecula	Staff enforcement letter for insufficient documentation of training and inspections, and inadequate BMPs pursuant to Order No. 2009-0009-DWQ.
November 12, 2013	Staff Enforcement Letter	Soji Akanwo	Non-payment of annual fees for WDR Order No. R9-2009-0147 (Onsite Wastewater Treatment System).
November 14, 2013	Staff Enforcement Letter	Brown Field Technology Park	Staff enforcement letter for insufficient and inadequate BMPs pursuant to Order No. 2009-0009-DWQ.
November 14, 2013	Staff Enforcement Letter	Kkottongnae Retreat Camp	Monitoring report review revealed exceedance of daily maximum effluent limitation for Total Dissolved Solids (TDS) in WDR Order 86-48.

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November 14, 2013	Staff Enforcement Letter	Pinecrest Park	Monitoring report review revealed exceedance of daily maximum and 30-day average effluent limitations for iron in WDR Order 93-43.
November 15, 2013	Staff Enforcement Letter	US Navy Remote Training Site (Formerly SERE Camp), Warner Springs	Exceeded daily maximum and 12-month average effluent limitation for Total Dissolved Solids (TDS) in WDR Order 93-11.
November 19, 2013	Staff Enforcement Letter	Field House Central Plant Fields	Staff enforcement letter for inadequate BMPs pursuant to Order No. 2009-0009-DWQ.
November 19, 2013	Staff Enforcement Letter	McCabe Nursery	Staff enforcement letter for unlawful discharge of dredge and fill material in waters of the US.
November 20, 2013	Staff Enforcement Letter	San Diego County Regional Airport Authority, 104146 SanPark 2 PachWwy North	Staff enforcement letter for inadequate implementation of sediment and erosion control BMPs pursuant to Order No. 2009-0009-DWQ.
November 21, 2013	Staff Enforcement Letter	San Diego County Regional Airport Authority, 104118 North Side Interior Road and Utilities	Staff enforcement letter for inadequate implementation of sediment and erosion control BMPs pursuant to Order No. 2009-0009-DWQ.
November 21, 2013	Staff Enforcement Letter	Landmark Aviation	Staff enforcement letter for inadequate BMPs pursuant to Order No. 2009-0009-DWQ.
November 22, 2013	Staff Enforcement Letter	Residence Inn by Marriott	Staff enforcement letter for inadequate implementation of sediment and erosion control BMPs pursuant to Order No. 2009-0009-DWQ.
November 27, 2013	Staff Enforcement Letter	South Bay Bus Maintenance Facility	Staff enforcement letter for insufficient and inadequate BMPs pursuant to Order No. 2009-0009-DWQ.
December 13, 2013	Staff Enforcement Letter	San Diego Zoo's Safari Park	Missing monitoring data and exceeded 7-day median and daily maximum effluent limitations for Total Coliform as required in Order No. 99-04.
December 16, 2013	Staff Enforcement Letter	Pine Valley STP	Exceeded 12-month average effluent limitation for Total Dissolved Solids (TDS), pursuant to WDR Order No. 94-161.

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December 17, 2013	Staff Enforcement Letter	USMC Camp Pendleton, Southern Regional Tertiary Treatment Plant	Exceeded daily maximum effluent limitation for percent sodium and manganese, as required in Order No. R9-2009-0021.
December 19, 2013	Staff Enforcement Letter	A and L Tile	Staff enforcement letter for insufficient documentation, and inadequate BMPs pursuant to Order No. 97-03-DWQ.