

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN FRANCISCO BAY REGION

NOTICE OF PROPOSED SETTLEMENT AGREEMENT AND STIPULATED ORDER  
in the matter of  
MARTINEZ REFINING COMPANY, LLC  
CONTRA COSTA COUNTY

The California Regional Water Quality Control Board, San Francisco Bay Region (Water Board) Prosecution Team and Martinez Refining Company, LLC (Discharger) have entered into a proposed Settlement Agreement and Stipulated Order. The proposed Settlement Agreement and Stipulated Order would impose an administrative civil liability against the Discharger in the amount of \$4,482,000. This proposed liability is based on five alleged violations associated with the facility at 3495 Pacheco Boulevard, Martinez:

- Alleged Violation 1 - The Discharger exceeded effluents of NPDES Permit CA0005789 (Permit) 25 times between January 1 and March 5, between April 1 and 30, and on May 14 and July 25, 2023.
- Alleged Violations 2 through 4 - The Discharger violated Permit Prohibition 3.1 on three occasions by discharging approximately 72,645 gallons of partially-treated wastewater to a marsh on October 27, 2022, by discharging 11.2 million gallons of partially-treated process wastewater and stormwater to a marsh on January 4, 2023, and by discharging 471,000 gallons of partially-treated process wastewater to an area hydraulically connected to a marsh.
- Alleged Violation 5 - The Discharger failed to submit a Climate Change Adaptation Report by February 1, 2022, pursuant to Water Code section 13383.

The proposed settlement would allow \$2,241,000 of the proposed administrative civil liability to be suspended pending completion of Supplemental Environmental Projects that would fund a *Peyton Slough Marshes Water Quality Improvements and Management Project* (\$1,046,000), the *Martinez Watershed Rangers Program* (\$153,600), and the *Regional Monitoring Program for Water Quality in San Francisco Bay* (\$1,041,400).

The proposed Settlement Agreement and Stipulated Order are available at [http://www.waterboards.ca.gov/sanfranciscobay/public\\_notices/pending\\_enforcement.shtml](http://www.waterboards.ca.gov/sanfranciscobay/public_notices/pending_enforcement.shtml). Persons may comment on the proposed Settlement Agreement and Stipulated Order by submitting written comments no later than 5:00 p.m. on December 2, 2024.

For additional information and updates, please contact prosecutorial staff Brian Thompson at 510 622-2422 or [Brian.Thompson@waterboards.ca.gov](mailto:Brian.Thompson@waterboards.ca.gov) or check the Water Board website link cited above for documents and future developments associated with this matter.

Dated: October 31, 2024