

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 77-36

DELEGATION OF ADDITIONAL AUTHORITY
TO THE EXECUTIVE OFFICER
CONCERNING THE LIQUID WASTE HAULER
REGISTRATION PROGRAM

WHEREAS:

1. Violation of Division 7.5 of the California Water Code; Article 1, Subchapter 13, Chapter 3, Title 23 of the California Administrative Code or registration requirements constitutes cause for enforcement action by the State Board to suspend or revoke a liquid waste hauler's registration, or deny the application for registration of a hauler, as provided by Article 1.5 in Subchapter 13, Chapter 3, Title 23 of the California Administrative Code.
2. State Board review of proposed Notice of Suspension, Notice of Revocation, or Notice of Denial of registration results in a lengthy process, prior to the initiation of the appropriate enforcement action.
3. Enforcement actions to correct violations of statutes or registration requirements should proceed expeditiously without the necessity of awaiting Board action in each case in order to abate harm caused by such violations as rapidly as possible.
4. Upon receipt of any Notice of Suspension, Revocation, or Denial of Registration, the registrant or applicant is entitled to a hearing if a Request for Hearing is filed in accordance with Section 2405.3, Title 23, California Administrative Code.
5. If a hearing in any liquid waste hauler enforcement matter is requested in accordance with Section 2405.3, Title 23, California Administrative Code, such hearing should proceed without the necessity of awaiting Board action in each case to designate a hearing officer.

THEREFORE BE IT RESOLVED:

That the State Board authorize:

1. The Executive Officer to make appropriate preliminary findings and to give Notice of Suspension, Notice of Revocation, or Notice of Denial of registration in accordance with Article 1.5, Subchapter 13, Chapter 3, Title 23, California Administrative Code.
2. Its Chairman and each member, individually, to hold a hearing on any liquid waste hauler enforcement action in which a Request for Hearing is filed.

CERTIFICATION

The undersigned, Executive Officer of the State Water Resources Control Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on April 21, 1977.

Bill B. Dendy

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Executive Officer