

PERFORMANCE REPORT

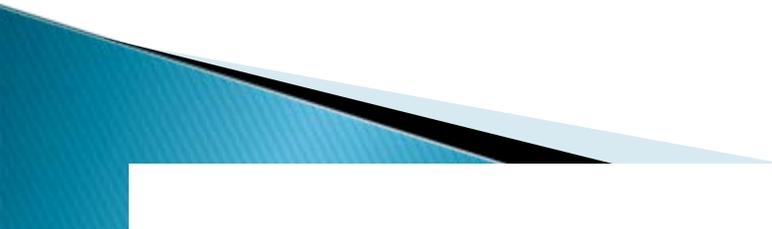
Fiscal Year 2009-2010

ENFORCEMENT REPORT

Calendar Year 2009

- **Supports Strategic Plan Transparency & Accountability Priority**
 - **Measures Illustrate the Work of the Water Boards**
 - **Simple and Informative Format**
 - **Web-Based**
 - **Format Provides for Expansion and Contraction of Information**
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What Are We Measuring?

- What We Do (our products and actions)
 - Compliance (behavioral outcomes)
 - Environmental Outcomes
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Ground Rules

- Report information that is readily accessible
- Disclose data concerns
- Build in opportunities for feedback
- *Don't wait for PERFECT!*

New This Year

- **Display of resource information (program/region)**
- **Publication of annual targets**
- **Additional water quality program information**
- **Water rights & financial assistance information**

Future Improvements

- **More frequent update of key information**
- **Evolution of data systems to capture Environmental Outcome information**

- ▶ FY 2009–2010 Performance Report
- ▶ http://water24a.waterboards.ca.gov/about_us/perf_report_0910/

Statewide and Regional Water Quality Enforcement Priorities

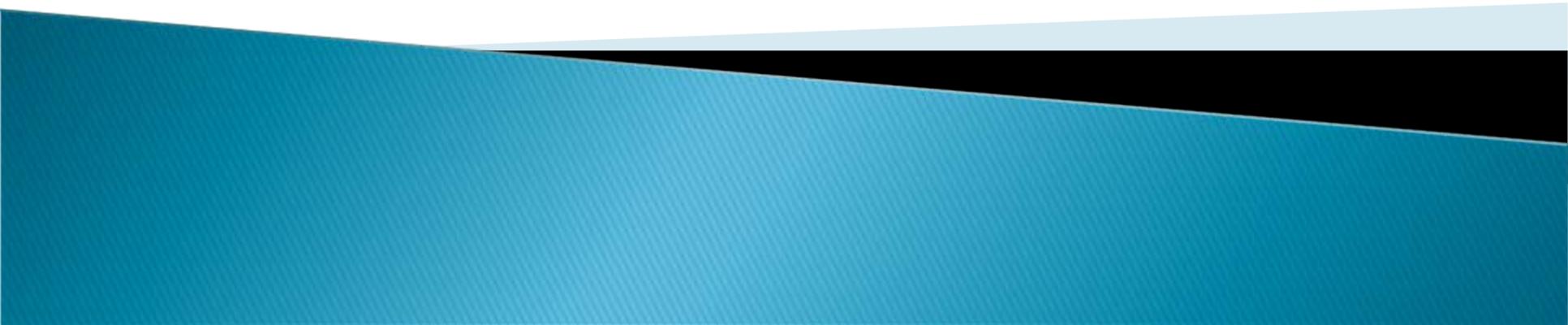
- Identified for Calendar Year 2010
- Compliance with new Water Quality Enforcement Policy
- On the water quality side, the statewide priorities are sanitary sewer overflows, storm water, and mandatory minimum penalties

Achieving Consistency

through the use of

Performance Measures

Tam Doduc, Chair
Dorothy Rice, Executive Director



The Sanitary Sewer Overflow Performance Outputs

- Achieve 85% of all enrollees monthly reporting their SSO or No Spill Certifications.
- Achieve a 75% compliance rate for SSMP element certification.
- Conduct 15 onsite compliance audits to identify Sanitary Sewer Order violations and implement necessary enforcement response.
- Initiate formal enforcement against all SSO incidents where there is a discharge of sewage that reaches surface waters in excess of 50,000 gallons.

The Storm Water Performance Outputs

- Complete compliance assessment of all plastics-related facilities enrolled under the Industrial Storm Water General Permit
- Complete audits of four Caltrans' Districts.
- For Regions with significant highway construction activity, assess project-specific compliance with Caltrans Storm Water Permit requirements and initiate enforcement actions for violations.

Mandatory Minimum Penalty Performance Outputs

- SWRCB staff will prepare 45 ACL complaints or orders for unresolved MMP violations by December 31, 2010.
- Los Angeles RWQCB staff will prepare 40 ACL complaints or orders imposing liability for unresolved MMP violations for the backlog period by December 31, 2010.
- Regions will address each new MMP violation within 18 months of discovery.
- DWQ will create an electronic notification system to remind dischargers of upcoming reporting deadlines.

State Board MMP Enforcement Team

- Team composed of OIMA, OE, and DWQ staff to address violations identified in Region 4.
- Team is responsible to address 50 facilities with 791 alleged violations.
 - 6 facilities have had alleged violations dismissed
 - 5 facilities have agreed to pay assessed MMP (\$33,000 total)
 - 2 facilities are in bankruptcy
 - 1 facility is part of a global settlement
 - 1 facility will be addressed with a discretionary complaint
- 35 remaining facilities are targeted for ACL complaints, settlement orders, or dismissals by December 31, 2010