

**From:** Suzanne Dannenbring <sdannenbring@thegrid.net>  
**To:** <mthomas@waterboards.ca.gov>  
**Date:** Wednesday, November 15, 2006 4:02:50 PM  
**Subject:** Comments Re: Proposed Cease and Desist Orders in Los Osos/Baywood Park

November 14, 2006

To: Michael Thomas, Assistant Executive Officer  
Los Osos Enforcement Proceeding  
California Regional Water Quality Control Board, Central Coast Region  
895 Aerovista Place, Suite 101  
San Luis Obispo, CA 93401

From: William and Maryella Dannenbring  
1416 15th Street  
Los Osos, CA 93402

Subject: Proposed Cease and Desist Orders in Los Osos, CA

We are supportive of getting a sewer built in Los Osos, and we also want to demonstrate that we are indeed <sup>3</sup>cooperative dischargers as that term is used in the Central Coast Regional Water Quality Control Board's (CCRWQCB) Water Quality Enforcement Policy. As a start we had our septic tank pumped and inspected on May 3, 2006, with only minor repairs needed. The cost was \$505.00, and the work was performed by Al's Septic Pumping Service, Inc. (see attached copy).

We are willing to comply with the CCRWQCB's interim septic tank pumping and maintenance requirements as contained in the September 2006 Proposed Los Osos Individual Cease and Desist Orders, but we do not believe that CDO's are the appropriate means for achieving this. We are willing to settle under the terms of the alternative resolution being offered to those subject to the proposed cease and desist orders. We do believe, however, that the January 1, 2010, deadline for sewer hook-up is unrealistic given that the County of San Luis Obispo is scheduled to take over the project in 2007 and will be starting anew almost.

CDO's are an aggressive form of enforcement that carry onerous penalties of encumbering homes as we described in our first response in April 2006. Through CDO's to individuals, you are targeting people who, individually, have no control over the building of a sewer system which is deemed the ultimate solution. There has been a failure to get a sewer built over these many years, but that failure rests with the governmental bodies that had the authority to get this done, namely, the County of San Luis Obispo, the CCRWQCB, and the Los Osos CSD. When we purchased our house in 1994, it was not disclosed to us that there was a prohibition of discharges from all septic tanks. Our escrow papers merely stated that our house was in an area wherein construction and operation of a sewer system had been mandated for the Los Osos area by State Agencies. We placed our faith in the various governmental bodies that this would eventually get done.

The CCRWQCB has discretion within their enforcement guidelines for implementation of progressive compliance programs, including Interim Compliance Plans, to allow dischargers to demonstrate voluntary compliance before receiving CDO's. This approach would eliminate the need to hold

costly and exhaustive hearings.

With the Governor's signing of Assembly Bill (AB) 2701 the County of San Luis Obispo is authorized to take over the community waste water project effective January 1, 2007. State Assemblyman Sam Blakeslee proposed this legislation as a solution to the problem and asked the Water Board at the April 28, 2006, Hearing that this be taken into consideration with the hope that there would be no need to issue CDO's to individuals.

Again, we want to work cooperatively with the CCRWQCB to protect and improve groundwater quality through programs that will meet or exceed the Board's September 2006 proposed CDO interim requirements, but without the need for Cease and Desist Orders.

Sincerely,  
(signed)

William and Maryella Dannenbring

AL'S SEPTIC PUMPING SERVICE, INC.  
 P.O. BOX 6996  
 LOS OSOS, CA 93412  
 528-0432 541-8283 773-0123 927-1722

# Invoice

Date	Invoice #
5/3/2006	4774

Bill To
Mrs. Dannenbring 1416 15th Street Los Osos, CA. 93402

Job Address
Mrs. Dannenbring 1416 15th Street Los Osos, CA. 93402  Concrete tank

P.O. No.	Terms	Due Date	Maintenance	Leach Failure	Escrow	Other
PL5/1/06	Net 30	6/2/2006	XXX			CDO

Description	Qty	Rate	Amount
Service call to expose and pump septic holding tank. Tank operating at normal level. No signs of surfacing at this time. Replaced solid side sanitary "T". Both access lids were exposed for service and are in good condition.			
Pumping and disposal		295.00	295.00
Fuel surcharge		15.00	15.00
Service call/labor		150.00	150.00
Sanitary "T" parts		45.00	45.00
Thank you ! We appreciate your business ! Please include the invoice number or job address with your payment. Thank you. We gladly accept MasterCard or VISA,  <b>C.D.O. SAVE YOUR INVOICE FOR YOUR RECORDS FOR REQUIRED MAINTENANCE REPORTING .</b>			

*To be paid in full upon receipt. All invoices not paid within 30 days subject to finance charge 1.5%*

<b>Total</b>	\$505.00
<b>Payments/Credits</b>	\$0.00
<b>Balance Due</b>	\$505.00