



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Central Valley Regional Water Quality Control Board

8 July 2013

Donahue Schriber Asset Management Corporation
Janet Petersen, Vice President
Donahue Schriber
200 East Baker Street, Suite 100
Costa Mesa, CA 92626

CERTIFIED MAIL
7012 0470 0000 9903 9218

***ADMINISTRATIVE CIVIL LIABILITY COMPLAINT R5-2013-0519, ROCKLIN CROSSINGS,
SOUTHEAST CORNER OF INTERSTATE 80 AND SIERRA COLLEGE BOULEVARD,
ROCKLIN, PLACER COUNTY***

Enclosed is an Administrative Civil Liability Complaint (Complaint), issued to Donahue Schriber Asset Management Corporation (hereafter Discharger) pursuant to Water Code section 13385, for violations of the *NPDES General Permit for Storm Water Discharges Associated with Construction and Land Disturbance Activities, Order 2009-0009-DWQ*. The Complaint proposes administrative civil liability in the amount of **two hundred eleven thousand and thirty eight dollars (\$211,038)** for violations that occurred in November and December 2012.

Pursuant to Water Code section 13323, the Discharger may:

- Pay the proposed administrative civil liability and waive its right to a hearing (Option #1 on the attached waiver form); or
- Appear before the Water Board for a hearing on this matter.

If the Central Valley Water Board does not receive payment and a signed waiver by **29 July 2013**, a hearing will be scheduled for the **3-4 October 2013** Board meeting in Rancho Cordova. This hearing will be governed by the attached Hearing Procedures, which have been approved by the Board Chair for use in adjudicating matters such as this one. Any objections to the Hearing Procedures must be received by Patrick Pulupa, whose contact information is listed in the Hearing Procedures, by **5 p.m. on 15 July 2013**.

If the Discharger chooses to sign the waiver and pay the assessed civil liability, this will be considered a tentative settlement of the violations. The settlement will be considered final pending a 30-day comment period, starting from the date this Complaint is issued. Interested parties may comment on the proposed action during this period by submitting written comments to the Central Valley Water Board staff person listed below. Should the Central Valley Water Board receive new information or comments during this comment period, the Executive Officer may withdraw the complaint, return payment, and issue a new complaint. If the Central Valley Water Board does not hold a hearing on the matter, and if the terms of the final settlement are

not significantly different from those proposed in the enclosed Complaint, then there will not be additional opportunities for public comment on the proposed settlement.

In order to conserve resources, this letter transmits paper copies of the documents to the Discharger only. Interested persons may download the documents from the Central Valley Water Board's Internet website at:

http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/.

Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's office weekdays between 8:00 AM and 5:00 PM.

If you have any questions or comments regarding the Administrative Civil Liability Complaint, please contact Steve Rosenbaum at (916) 464-4631 or srosenbaum@waterboards.ca.gov.

Original signed by

WENDY S. WYELS, Supervisor
Compliance and Enforcement Section

Enclosures: ACL Complaint R5-2013-0519
Waiver Form
Hearing Procedures

cc w/o encl: Kenneth Greenberg, USEPA, Region 9, San Francisco
Mayumi Okamoto, Office of Enforcement, SWRCB, Sacramento
David Boyers, Office of Enforcement, SWRCB, Sacramento
Ken Landau, Central Valley Water Board Advisory Team, Sacramento
Patrick Pulupa, Office of Chief Counsel, SWRCB, Sacramento
Howard Wilkins, Remy Moose Manley, Sacramento
Melissa Thorne, Downey Brand, Sacramento
Bob Aroyan, S. D. Deacon Corporation of California, Citrus Heights
Jeff Guerrero, City of Rocklin Community Development, Rocklin