

**Central Valley Regional Water Quality Control Board**

25 July 2014

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**SELF-MONITORING REPORT REVIEWS AND NOTICE OF VIOLATION, CALIFORNIA SPROUTS, LLC, SACRAMENTO, SACRAMENTO COUNTY**

The discharge of wastewater by California Sprouts, LLC at its Sacramento facility was regulated by Order R5-2008-0082-027 (NPDES CAG995002), *Waste Discharge Requirements for Limited Threat Discharges of Treated/Untreated Groundwater from Cleanup Sites, Wastewater from Super Chlorination Projects, and Other Limited Threat Wastewaters to Surface Waters* (Order) until 30 May 2013 when it was replaced by Order R5-2013-0073-027, except for enforcement purposes. The Monitoring and Reporting Program (MRP) of the WDRs requires monitoring for constituents and other parameters and specifies the location and frequency of monitoring. Central Valley Water Board staff has reviewed the self-monitoring report (SMRs) submitted by the Discharger for the following monitoring periods: **Second Quarter 2012, Third Quarter 2012, Fourth Quarter 2012, First Quarter 2013, Second Quarter 2013, Third Quarter 2013, Fourth Quarter 2013, and First Quarter 2014.**

The review of the SMRs identified the following violations:

**Late Reporting Violations**

The Discharger failed to submit the required monitoring reports on time and reported that there were discharges during the monitoring periods. Per Water Code section 13385.1, if a monitoring report was not submitted on time and there was a discharge during the monitoring period, the Discharger is subject to one \$3,000 mandatory minimum penalty (MMP) for every 30-day period that the report was late. Should Board staff determine that these violations are subject to MMPs, an additional notification will be provided. The late report violations associated with the missing self-monitoring reports are summarized in Table A.

**Table A. Monitoring and Reporting Violations**

Monitoring Period	SMR Due Date	SMR Date Submitted	No. of 30 Day Periods	CIWQS
2 <sup>nd</sup> Quarter 2012	1 August 2012	24 July 2014	24	972764 to 972787
3 <sup>rd</sup> Quarter 2012	1 November 2012	9 June 2014	19	972788 to 972806
4 <sup>th</sup> Quarter 2012	1 February 2013	9 June 2014	16	972807 to 972822
1 <sup>st</sup> Quarter 2013	1 May 2013	9 June 2014	13	972823 to 972835

Monitoring Period	SMR Due Date	SMR Date Submitted	No. of 30 Day Periods	CIWQS
2 <sup>nd</sup> Quarter 2013	1 August 2013	9 June 2014	10	972836 to 972845
3 <sup>rd</sup> Quarter 2013	1 November 2013	9 June 2014	7	972846 to 972852
4 <sup>th</sup> Quarter 2013	1 February 2014	9 June 2014	4	972853 to 972856
1 <sup>st</sup> Quarter 2014	1 May 2014	9 June 2014	1	972857

### Monitoring and Reporting Violations

According to the SMRs, the following MRP violations occurred:

**Table B. Monitoring and Reporting Violations**

Quarter	Monitoring Location	Parameter	Units	Required monitoring frequency	Reported monitoring frequency	CIWQS
Second Quarter 2012	EFF-001	Electrical Conductivity	umhos/cm	1/Month	None	972858
		Flow	gpd	1/Day	None	
		pH	SU	1/Day	None	
Third Quarter 2012	EFF-001	Electrical Conductivity	umhos/cm	1/Month	None	972860
		Flow	gpd	1/Day	None	
		pH	SU	1/Day	None	
Fourth Quarter 2012	EFF-001	Electrical Conductivity	umhos/cm	1/Month	None	972861
		Flow	gpd	1/Day	None	
		pH	SU	1/Day	None	
First Quarter 2013	EFF-001	Flow	gpd	1/Day	None	972862
		pH	SU	1/Day	None	
Second Quarter 2013	EFF-001	Flow	gpd	1/Day	None	972863
		pH	SU	1/Day	None	
Third Quarter 2013	EFF-001	Flow	gpd	1/Day	None	972864
		pH	SU	1/Day	None	
Fourth Quarter 2013	EFF-001	Flow	gpd	1/Day	None	972865
		pH	SU	1/Day	None	
First Quarter 2014	EFF-001	Flow	gpd	1/Day	None	972866
		pH	SU	1/Day	None	

The Discharger must submit quarterly reports, as described in Attachment E Provision X, even if there is no discharge or receiving water flow during the reporting quarter, until coverage under this Limited Threat General Order is terminated by the Central Valley Water Board.

Please respond by **15 August 2014** and include a discussion of the violations stated above. In addition, please include a discussion of actions that have been or will be taken to prevent late

violations and MRP violations on future reports. If you disagree with any of the violations cited above, please provide an explanation and any supporting information necessary.

If you have any questions, please contact Lucio Orellana at (916) 464-4660 or by email at [lorellana@waterboards.ca.gov](mailto:lorellana@waterboards.ca.gov).

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cc: Laura Drabandt, Office of Enforcement, SWRCB, Sacramento