

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
COLORADO RIVER BASIN REGION**

City of Brawley
Brawley Wastewater Treatment Facility
ACL Order No. R7-2008-0043

ATTACHMENT "A"

Summary of Violations of Board Order No. R7-2005-0021 Mandatory Minimum Penalties

Assessed Violation¹ No.	Description of Violation	Date Occurred	No. of days to be used for assessing max. liability	Amount of wastewater discharged (MGD) in excess of 1000 gal. and not cleaned up	Serious Violation²	Minimum Liability Assessed Dollars (\$)	Maximum liability available (MLA) to Regional Board [(Total Flow) - (1,000 Gallons)] x (\$10.00 per Gallon)	MLA per CWC Section 13385(c)(1) \$10,000/day
298495	Exceeded interim average monthly of 62 µg/L zinc. Reported value was 70 µg/L	8/31/2005	31	3.669	No	0	\$36,680,000	\$310,000
365867	Exceeded interim average daily of 76 µg/L free cyanide. Reported value was 104 µg/L	11/2/2005	1	3.239	Yes	3,000	\$32,380,000	10,000
365868	Exceeded interim average monthly of 76 µg/L free cyanide. Reported value was 104 µg/L	11/30/2005	30	3.529	Yes	3,000	\$35,280,000	\$300,000
408933	Exceeded interim average daily of 95 µg/L zinc. Reported value was 262 µg/L	2/1/2006	1	3.469	Yes	3,000	\$34,680,000	10,000
408935	Exceeded interim average monthly of 62 µg/L zinc. Reported value was 262 µg/L	2/28/2006	28	3.589	Yes	3,000	\$35,880,000	280,000
420572	Exceeded daily maximum of 400 MPN/100 mL E. Coli. Reported value was 2,200 MPN/100 mL	5/22/2006	1	3.739	No	3,000	\$37,380,000	10,000
420573	Exceeded daily maximum of 400 MPN/100 mL E. Coli. Reported value was 500 MPN/100 mL	5/23/2006	1	3.559	No	3,000	\$35,580,000	10,000
420574	Exceeded monthly maximum of 126 MPN/100 mL E. Coli. Reported value was 217 MPN/100 mL	5/31/2006	31	3.589	No	3,000	\$35,880,00070000	\$310,000
463170	Exceeded daily maximum of 400 MPN/100 mL E. Coli. Reported value was 2,400 MPN/100 mL	11/14/2006	1	3.789	No	3,000	\$37,880,000	\$10,000
463171	Exceeded daily maximum of 400 MPN/100 mL E. Coli. Reported value was 500 MPN/100 mL	11/20/2006	1	3.789	No	3,000	\$37,880,000	\$10,000
463172	Exceeded daily maximum of 400 MPN/100 mL E. Coli. Reported value was 500 MPN/100 mL	11/28/2006	1	3.819	No	3,000	\$38,180,000	\$10,000

¹ Data Source: California Integrated Water Quality System (CIWQS)

² Defined by CWC 13385(h)

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463173	Exceeded monthly maximum of 126 MPN/100 mL E. Coli. Reported value was 362 MPN/100 mL	11/30/2006	30	3.849	No	3,000	\$38,480,000	\$300,000
490699	Exceeded daily maximum of 400 MPN/100 mL E. Coli. Reported value was 2200 MPN/100 mL	12/4/2006	1	3.849	No	3,000	\$38,480,000	\$10,000
586122	Exceeded Maximum Daily of 590 lbs/day of Total Ammonia as Nitrogen. Reported value was 1808 lbs/day	2/7/2007	1	3.989	Yes	3,000	\$39,880,000	\$10,000
586118	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 54.32 mg/L	2/7/2007	1	3.989	Yes	3,000	\$39,880,000	\$10,000
586119	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 55.44 mg/L	2/14/2007	1	3.839	Yes	3,000	\$38,380,000	\$10,000
586124	Exceeded Maximum Daily of 590 lbs/day of Total Ammonia as Nitrogen. Reported value was 1,934 lbs/day	2/21/2007	1	4.059	Yes	3,000	\$40,580,000	\$10,000
586120	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 57.12 mg/L	2/21/2007	1	4.059	Yes	3,000	\$40,580,000	\$10,000
586121	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 36.40 mg/L	2/28/2007	1	3.959	Yes	3,000	\$39,580,000	\$10,000
586125	Exceeded Maximum Daily of 590 lbs/day of Total Ammonia as Nitrogen. Reported value was 1,205 lbs/day	2/28/2007	1	3.959	Yes	3,000	\$39,580,000	\$10,000
586126	Exceeded Average Monthly of 1.1 mg/L of Total Ammonia as Nitrogen. Reported value was 40.82 mg/L	2/28/2007	28	3.999	Yes	3,000	\$39,980,000	\$280,000
586127	Exceeded Average Monthly of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 1,681 lbs/day	2/28/2007	28	3.999	Yes	3,000	\$39,980,000	\$280,000
586107	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 14.56 mg/L	3/7/2007	1	4.109	No	3,000	\$41,080,000	\$10,000

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586110	Exceeded Maximum Daily of 590 lbs/day of Total Ammonia as Nitrogen. Reported value was 753 lbs/day	3/14/2007	1	4.029	No	3,000	\$40,280,000	\$10,000
586111	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 29.12 mg/L	3/21/2007	1	3.949	Yes	3,000	\$39,480,000	\$10,000
586112	Exceeded Maximum Daily of 590 lbs/day of Total Ammonia as Nitrogen. Reported value was 959 lbs/day	3/21/2007	1	3.949	Yes	3,000	\$39,480,000	\$10,000
586113	Exceeded Average Monthly of 1.1 mg/L of Total Ammonia as Nitrogen. Reported value was 18.62 mg/L	3/31/2007	31	3.919	Yes	3,000	\$39,180,000	\$310,000
586116	Exceeded Average Monthly of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 619 lbs/day	3/31/2007	31	3.919	Yes	3,000	\$39,180,000	\$310,000
586128	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 25.76 mg/L	4/4/2007	1	3.459	Yes	3,000	\$34,580,000	\$10,000
586132	Exceeded Maximum Daily of 590 lbs/day of Total Ammonia as Nitrogen. Reported value was 743 lbs/day	4/4/2007	1	3.459	No	3,000	\$34,580,000	\$10,000
586129	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 29.68 mg/L	4/11/2007	1	3.989	Yes	3,000	\$39,880,000	\$10,000
586130	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 29.12 mg/L	4/25/2007	1	3.759	Yes	3,000	\$37,580,000	\$10,000
586134	Exceeded Maximum Daily of 590 lbs/day of Total Ammonia as Nitrogen. Reported value was 913 lbs/day	4/25/2007	1	3.759	Yes	3,000	\$37,580,000	\$10,000
586131	Exceeded Average Monthly of 1.1 mg/L of Total Ammonia as Nitrogen. Reported value was 22.26 mg/L	4/30/2007	30	3.709	Yes	3,000	\$37,080,000	\$300,000
586135	Exceeded Average Monthly of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 696 lbs/day	4/30/2007	30	3.709	Yes	3,000	\$37,080,000	\$300,000

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580038	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 31.46 mg/L	5/2/2007	1	3.689	Yes	3,000	\$36,880,000	\$10,000
580040	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 965 lbs/day	5/2/2007	1	3.689	Yes	3,000	\$36,890,000	\$10,000
580041	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 30.8 mg/L	5/9/2007	1	3.759	Yes	3,000	\$37,580,000	\$10,000
580043	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 31.92 mg/L	5/16/1007	1	3.599	Yes	3,000	\$35,980,000	\$10,000
580044	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 958 lbs/day	5/16/2007	1	3.599	Yes	3,000	\$35,980,000	\$10,000
580045	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 31.92 mg/L	5/23/2007	1	3.519	Yes	3,000	\$35,180,000	\$10,000
580046	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 937 lbs/day	5/23/2007	1	3.519	Yes	3,000	\$35,180,000	\$10,000
580047	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 33.04 mg/L	5/30/2007	1	3.539	Yes	3,000	\$35,380,000	\$10,000
580048	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 975 lbs/day	5/30/2007	1	3.539	Yes	3,000	\$35,380,000	\$10,000
580049	Exceeded Average Monthly of 1.1 mg/L of Total Ammonia as Nitrogen. Reported value was 31.81 mg/L	5/31/2007	31	3.689	Yes	3,000	\$36,880,000	\$310,000
632742	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 30.8 mg/L	6/6/2007	1	3.679	Yes	3,000	\$36,780,000	\$10,000
632742	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 30.8 mg/L	6/6/2007	1	3.799	Yes	3,000	\$37,980,000	\$10,000

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632747	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 33.6 mg/L	6/13/2007	1	3.799	Yes	3,000	\$37,980,000	\$10,000
632749	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 38.08 mg/L	6/20/2007	1	3.719	Yes	3,000	\$37,180,000	\$10,000
632750	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 1,181 lbs/day	6/20/2007	1	3.719	Yes	3,000	\$37,180,000	\$10,000
632751	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 31.92 mg/L	6/27/2007	1	3.609	Yes	3,000	\$36,080,000	\$10,000
632752	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 961 lbs/day	6/27/2007	1	3.609	Yes	3,000	\$36,080,000	\$10,000
632753	Exceeded Average Monthly of 1.1 mg/L of Total Ammonia as Nitrogen. Reported value was 33.60 mg/L	6/30/2007	30	3.749	Yes	3,000	\$37,480,000	\$300,000
632755	Exceeded Average Monthly of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 1,038 lbs/day	6/30/2007	30	3.749	Yes	3,000	\$37,480,000	\$300,000
699786	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 1,021 lbs/day	7/3/2007	1	3.799	Yes	3,000	\$37,980,000	\$10,000
699783	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 32.48 mg/L	7/3/2007	1	3.799	Yes	3,000	\$37,980,000	\$10,000
699790	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 1,008 lbs/day	7/11/2007	1	3.719	Yes	3,000	\$37,180,000	\$10,000
699788	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 32.48 mg/L	7/11/2007	1	3.719	Yes	3,000	\$37,180,000	\$10,000
699792	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 33.60 mg/L	7/18/2007	1	3.599	Yes	3,000	\$35,980,000	\$10,000

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699793	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 1,009 lbs/day	7/18/2007	1	3.599	Yes	3,000	\$35,980,000	\$10,000
699796	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 28.56 mg/L	7/25/2007	1	3.669	Yes	3,000	\$36,680,000	\$10,000
699795	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 874 lbs/day	7/25/2007	1	3.669	Yes	3,000	\$36,680,000	\$10,000
699798	Exceeded Average Monthly of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 978 lbs/day	7/31/2007	31	3.779	Yes	3,000	\$37,780,000	\$310,000
699799	Exceeded Average Monthly of 1.1 mg/L of Total Ammonia as Nitrogen. Reported value was 31.78 mg/L	7/31/2007	31	3.779	Yes	3,000	\$37,780,000	\$310,000
699463	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 33.04 mg/L	8/1/2007	1	3.739	Yes	3,000	\$37,380,000	\$10,000
699467	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 1,031 lbs/day	8/1/2007	1	3.739	Yes	3,000	\$37,380,000	\$10,000
699469	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 30.80 mg/L	8/8/2007	1	3.389	Yes	3,000	\$33,880,000	\$10,000
699472	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 871 lbs/day	8/8/2007	1	3.389	Yes	3,000	\$33,880,000	\$10,000
699483	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 986 lbs/day	8/15/2007	1	3.639	Yes	3,000	\$36,380,000	\$10,000
699482	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 32.48 mg/L	8/15/2007	1	3.639	Yes	3,000	\$36,380,000	\$10,000
699485	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 27.44 mg/L	8/22/2007	1	3.589	Yes	3,000	\$35,880,000	\$10,000

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699486	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 822 lbs/day	8/22/2007	1	3.589	Yes	3,000	\$35,880,000	\$10,000
699488	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 1,050 lbs/day	8/29/2007	1	3.809	Yes	3,000	\$38,080,000	\$10,000
699487	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 33.04 mg/L	8/29/2007	1	3.809	Yes	3,000	\$38,080,000	\$10,000
699492	Exceeded Average Monthly of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 952 lbs/day	8/31/2007	31	3.779	Yes	3,000	\$37,780,000	\$310,000
699491	Exceeded Average Monthly of 1.1 mg/L of Total Ammonia as Nitrogen. Reported value was 31.36 mg/L	8/31/2007	31	3.779	Yes	3,000	\$37,780,000	\$310,000
721103	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 794 lbs/day	9/5/2007	1	3.469	Yes	3,000	\$34,680,000	\$10,000
721099	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 27.44 mg/L	9/5/2007	1	3.469	Yes	3,000	\$34,680,000	\$10,000
721105	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 24.64 mg/L	9/12/2007	1	3.879	Yes	3,000	\$38,780,000	\$10,000
721106	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 797 lbs/day	9/12/2007	1	3.879	No	3,000	\$38,780,000	\$10,000
720119	Exceeded daily maximum limit of 400 MPN/100 mL for E. coli Reported = 1,600 MPN/100 mL	9/17/2007	1	3.709	No	3,000	\$37,080,000	\$10,000
721109	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 980 lbs/day	9/19/2007	1	3.619	Yes	3,000	\$36,180,000	\$10,000
721107	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 32.48 mg/L	9/19/2007	1	3.619	Yes	3,000	\$36,180,000	\$10,000

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720121	Exceeded daily maximum limit of 400 MPN/100 mL for E. coli Reported = 900 MPN/100 mL	9/25/2007	30	3.799	No	3,000	\$37,980,000	\$300,000
720122	Exceeded 30-day geometric mean limit of 125 MPN/100 mL of E. coli Reported =229 MPN/100 mL	9/30/2007	30	3.789	No	3,000	\$37,880,000	\$300,000
721113	Exceeded Average Monthly of 1.1 mg/L of Total Ammonia as Nitrogen. Reported value was 28 mg/L	9/30/2007	30	3.789	Yes	3,000	\$37,880,000	\$300,000
721115	Exceeded Average Monthly of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 630 lbs/day	9/30/2007	30	3.789	Yes	3,000	\$37,880,000	\$300,000
720109	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 592 lbs/day	10/3/2007	1	3.519	No	3,000	\$35,180,000	\$10,000
720019	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 20.16 mg/L	10/3/2007	1	3.519	Yes	3,000	\$35,180,000	\$10,000
720110	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 28 mg/L	10/10/2007	1	3.809	Yes	3,000	\$38,080,000	\$10,000
720111	Exceeded Maximum Daily of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 592 lbs/day	10/10/2007	1	3.809	Yes	3,000	\$38,080,000	\$10,000
720112	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 16.24 mg/L	10/17/2007	1	3.639	No	3,000	\$36,380,000	\$10,000
720114	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 17.92 mg/L	10/24/2007	1	3.659	Yes	3,000	\$36,580,000	\$10,000
720116	Exceeded Maximum Daily of 12 mg/L of Total Ammonia as Nitrogen. Reported value was 32.48 mg/L	10/31/2007	1	3.789	No	3,000	\$37,880,000	\$10,000
720115	Exceeded daily maximum limit of 400 MPN/100 mL for E. coli Reported = 900 MPN/100 mL	10/31/2007	1	3.789	Yes	3,000	\$37,880,000	\$10,000

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720117	Exceeded Average Monthly of 1.1 mg/L of Total Ammonia as Nitrogen. Reported value was 20.27 mg/L	10/31/2007	30	3.789	Yes	3,000	\$37,880,000	\$300,000
720118	Exceeded Average Monthly of 54 lbs/day of Total Ammonia as Nitrogen. Reported value was 630 lbs/day	10/31/2007	30	3.789	Yes	3,000	\$37,880,000	\$300,000

Accrued Mandatory Minimum Penalties (MMP):	\$ 291,000	
CWC Section 13385(c)(1):		\$7,950,000
CWC Section 13385(c)(2):		\$3,626,630,000
Maximum Liability Available (MLA) to Regional Board:		\$3,634,580,000