

REVISED NOTICE OF PUBLIC HEARING CONCERNING  
ADMINISTRATIVE CIVIL LIABILITY COMPLAINT (ACLC) NO. R7-2009-0074  
ISSUED TO NILAND SANITARY DISTRICT  
FOR VIOLATIONS  
OF BOARD ORDER NO. R7-2003-0049  
NPDES PERMIT NO. CA0104451

This revised Notice of Public Hearing supersedes the previous Notice of Public Hearing No. 7-08-22, dated August 27, 2008, regarding ACLC No. R7-2008-0040 that was originally issued against the Niland Sanitary District (Discharger). ACLC No. R7-2008-0040 was subsequently withdrawn.

The Discharger owns and operates a sewage collection and disposal system and provides sewerage service to the City of Niland. The Assistant Executive Officer of the Regional Water Board has issued ACLC No. R7-2009-0074 against the Discharger, alleging that it discharged wastewater that exceeded effluent limits set forth in Board Order No R7-2003-0049. Additionally, the Discharger violated its Monitoring and Reporting Program by submitting monitoring data for E. coli prepared by a laboratory that was not certified by the California Department of Public Health for the analysis of bacteria constituents. Pursuant to Section 13385 of the California Water Code, this complaint proposes that the discharger pay a total of fifty-five thousand dollars (\$55,000) in mandatory minimum penalties and discretionary penalties for violations of specified effluent limitations and Monitoring and Reporting Program violations.

Unless the Discharger agrees to waive its right to a public hearing on the matter, as provided by California Water Code Section 13323(b), the Regional Water Board will proceed with the public hearing as follows:

Date of hearing:	November 19, 2009
Time:	10:00 a.m.
Location:	Palm Desert City Council Chamber

During the hearing, the public and any other person interested in this matter can provide the Regional Water Board with comments on this matter.

If the discharger waives its right to the hearing and pays the administrative civil liability in full, a hearing may not be held. Any settlement of this Complaint constitutes a proposed settlement will not become final until after the 30-day public notice and comment period. Should the Regional Water Board receive significant new information or comments from any source during this comment period, the Assistant Executive Officer may withdraw the complaint, return payment, and issue a new complaint.

A copy of the Complaint may be obtained from the Regional Water Board Office. Please refer to the Regional Board's website at [www.waterboards.ca.gov/coloradoriver](http://www.waterboards.ca.gov/coloradoriver) for future developments and updates, including any hearing date changes. Please contact Doug Wylie at (760) 346-6585 for any questions regarding this matter.

Any person who is disabled and requires special accommodations to participate in this Regional Board Meeting, please contact Hilda Vasquez at (760) 776-8950 no later than 10 days before the scheduled public hearing.