



**California Regional Water Quality Control Board  
North Coast Region  
Bob Anderson, Chairman**



**Linda S. Adams**  
Secretary for  
Environmental Protection

www.waterboards.ca.gov/northcoast  
5550 Skylane Boulevard, Suite A, Santa Rosa, California 95403  
Phone: (877) 721-9203 (toll free) • Office: (707) 576-2220 • FAX: (707) 523-0135

**Arnold  
Schwarzenegger**  
Governor

June 27, 2008

Mr. Dave Goble  
Director of Public Works  
Fort Bragg Municipal Improvement District No. 1  
416 North Franklin Street  
Fort Bragg, CA 95437

Subject: Order No. R1-2008-0081 – Notice of Violation of NPDES Permit

File: FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT NO. 1, WASTEWATER TREATMENT FACILITY;  
NPDES Permit No. CA0023078, WDID No. 1B84083OMEN

Dear Mr. Goble:

This letter is to notify City of Fort Bragg (hereinafter Permittee) of alleged violations of the California Water Code identified in the State Water Resources Control Board's (State Water Board) water quality data system and to require the Permittee to address the cause and correction of the violation(s).

**NOTICE OF VIOLATION**

Based on information in the California Integrated Water Quality System (CIWQS) as of June 5, 2008, the North Coast Regional Water Quality Control Board (hereinafter Regional Water Board) hereby notifies the Permittee that it has violated the effluent limitations, reporting violations, or Water Code provisions identified in the table below.

<b>Fort Bragg</b>					
<b>CIWQS Violation ID</b>	<b>Violation Date</b>	<b>Violation Type</b>	<b>MMP Type</b>	<b>MMP Amount</b>	<b>Violation Description</b>
759972	1/26/2005	OEV	2nd Chronic	\$0	Exceeded Daily Coliform average of 230 MPN - reported 1600 MPN
163350	1/31/2005	OEV	3rd Chronic	\$0	Exceeded monthly TSS average of 250 lbs/day - reported 307 lbs/day

437655	7/1/2005	CAT1	3rd Chronic	\$0	Exceeded monthly BOD average of 30 mg/l - reported 31 mg/l
437657	12/28/2005	CAT1	1st Chronic	\$0	Exceeded weekly BOD average of 826 lbs/day - reported 886 lbs/day
437658	12/28/2005	CAT1	2nd Chronic	\$0	Exceeded weekly TSS average of 826 lbs/day reported 972 lbs/day

## STATUTORY LIABILITY

The above violations are not considered to be serious violations and are not subject to mandatory minimum penalties as set forth in California Water Code section 13385, subdivision (h). The violations also are not frequent violations (occurring four or more times within 180 days) as defined in Water Code section 13385, subdivision (i) and are not subject to mandatory minimum penalties. Each violation is, however, subject to discretionary penalties pursuant to Water Code section 13385, subdivision (c), in an amount up to \$10,000 for each day in which the violation occurs, plus \$10 for each gallon discharged but not cleaned up in excess of 1,000 gallons.

## STAFF DETERMINATION AND REQUEST FOR RESPONSE

Regional Water Board staff has evaluated the violations and has determined that assessment of an administrative civil liability is not appropriate for these minor, infrequent violations. It is appropriate, however, to address each violation by determining the cause of the violation and what steps should be taken to prevent or minimize its recurrence. Staff recognizes that these violations have occurred quite some time in the past and that determining the cause may be difficult. Please respond within thirty (30) days from the date of receipt of this Notice of Violation.

If you believe that we have recorded these violations in error or if you have any questions about the Notice of Violation, please contact Manuel Baldenegro at (707) 576-6727 or by email at [mbaldenegro@waterboards.ca.gov](mailto:mbaldenegro@waterboards.ca.gov) regarding this matter.

Sincerely,

Luis G. Rivera  
Assistant Executive Officer

Certified – Return Receipt Requested

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