



**California Regional Water Quality Control Board
North Coast Region
Geoffrey M. Hales, Chairman**



Linda S. Adams
Acting Secretary for
Environmental Protection

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Edmund G. Brown Jr.
Governor

May 26, 2011

Tim Flanagan
College of the Redwoods
7351 Tompkins Hill Road
Eureka, CA 95501

Dear Mr. Flanagan:

SUBJECT: Notice of Violation and Request for Corrective Action, Transmittal of April 13, 2011, Inspection Results, College of the Redwoods, Humboldt County

FILE: Construction Storm Water – College of the Redwoods, Eureka
WDID No. 1 12C354181

Your construction site at the College of the Redwoods has been enrolled for coverage under the Construction Storm Water Program and is subject to requirements of the State Water Resources Control Board's General Construction Storm Water Permit Associated with Construction Activities (General Permit). The General Permit requires that the owners/operators of enrolled facilities must prepare and implement a Storm Water Pollution Prevention Plan (SWPPP) immediately upon commencing activity. Objectives of the SWPPP are two-fold: 1) to identify the sources, and control the discharge of pollutants onsite, and 2) to prepare a monitoring program. Monitoring consists of both visual observations and any required water quality sampling during fall and winter months. Section 1 of the General Permit presents the required contents of the monitoring program, sample constituents and monitoring frequency. The SWPPP, including the monitoring plan must be retained onsite and is subject to review by our office.

On April 13, 2011, a U.S. Environmental Protection Agency (EPA) contractor, PG Environmental, inspected the facility for compliance with the General Permit. On behalf of the participating agencies, we appreciate your time and help during the inspection. Attachment A to this letter is a copy of the inspection report for your review. The inspection revealed the following deficiencies that need attention:

1. The SWPPP site map was found to be inadequate. Details are provided in Attachment A, Item No. 1.
2. Inspections and inspection records were found to be inadequate. Details are provided in Attachment A, Item No. 2.

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3. The construction site did not have a monitoring program, as required by General Permit Attachment E – Risk Level 3 Requirements. Details are provided in Attachment A, Item No. 3.
4. The construction site did not have a Rain Event Action Plan. Details are provided in Attachment A, Item No. 4.
5. Best Management Practices (BMPs) were not adequately implemented onsite. Details are provided in Attachment A, Item Nos. 5 and 6.
6. Onsite personnel were not implementing adequate good housekeeping measures to ensure proper coverage and containment of waste materials onsite. Details are provided in Attachment A, Item Nos. 7 and 8.
7. Vehicle tracking control BMPs were not adequately maintained at the construction entrance/exit off of the College roadway at the northern portion of the site. Details are provided in Attachment A, Item No. 9.
8. Perimeter control BMPs were not adequately installed along the northern perimeter of the site. Details are provided in Attachment A, Item No. 10.

Please be aware that failing to implement the provisions of the SWPPP and the Monitoring and Reporting Plan, are violations of the General Permit. If not corrected, these violations may lead to further actions by our office including civil penalties. Please note that the violations, and potential penalties, will continue to accrue until the violations are corrected. Therefore, your timely response in correcting this issue may be a factor in any further enforcement actions taken by our office.

Your SWPPP does not meet the minimum requirements of the General Permit. Therefore, pursuant to conditions of the General Permit, Section M, you are directed to modify the facility SWPPP to address the deficiencies mentioned above and described in the attached inspection report. Note that the Storm Water Monitoring Plan and SWPPP must be kept onsite at all times.

Pursuant to provisions of the General Permit, we request that you modify the SWPPP within 60 days of the date of this letter to address the deficiencies mentioned above and described in the attached report. Please provide a written response to this office describing the modifications that you have made to the SWPPP to address the deficiencies, and including a schedule for implementing new BMPs as necessary.

If you have any questions, please contact Paul Keiran of my staff at (707) 576-2753 or pkeiren@waterboards.ca.gov.

Sincerely,

David Leland
Chief, Watershed Protection Division

California Environmental Protection Agency

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Attachment A: 2011 Inspection Results

Cc: Greg Gearheart, Storm Water Program, Division of Water Quality, State Water Resources Control Board GGearheart@waterboards.ca.gov
Ann Murphy, EPA Clean Water Act Enforcement Officer
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