



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

North Coast Regional Water Quality Control Board

November 18, 2014

Mr. Gary Alto
Alto Bros. Trucking Co.
7803 Myrtle Avenue
Eureka, CA 95503

Dear Mr. Alto:

Subject: Notice of Violation of the Industrial Storm Water Permit, Order 97-03-DWQ

File: Alto Bros. Trucking, 3610 Old Arcata Road, Humboldt County,
WDID No. 1 121001578

On March 27, 1992, you applied for coverage and were subsequently enrolled under the Statewide General Permit for Discharges of Storm Water for Industrial Activities (Industrial General Permit) for the above-referenced facility. The Industrial General Permit contains enforceable requirements intended to control the discharge of pollutants in the storm water from industrial facilities. On October 23, 2014, Regional Water Quality Control Board (Regional Water Board) staff performed a street-side inspection of your Arcata facility. Staff observed that sediment laden storm water runoff was discharging from your facility into a storm drain on Old Arcata Road. Additionally, staff noted that the small onsite detention area designed to detain runoff was being overwhelmed and was not effectively treating storm water runoff. These storm water discharges from your property to the storm drain system are in violation of Provisions A.2 and B.3 of the Industrial General Permit.

Discharges of sediment-laden storm water to waters of the United States can cause or contribute to violations of applicable water quality standards. The Industrial General Permit requires facility operators to reduce or prevent pollutants in storm water discharges and authorized non-storm water discharges through the development and implementation of Best Management Practices (BMPs). These BMPs require control of pollutants using Best Available Technology Economically Achievable (BAT) for toxic and non-conventional pollutants and Best Conventional Pollutant Control Technology (BCT) for conventional pollutants.

The following pictures depict conditions on Old Arcata Road at the entrance to Alto Bros. Trucking's Arcata facility observed during the Regional Water Board staff inspection.



October 23, 2014, Sediment laden storm water discharging off of Alto Bros. Trucking Arcata facility onto Old Arcata Road, Paul Keiran, Regional Water Board staff photograph



October 23, 2014, Discharge of sediment laden storm water from Alto Bros. Trucking Arcata facility into storm drain along Old Redwood Highway, Paul Keiran, Regional Water Board staff photograph

Alto Bros. Trucking has not fully implemented appropriate BMPs to effectively prevent sediment laden storm water discharges at the Arcata facility. This lack of BMPs has resulted in discharges which constitute a violation of the requirements of the Industrial

General Permit, and may be causing or contributing to violations of water quality standards. Therefore, you are required to immediately cease discharges of sediment laden storm water into waters of the State and waters of the United States. You are directed to develop the means to properly control sediment laden storm water discharges via improved source control and BMPs that achieve BAT/BCT at the Arcata facility.

Compliance with the Industrial General Permit requires that you have onsite an adequate Storm Water Pollution Prevention Plan (SWPPP), and that you implement the BMPs in the SWPPP to achieve BAT and BCT. The SWPPP shall be revised as necessary to ensure that storm water discharge does not create a condition of pollution or nuisance. Pursuant to Water Code section 13267, Alto Bros. Trucking shall submit a technical report to the Regional Water Board fully describing corrective actions taken to address the violations noted above by December 17, 2014. Provision F.3 of the Industrial General Permit requires additional measures, as necessary, to comply with the Industrial General Permit.

This requirement for a report is pursuant to Water Code Section 13267. Administrative civil liability of up to \$1,000 per day of violation may be imposed for failure to submit the required technical report pursuant to Water Code section 13268. Any extension in the above deadline must be confirmed in writing by Regional Water Board staff.

Alto Bros. Trucking is in violation of the Industrial General Permit and may be subject to a monetary penalty (administrative civil liability). Pursuant to Water Code section 13385(a) (2), the Regional Water Board may impose civil liability of up to \$10,000 per day of each violation and up to \$10 per gallon discharged from the facility in excess of 1,000 gallons. Days of violation for penalty calculations start with the date of the inspection, or earlier, and continue until there is a return to compliance with the Industrial General Permit. When determining whether to pursue enforcement action for noncompliance, Regional Water Board staff considers how promptly corrective action is taken and the effectiveness of the corrective actions.

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

Sincerely,

Original Signed By

Shin-Roei Lee
Division Chief, Watershed Protection Division

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cc: Todd Becker, Humboldt County MS4 coordinator, Public Works Department, City of Eureka, 4301 Hilfiker Ln, Eureka, CA 95503