



Enforcement Report for July 2009 Executive Officer's Report

On May 7, 2009, the Regional Water Board Assistant Executive Officer (AEO) issued Administrative Civil Liability Complaint (ACLC) No. R1-2009-0046 to the City of **Santa Rosa Oakmont Wastewater Treatment Facility** for violations of discharge prohibitions contained in the Waste Discharge Requirements (WDRs) Order No. 88-52. The violations were for three unauthorized discharges of untreated and treated chlorinated waste water to waters of the State that occurred in 2006 and 2008. The AEO proposes that the discharger be assess a total liability of \$65,300.

On May 7, 2009, the Regional Water Board Executive Officer (EO) issued Cleanup and Abatement Order (CAO) No. R1-2009-0044 and 13267(b) Order to **Redwood Empire Cleaners and Ms. Mildred Sanchez** requiring plans, documents, and actions necessary to mitigate the tetrachloroethene (PCE) and associated breakdown products and other volatile organic contaminating groundwater at the site.

On May 11, 2009, the Regional Water Board EO issued CAO No. R1-2009-0035 and 13267(b) Order to **Musa and Suha Awad and Anita Clark** requiring plans, documents, and actions necessary to mitigate the

tetrachloroethene (PCE) and associated breakdown products and other volatile organic compounds located at and associated with the site.

On May 12, 2009, the Regional Water Board Timber and Nonpoint Source Division Chief issued a Notice of Violation (NOV) to **Humboldt County Public Works Department** for failure to obtain Clean Water Act section 401 Water Quality Certification prior to placing approximately 40 cubic yards of rock slope protection adjacent to Humboldt Bay. The NOV requires that the County file a 401 application or face possible additional enforcement action.

On May 18, 2009, the Regional Water Board EO issued CAO No. R1-2009-0048 rescinding CAO No. R1-2008-0044, issued for the **Renner Petroleum Spill** located at Highway 199, Mile Post 11.39, near Gasquet, California. The CAO had required the Discharger to clean up and abate the discharge and threatened discharge of diesel fuel to waters of the State. The Discharger has fulfilled the requirements imposed under the CAO and cleaned up the spilled diesel fuel.

On May 19, 2009 the Regional Water Board Regional Watershed Protection Division Chief issued a Notice of Violation, and the Regional Water Board EO issued a 13267(b) Order, No. R1-2009-0051, to the **California Department of Transportation** for



violations associated with improper disposal of portland cement concrete (PCC) grindings from its Ten Mile River Bridge Replacement Project. The 13267(b) Order requires that Caltrans submit reports, documents, and plans and proposed actions necessary to correct and prevent discharges of pollutants from the site into receiving waters, and to prevent such incidents from occurring.

On May 28, 2009, the Regional Water Board Timber Harvest and Nonpoint Source Division Chief issued an NOV to **California Department of Transportation** (Caltrans) for violations on its Alton Interchange Project. The Clean Water Act Section Water Quality Certification for the project covered activities during the dry season (May 16 to October 14), however Caltrans conducted work outside of the permitted work window.

On June 11, 2009, the Regional Water Board EO issued a CAO and 13267(b) Order No. R1-2009-0054 to **HW3 LLC** requiring the discharger to submit and implement plans, documents, and actions necessary to correct and prevent discharges of pollutants to receiving waters from its Ocean Heights residential subdivision in Smith River, Del Norte County.

On June 15, 2009, the Regional Water Board EO issued an NOV to **Dennis, Guy M., and Jerry W. Haddad** for failure to file for coverage under the Statewide General Industrial Storm Water Permit for their property located in Crescent City, Del Norte County. The site is currently the subject of a multi-agency investigation related to onsite activities that are or may be creating

unpermitted and illegal discharges of waste to receiving waters.

On June 16, 2009, Watershed Protection Division staff issued an NOV to the **City of Crescent City** for deficiencies in the pretreatment program at its wastewater treatment facility resulting in noncompliance with its NPDES permit.

On June 23, 2009, the Regional Water Board Timber and Nonpoint Source Division Chief issued an NOV to **William Bundy, W. J. Bundy and T. A. Bundy Trustees** for conducting timber harvest and related activities without enrolling for coverage under the appropriate Regional Water Board permit. The NOV requires that the Discharger provide an inspection report documenting that it has developed and properly implemented erosion control measures necessary to control any controllable sediment discharge sites associated with the project.

On June 26, 2009, the Regional Water Board EO issued a 13267(b) order to **Andy and Sandy Westfall** requiring submittal of documents and maps describing grazing activities; assessment of quantity and location of cattle waste and map showing potential discharge routes to waters of the state; management measures to avoid or minimize discharge of waste from the grazing activities to ground and surface water (South Fork Elk River); and a proposed schedule for grazing activities. Finally, the order requires that the Discharger schedule a project site inspection with Water Board staff.

