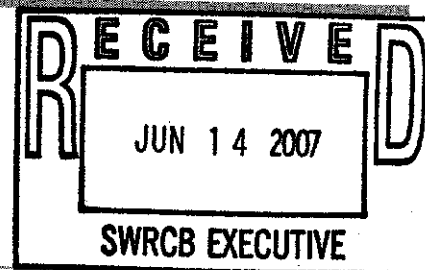


**commentletters - Water Quality Enforcement Workshop**

**From:** Mark Alpert  
**To:** commentletters@waterboards.ca.gov  
**Date:** 6/14/2007 8:56 AM  
**Subject:** Water Quality Enforcement Workshop  
**CC:** Crum, Ann

6/28/07 Workshop  
**WQ Enforcement**  
 Deadline: 6/14/07 Noon



The following are my comments that should be addressed in the revised enforcement policy.

- the enforcement policy should have more emphasis on enforcement of cases involving discharges and facilities that are typically not regulated by individual or general waste discharge requirements or NPDES permits. For example the 'non-point sources' program covers many types of facilities and overlaps with other regulatory programs, but is not well addressed in the current policy.
- The policy puts much of its emphasis on regulated facilities, particularly NPDES permit holders, and fails to recognize that a high percent of water quality impacts are from discharges that have no permits or WDRs, such as: hydro modification (projects that effect the intensity and duration of runoff); discharges from industrial facilities that are not regulated by stormwater permit.
- the enforcement policy should reflect an examination of the enforcement components of each of the state board regulatory programs. Elements of each of those programs should be combined into a single concise policy. For example the NPS (non-point program) adopted an enforcement policy for implementing and enforcing the program.
- Enforcement policy guidance/policy is out of date with regard to mandatory minimum penalties on violations of effluent limitations contained in NPDES permits.
- The priority for enforcement of payment of annual fees appears to be low priority.

thanks

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