

**LOS ANGELES  
REGIONAL WATER QUALITY CONTROL BOARD  
ENFORCEMENT REPORT  
February 2013**

The Enforcement Report for February 2013 includes data for November & December 2012 on the following tables:

Tables 1 - 4	<b>Enforcement Summary By Action:</b>	Shows the enforcement actions taken, by type of action.
Table 5	<b>EPL's Issued:</b>	Three EPL's were issued in November 2012, for a total of \$210,000.
Table 6	<b>All November 2012 Violations Subject to MMP's:</b>	Of the 344 cases and 10,096 violations we have been working on from 2000 to date, 64 cases and 684 violations remain unresolved.
Table 6a	<b>All December 2012 Violations Subject to MMP's:</b>	Of the 344 cases and 10,105 violations we have been working on from 2000 to date, 64 cases and 693 violations remain unresolved.
Table 7	<b>MMP Violations (Identified After Enforcement Initiative)</b>	These violations occurred January 2000-December 2007. Of the 37 cases and 712 violations, 5 cases with 28 violations remain unresolved.
Table 8	<b>Current MMP Violations:</b>	November 2012: There are 203 cases with 3,211 violations that occurred since January 2008. 141 of these cases with a total of 2,569 violations have been resolved. This leaves 62 cases and 642 violations unresolved.
Table 8a	<b>Current MMP Violations:</b>	December 2012: There are 203 cases with 3,220 violations that occurred since January 2008. 141 of these cases with a total of 2,569 violations have been resolved. This leaves 62 cases and 651 violations unresolved.
Table 9	<b>November 2012 EPL Progress (NPDES): FY 12/13</b>	\$1,098,000 in penalties was collected.
Table 9a	<b>December 2012 EPL Progress (NPDES): FY 12/13</b>	\$1,107,000 in penalties was collected.
Table 10	<b>Stormwater Compliance Unit Outstanding Enforcement Items:</b>	The attached table lists all outstanding Stormwater NOV's dated before October 31, 2012, and tracks the status of compliance.

## Enforcement Unit

### Enforcement Highlights

#### Expedited Payment Program:

A total of two (2) Settlement Offers were issued in this reporting period. The Settlement offers were issued to the San Gabriel Basin Water Quality Authority on November 29, 2012 in the amount of \$3,000 and to Douglas Emmett Management, LLC on November 6, 2012 in the amount of \$192,000. The Settlement Offers were issued for alleged effluent violations of NPDES Permits.

#### Stipulated Orders:

A total of four (4) Stipulated Orders on Settlement were issued in this reporting period. The Stipulated Orders were issued to Chinatown Gateway, LLC on January 7, 2013 in the amount of \$15,000, to Cedars-Sinai Medical Center on November 9, 2012 in the amount of \$9,000, to the West Basin Municipal Water District on November 26, 2012 in the amount of \$3,000 and to Aramark Magazine & Book on December 21, 2012 in the amount of \$9,000. The Stipulated Orders were issued for effluent and reporting violations of NPDES Permits. The Regional Board has received payment in full from Chinatown Gateway, LLC, Cedars-Sinai Medical Center, the West Basin Municipal Water District, and from Aramark Magazine & Book.

#### Administrative Civil Liability:

On November 26, 2012, the Los Angeles Regional Water Quality Control Board's Executive Officer issued an **Administrative Civil Liability Complaint to the County Sanitation Districts of Los Angeles County** for violations of waste discharge requirements for its Valencia and Saugus Water Reclamation Plants. The complaint seeks a total penalty of \$280,250 for the failure to complete Wastewater Facilities Plans and Programmatic Environmental Impact Reports by the required due date in 2011. The public comment period ended on December 26, 2012. The Complaint is scheduled to be considered by a Panel of Regional Board members on February 21, 2013.

On December 13, 2013, the Los Angeles Regional Water Quality Control Board's Executive Officer issued an **Administrative Civil Liability Complaint for Mandatory Minimum Penalty to Brentwood on Wilshire, LLC** in the amount of \$30,000 for effluent and late reporting violations of their NPDES Permit. This Complaint is scheduled to be heard before the Executive Officer of the Regional Board on March 13, 2013.

On November 6, 2012, the Executive Officer issued a **Settlement Agreement and Stipulation for Entry of Administrative Civil Liability to the City of Oxnard** for violating their NPDES Permit by discharging primary treated wastewater from the Oxnard Wastewater Treatment Plant on September 7, 2011 and April 4, 2012. The discharges, totaling 104,000 gallons, were a result of bypasses that occurred when backup generators failed to operate properly during power outages. Payment of the \$17,974.40 assessment was received in full on November 21, 2012.

On December 6, 2012, the Executive Officer issued an **Order on Complaint to Jaymak Inc.**, in the amount of \$5,000 for failure to obtain the required storm water permit for their facility located at 3117 and 3121 Mission Road, Alhambra. The case was heard by a Hearing Panel on September 20, 2012. The Hearing Panel's recommendation was adopted by the Full Board on December 6, 2012. Payment, which was due in full by January 7, 2012, has not been received to date.

### **13267 Investigative Orders:**

On November 13, 2012, the Executive Officer issued a **13267 Investigative Order to Submit Information to the U.S. Army Corps of Engineers (ACOE) Los Angeles** for information related to the unauthorized discharge of oil into the Los Angeles River channel. The ACOE is responsible for the operation and maintenance of the river channel. A response to the investigative order is due to the Regional Board by February 11, 2013.

On January 10, 2013, the Executive Officer issued a **13267 Investigative Order to Submit Information to the U.S. Army Corps of Engineers (ACOE) Los Angeles** for information related to the unauthorized removal of vegetation in the Sepulveda Basin located within the Los Angeles River flood plain. A response to the investigative order is due to the Regional Board by February 11, 2013.

On December 19, 2012 the Executive Officer issued a **13267 Investigative Order to Submit Information to the City of Beverly Hills** for the unpermitted discharge of raw sewage from a sewer main to a storm drain on December 4, 2012. The City of Beverly Hills is enrolled in the State Board's Statewide General Waste Discharge Requirements for Sanitary Sewer Systems. The City of Beverly Hills has until January 18, 2012 to submit a technical report in response to the Investigative Order.

### **Supplemental Environmental Project – Stipulation and Order:**

On October 24, 2012, the Regional Board's Prosecution Team entered into a Stipulation and Order on Settlement Agreement Order with the Camarillo Sanitary District, in the amount of \$864,000, issued for effluent and reporting violations of its NPDES Permits. \$469,000 of the penalty shall be contributed to fund a Supplemental Environmental Project consisting of the installation and construction of three new groundwater monitoring wells in the Pleasant Valley groundwater basin. The information gathered by these wells will assist in the design and construction of a future groundwater de-salter treatment facility that is needed to contain a salt plume in the north east Pleasant Valley basin.

**Table 1. Informal Enforcement Actions**

Action	Nov 2012	FY 2012/2013	Dec 2012	FY 2012/2013
Notice of Violations	6	105	11	116
Stormwater Benchmark Letters	0	25	1	26
Expedited Payment Letters	3	9	0	9
<b>Total</b>		<b>139</b>		<b>151</b>

**Table 2. Formal Enforcement Actions**

Action	Nov 2012	FY 2012/2013	Dec 2012	FY 2012/2013
Notice To Comply	3	15	2	17
Administrative Civil Liability	1	11	1	12
<b>Total</b>		<b>26</b>		<b>29</b>

**Table 3. Orders and Directives**

Action	Nov 2012	FY 2012/2013	Dec 2012	FY 2012/2013
13267 Orders	12	123	13	136
<b>Total</b>		<b>123</b>		<b>136</b>

**Table 4. Compliance Inspections**

Program	Nov 2012	FY 2012/2013	Dec 2012	FY 2012/2013
NPDES (Major Permits)	0	1	0	1
NPDES (Minor Individual Permits)	0	4	0	4
NPDES (Minor General Permits)	5	22	4	26
Stormwater (Construction)	20	164	25	169
Stormwater (Industrial)	28	180	28	180
Stormwater (Municipal)	0	0	0	0
<b>Total</b>		<b>371</b>		<b>380</b>

**Table 5. EPL Issued (November 2012)**

Facility	Date Issued	Type of Alleged Violation	Amount
Douglas Emmett Management LLC/The Trillium	11-06-12	Effluent	\$192,000
Chinatown Gateway, LLC./Chinatown Los Angeles Project	11-01-12	Effluent	\$15,000
San Gabriel Basin WQ Authority/Former JAB Holdings Inc.	11-29-12	Effluent	\$3,000
<b>Total</b>			<b>\$210,000</b>

**Table 6. All Violations Subject to MMPs (November 2012)  
January 2000-Present**

	No. of Facilities	No. of Violations
<b>Total</b>	<b>344</b>	<b>10,096</b>
<b>Resolved</b>	<b>280</b>	<b>9,412</b>
<b>Pending</b>	<b>64</b>	<b>684</b>

**Table 6a. All Violations Subject to MMPs (December 2012)  
January 2000-Present**

	No. of Facilities	No. of Violations
<b>Total</b>	<b>344</b>	<b>10,105</b>
<b>Resolved</b>	<b>280</b>	<b>9,412</b>
<b>Pending</b>	<b>64</b>	<b>693</b>

**Table 7. MMP Violations (Identified After Enforcement Initiative)  
January 2000-December 2007**

	No. of Facilities	No. of Violations
<b>Total</b>	<b>37</b>	<b>712</b>
<b>Resolved</b>	<b>32</b>	<b>684</b>
<b>Pending</b>	<b>5</b>	<b>28</b>

Table 8. Current MMP Violations (November 2012)  
January 2008-November 2012

	No. of Facilities	No. of Violations
Total	203	3,211
Resolved	141	2,569
Pending	62	642

Table 8a. Current MMP Violations (December 2012)  
January 2008-December 2012

	No. of Facilities	No. of Violations
Total	203	3,220
Resolved	141	2,569
Pending	62	651

Table 9. EPL Progress-November 2012-NPDES Fiscal 12/13

Action Type	No. of EPLs Nov. 2012	No. of Violations Nov. 2012	No. of EPLs Fiscal Year (12/13)	No. Violations Fiscal Year (12/13)
EPLs Issued	3	70	9	155
EPLs Resolved	3	87	14	366
EPLs Withdrawn	0	0	3	12
Total Amount Collected			\$1,098,000	

Table 9a. EPL Progress-December 2012-NPDES Fiscal 12/13

Action Type	No. of EPLs Dec. 2012	No. of Violations Dec. 2012	No. of EPLs Fiscal Year (12/13)	No. Violations Fiscal Year (12/13)
EPLs Issued	0	0	9	155
EPLs Resolved	1	3	15	219
EPLs Withdrawn	0	0	3	12
Total Amount Collected			\$1,107,000	

**Table 10. STORMWATER COMPLIANCE UNIT OUTSTANDING ENFORCEMENT ITEMS, NOVEMBER & DECEMBER, 2012**

This table lists stormwater NOV's that have not been complied with. The information is arranged by permit type – industrial and construction.

Industrial General Permit

WDID	Issuance Date	Due Date	Facility Name	Enforcement Type	Violation	Staff	Staff Comments
Non-Filer	10/12/2012	11/12/2012	Husky Industries	NOV	Failure to Obtain Permit	LV	Facility submitted a response on 12/19/12. Follow-up to be conducted.
Non-Filer	10/16/2012	12/17/2012	Mitchell Investors LLC	NOV	Failure to Obtain Permit	SL	Ongoing.
Non-Filer	10/12/2012	11/12/2012	Sun Plastic Inc	NOV	Failure to Obtain Permit	LV	Ongoing.
Non-Filer	12/21/2012	1/21/2013	MG Paint	NOV	Failure to Obtain Permit	LV	Ongoing. Response due on 1/21/13
Non-Filer	12/21/2012	1/21/2013	Americold aka Federal Cold Storage	NOV	Failure to Obtain Permit	LV	Ongoing. Response due on 1/21/13
Non-Filer	12/21/2012	1/21/2013	Berry Petroleum Company	NOV	Failure to Obtain Permit	LV	Ongoing. Response due on 1/21/13
4 19I020838	4/2/2012	8/3/2012	Contico Container	NOV	Deficient BMP implementation	WL	Ongoing.
4 19I023352	6/1/2012	7/2/2012	Tru Form Industries Inc.	NOV	Incomplete/Insufficient SWPPP	JC	Ongoing.
4 19I005336	7/6/2012	8/6/2012	Rehrig Pacific Co.	NOV	Deficient BMP Implementation	WL	Ongoing.
4 19I019140	7/19/2012	8/17/2012	MB Landscaping & Nursery Inc.	NOV	Deficient BMP Implementation, Incomplete/Insufficient SWPPP	EL	Follow up to be conducted.
4 19I004977	8/2/2012	8/31/2012	Marina Shipyard	NOV	Deficient BMP Implementation	EL	Follow up to be conducted.
4 19I018438	8/8/2012	9/10/2012	Central Metal Inc. Santa Fe	NOV	Deficient BMP Implementation	JC	2 <sup>nd</sup> NOV issued on 01/21/2013.
4 19I011361	8/21/2012	9/21/2012	Wilmington Marine Services Inc.	NOV	Deficient BMP Implementation, Incomplete/Insufficient SWPPP	EL	Follow up to be conducted.

AR	Annual Report
BMP	Best Management Practices
NOT	Notice of Termination
NOV	Notice of Violation
SWPPP	Stormwater Pollution Prevention Plan

4 191018911	8/21/2012	8/21/2012	8/21/2012	Castaic Boat & Marine LLC	NOV	Incomplete/Insufficient SWPPP, Deficient BMP Implementation	EL	Follow up to be conducted.
4 561016336	9/11/2012	10/11/2012	10/11/2012	Boskovich Farms Inc.	NOV	Deficient BMP Implementation, Incomplete/Insufficient SWPPP	EL	Follow up to be conducted.
4 191001365	9/12/2012	10/26/2012	10/26/2012	Carlton Forge Works	NOV	Deficient BMP Implementation	AR	Ongoing. Compliance efforts are being monitored.
4191000584	11/8/2012	12/10/2012	12/10/2012	AI S Plating Co Inc.	NOV	Late Annual Report No SWPPP Deficient BMP Implementation	AR	No response to 1 <sup>st</sup> NOV. Follow-up to be conducted.
4191020304	12/5/2012	1/7/2013	1/7/2013	Aerospace Dynamics	NOV	Deficient BMP Implementation	SL	Follow up to be conducted.
4191011671	12/17/2012	1/17/2013	1/17/2013	Santa Catalina Island Co Pebble	NOV	Deficient BMP Implementation, Incomplete/Insufficient SWPPP	EL	Follow up to be conducted.
4191005620	12/21/2012	1/21/2013	1/21/2013	Atkinson Brick Co.	NOV	Deficient BMP Implementation, No SWPPP, Incomplete/Insufficient SWPPP	AR	Ongoing.

Construction General Permit

WDID	Issuance Date	Due Date	Facility Name	Enforcement Type	Violation	Staff	Staff Comments
4 19C354098	12/7/2011	1/9/2012	RV Storage	NOV	Incomplete/Insufficient SWPPP, Late Annual Report	LV	Ongoing. Follow-up to be conducted.
4 19C355106	12/7/2011	1/9/2012	4101 Nogales St.	NOV	Incomplete/Insufficient SWPPP, Late Annual Report	AR	Ongoing. Follow-up to be conducted.
4 19C359336	12/7/2011	1/9/2012	Chaparral Middle School Gym	NOV	Incomplete/Insufficient SWPPP, Late Annual Report	AR	Ongoing. Compliance efforts are being monitored.

AR	Annual Report
BMP	Best Management Practices
NOT	Notice of Termination
NOV	Notice of Violation
SWPPP	Stormwater Pollution Prevention Plan

4 19C341269	9/21/2012	10/22/2012	Bowmont Slope Repair	NOV	No SWPPP, Incomplete/Insufficient SWPPP, Late Annual Report, Deficient BMP Implementation	LV	Ongoing.
4 56C346953	10/12/2012	11/12/2012	St Paul's Baptist Church	NOV	Deficient BMP Implementation, No SWPPP	AR	2 <sup>nd</sup> NOV issued on 12/28/12. Response due on 1/28/12.
419C351662	11/6/2012	12/6/2012	Pomona Ranch Plaza Phase III	NOV	Deficient BMP Implementation, Late Annual Report, Incomplete/Insufficient SWPPP	AR	Ongoing. Follow-up to be conducted.
4 19C316604	12/7/2011	1/9/2012	Agoura 1 Agoura 2	NOV	Failed to complete risk analysis; failed to submit 2010/11 AR	LV	Ongoing.
4 19C348080	12/7/2011	1/9/2012	Villa Rotonda	NOV	Incomplete/Insufficient SWPPP, Late Annual Report	LV	Facility changed ownership. Follow-up to be conducted.
4 56C346953	12/28/2012	1/28/2013	St Paul's Baptist Church	NOV	Deficient BMP Implementation, No SWPPP	AR	2 <sup>nd</sup> NOV issued on 12/28/12. Response due on 1/28/12.

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BMP	Best Management Practices
NOT	Notice of Termination
NOV	Notice of Violation
SWPPP	Stormwater Pollution Prevention Plan