
Central Valley Regional Water Quality Control Board

8 August 2016

Joe Silveira
260 Air Park Rd
Atwater, CA 95301

Certified Mail No.
7012 0470 0000 9903 5692

ADMINISTRATIVE CIVIL LIABILITY COMPLAINT R5-2016-0547, JOE SILVEIRA

Enclosed is an Administrative Civil Liability (ACL) Complaint, issued pursuant to California Water Code section 13323. This ACL Complaint alleges that Joe Silveira (Discharger) failed to submit the 2013, 2014 and 2015 Farm Evaluations as required by the Waste Discharge Requirements for Growers within the Eastern San Joaquin River Watershed that are Members of the Third-Party Group (Order R5-2012-0116-R3), and recommends an administrative civil liability pursuant to Water Code section 13268 in the amount of **seventy thousand nine hundred and eighty dollars (\$70,980)**.

Joe Silveira may:

- Pay the proposed administrative civil liability and waive the right to a hearing (Option 1 on the attached waiver form—see Attachment C);
- Ask that the hearing be postponed to facilitate settlement discussions or for other reasons (Options 2 or 3 on the attached waiver form—see Attachment C); or
- Contest the ACL Complaint and/or enter into settlement discussions without signing the enclosed waiver.

If the Central Valley Water Board does not receive a signed waiver by 5:00 p.m. on **24 August 2016**, a hearing will be scheduled for **3/4 November 2016** before a panel of the Central Valley Water Board. This hearing will be governed by the attached Hearing Procedure and held at 1685 E Street, Fresno, California. Any objections to the Hearing Procedure must be received by Andrew Deeringer, whose contact information is listed in the Hearing Procedure, by **5:00 p.m. on 18 August 2016**.

If the Discharger would like to engage in settlement negotiations and assert an inability to pay the proposed liability, it should submit detailed financial information to the Central Valley Water Board along with a waiver requesting settlement discussions by **24 August 2016**. Appropriate documentation includes the last three years of signed federal income

tax returns and schedules, credit card or line of credit statements, mortgage loan statements, bank account statements, or any other document that explains the special circumstances regarding past, current, or future financial conditions.

In order to conserve resources, this letter transmits paper copies of the documents to the Discharger only. Interested persons may download the documents from the Central Valley Water Board's Internet website at:

http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/

Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's Rancho Cordova office weekdays between 8:00 AM and 5:00 PM.

If you have any questions or comments regarding the ACL Complaint, please contact Brett Stevens at (916) 464-4642, or via e-mail at brett.stevens@waterboards.ca.gov.



ANDREW ALTEVOGT
Assistant Executive Officer

Enclosure: ACL Complaint R5-2016-0547

cc via email: Pamela Creedon, Central Valley Water Board, Rancho Cordova
Adam Laputz, Central Valley Water Board, Rancho Cordova
Rob L'Heureux, Central Valley Water Board, Rancho Cordova
Kailyn Ellison, Office of Enforcement, SWRCB, Sacramento
Andrew Deeringer, Office of Chief Counsel, SWRCB, Sacramento
Parry Klassen, East San Joaquin Water Quality Coalition
David Robinson, Merced County Agricultural Commissioner