

**Central Valley Regional Water
Quality Control Board
2014 Update
Compliance
and
Enforcement Activities**

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Assistant Executive Officer

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Enforcement Coordinator

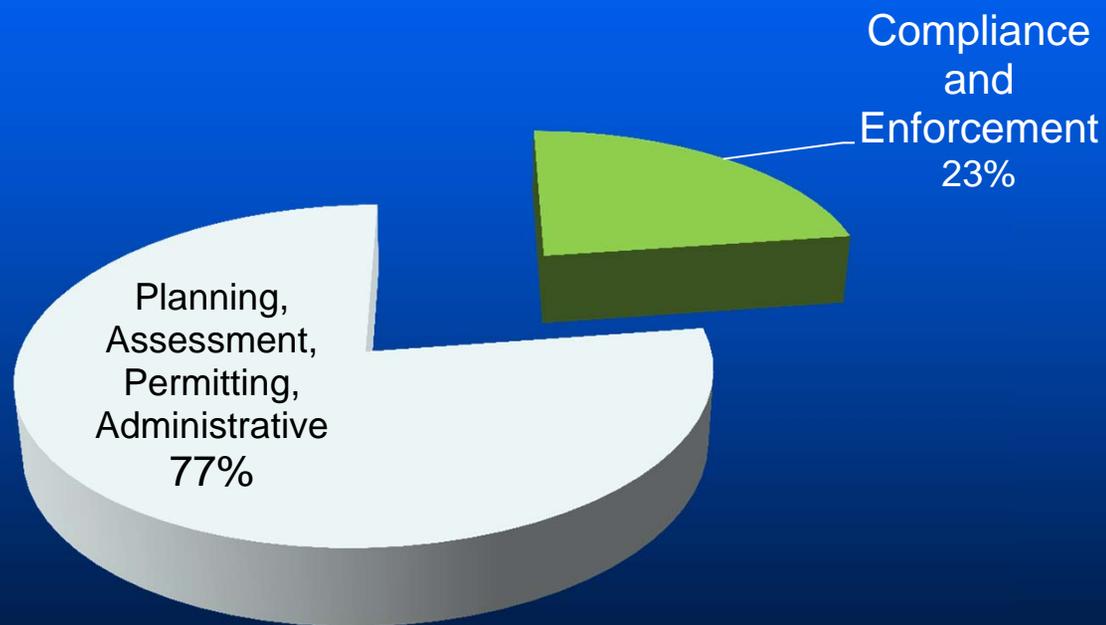
Questions?

- What are the areas the Board believes we should focus on?
- Is our general approach on the right track?
- Are there other areas that the Board would like to provide guidance to enforcement staff on?

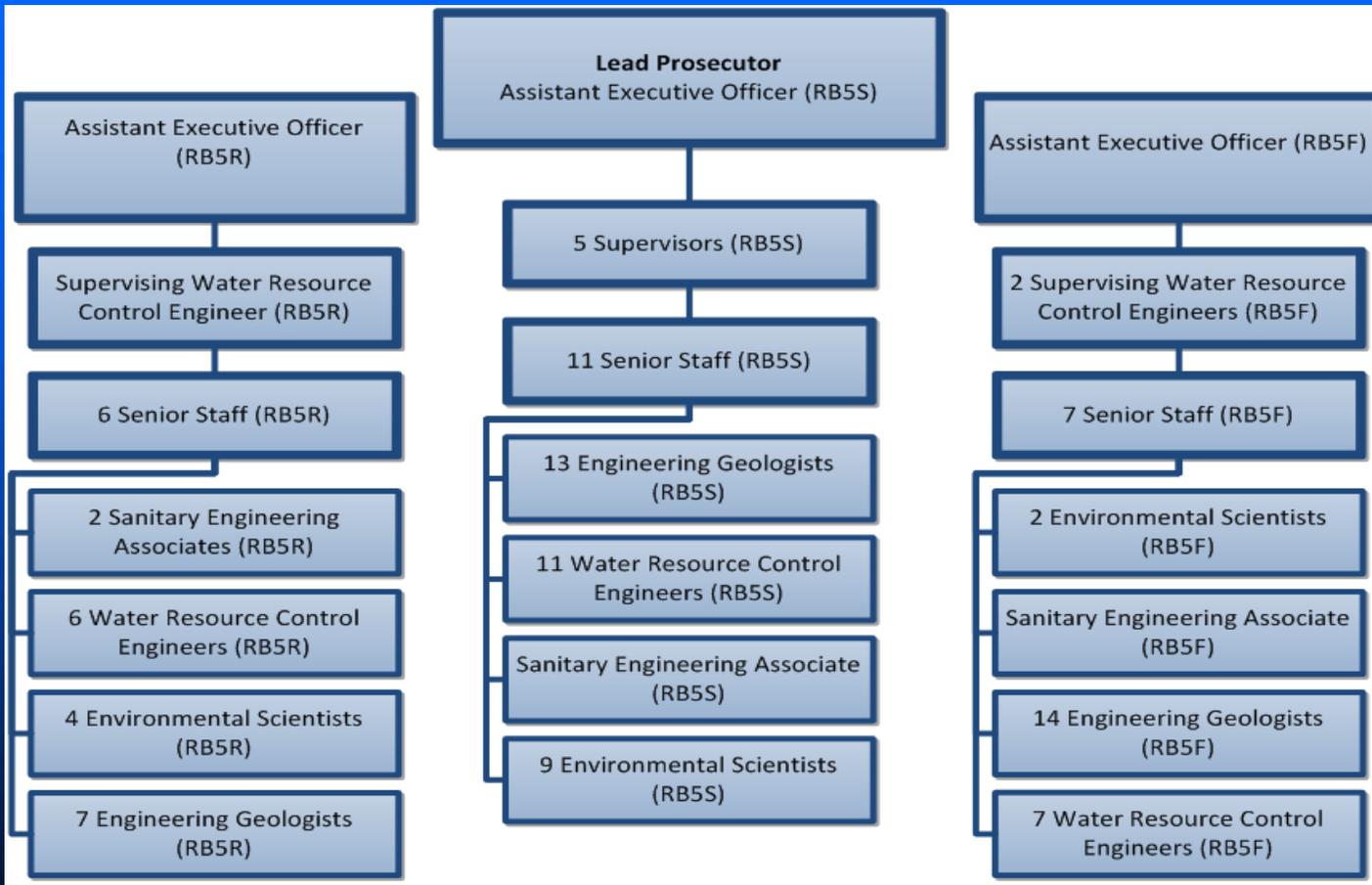
Background

- Legal Authorities
 - Clean Water Act
 - Porter Cologne
 - Basin Plan(s)

Staff Resources



Region 5 Enforcement Organization



Split Function

Prosecution Team

- Lead Prosecutor (transitioning from EO to AEO)
- AEOs in Redding and Fresno
- Enforcement Staff
- Office of Enforcement
- Brings Enforcement Actions to the Board

Advisory Team

- Board Advisor (transitioning from AEO to EO)
- Technical Staff
- Office of the Chief Counsel
- Advises Board on Technical and Legal Issues

State Board Office of Enforcement (OE)

- OE acts as an advisor to the Assistant Executive Officer who makes all strategic decisions on the case.
- Attorneys are assigned to cases to be brought before the Board
- OE has an attorney liaison(s) assigned to each regional board.

Promoting Fair, Firm & Consistent Enforcement

Water Boards shall strive to be fair, firm, and consistent in taking enforcement actions while recognizing the unique facts of each case.



Compliance

The chief goal is compliance.

However, compliance is often only the result of a robust and respected enforcement program.



Enforcement Policy

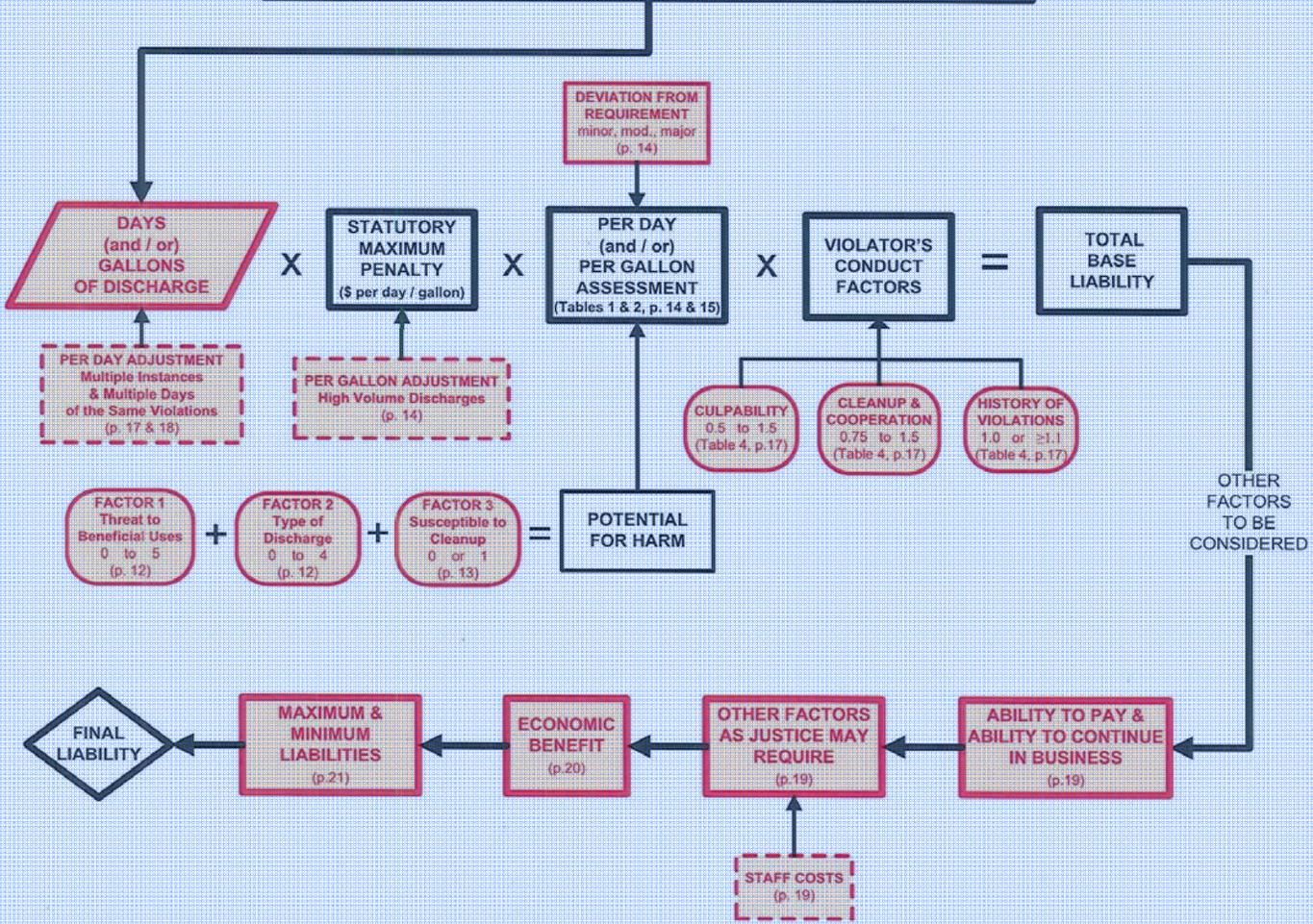
The goal of the Enforcement Policy is to protect and enhance the quality of the waters of the State by defining an enforcement process that addresses water quality problems in the most efficient, effective, and consistent manner.



Enforcement Policy

- Guidance on ranking enforcement priorities, highlights progressive enforcement
- Liability assessment methodology for ACLs
- Alternatives to assess civil liabilities, such as supplemental environment projects (SEPs)
- Collection and Recording of data, communicating enforcement information to the public.

PENALTY CALCULATION FOR DISCHARGE VIOLATIONS



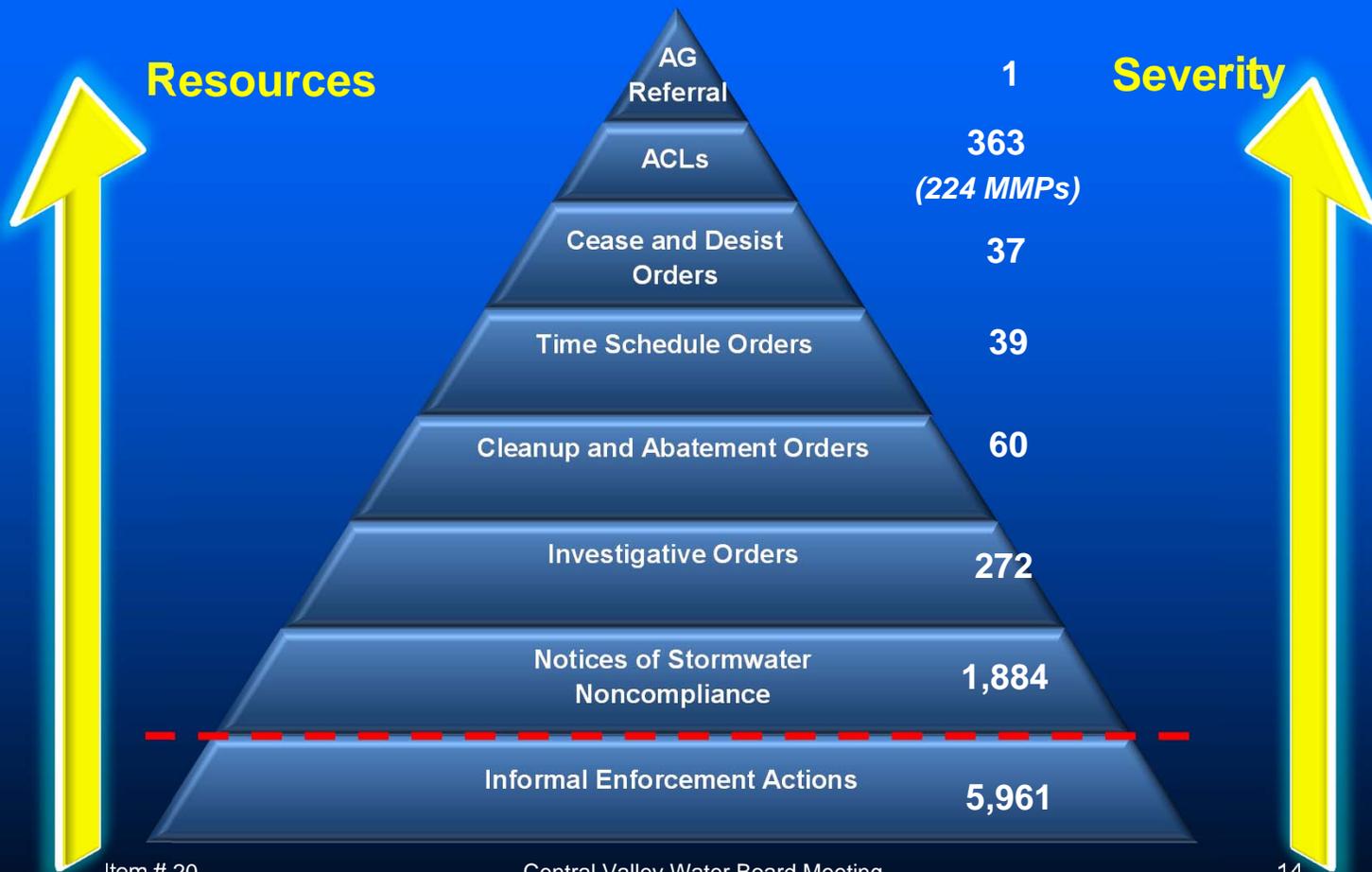
Workload

- ❑ 319 NPDES Permittees
- ❑ >1,200 Clean Up Cases
- ❑ >1,100 UST Cases
 - ❑ Regional Board Lead on 660
- ❑ >25,000 ILRP Participants
 - ❑ Including Eight Coalitions
- ❑ >400 Non-15 WDRs
- ❑ >1,400 Dairies
- ❑ 414 Title 27 Land Disposal Sites
 - ❑ Including 64 Mines
- ❑ ~ 3,500 Storm Water Dischargers
- ❑ ~ 2,000 Timber Harvest Projects
- ❑ Others (401 Certs, SSOs, DoDs)

Total: >38,000 caseload



Enforcement Actions 2009-2013

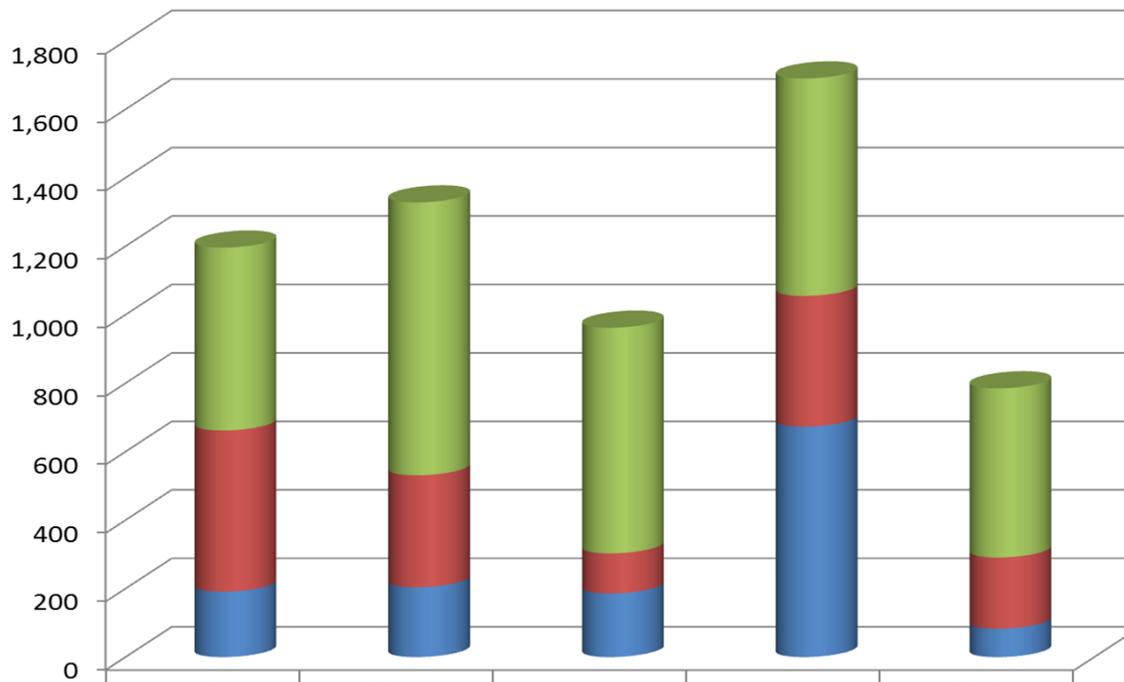


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Informal Actions 2009-2013

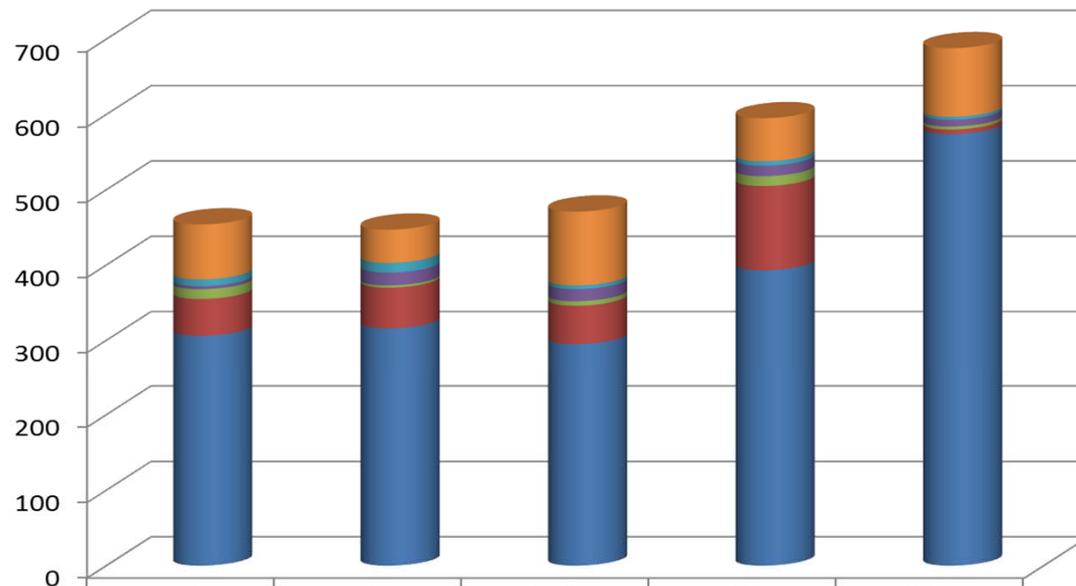
Informal Enforcement Actions Core Regulatory Programs 2009 - 2013



	2009	2010	2011	2012	2013
■ Notice of Violation	534	797	659	635	494
■ Staff Enforcement Letter	471	327	117	382	208
■ Verbal Communication	191	204	186	673	83

Formal Actions 2009-2013

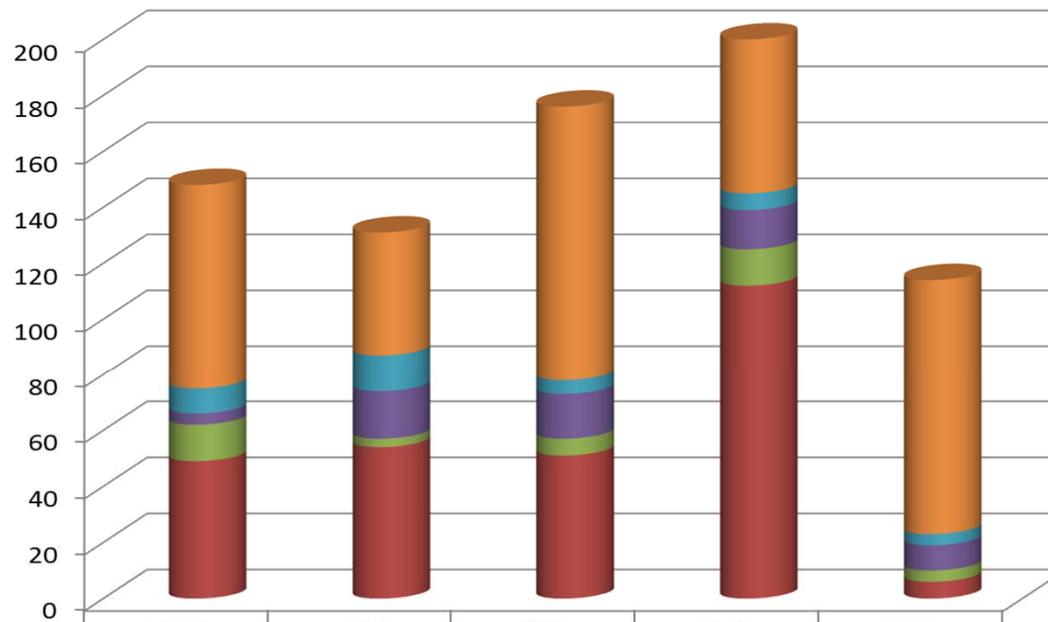
Formal Enforcement Actions Core Regulatory Programs 2009 - 2013



	2009	2010	2011	2012	2013
Administrative Civil Liabilities	73	44	98	57	91
Cease and Desist Orders	9	13	5	6	4
Time Schedule Orders	4	17	16	14	9
Cleanup and Abatement Orders	13	3	6	13	4
Investigative Orders (13267)	49	54	51	112	6
NNCs (Stormwater)	306	316	295	393	574

Formal Actions 2009-2013

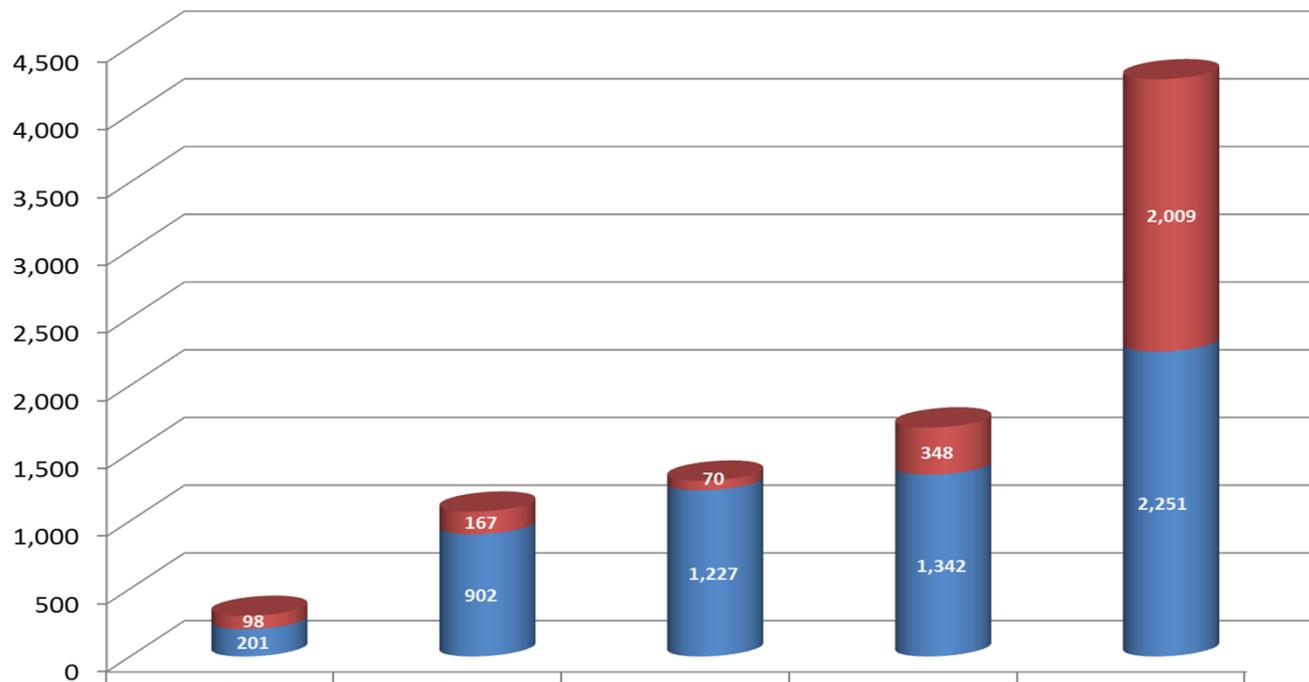
Excluding Stormwater NNCs



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Enforcement By Program

Formal and Informal Enforcement Actions by Core Regulatory Programs
2009 – 2013



	Title 27 & Other	CAFO / Dairies	Non-15 - WDRs	NPDES	Stormwater
Formal	98	167	70	348	2009
Informal	201	902	1227	1342	2251

Success Stories

- MMP Enforcement Initiative
- North State Recycling
- West Squaw Creek Mines
- City of Fresno WWTF Spill / Response
- Equilon ACL and SEPs
- Fracking Response
- Cascade/Rocklin Crossings

Emerging Issues

- Irrigated Lands
- Dairies
- Mines
- Annual Storm Water Reporting
- Marijuana
- Fracking/Oil Extraction
- Programmatic SEP