



**Linda S. Adams**  
Secretary for  
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# California Regional Water Quality Control Board Santa Ana Region

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**Arnold Schwarzenegger**  
Governor

## NOTICE OF PROPOSED SETTLEMENT/STIPULATED ORDER AND AVAILABILITY FOR PUBLIC REVIEW

TENTATIVE ORDER NO. R8-2007-0085

FOR

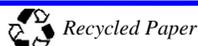
THE CITY OF VILLA PARK  
ORANGE COUNTY

On August 2, 2007, the Executive Officer issued Administrative Civil Liability Complaint No. R8-2007-0059, in the amount of \$115,780, to the City of Villa Park (Discharger). The Complaint was issued for the alleged non-compliance with the Areawide Urban Storm Water Runoff Permit for Orange County and the Incorporated Cities (MS4 Permit), which violated Section 13385 of the California Water Code (CWC). Subsequently, the Regional Board's Enforcement Team met with the Discharger. Based on additional information provided by the Discharger and consistent with Section 13385(e) of CWC, the Enforcement Team proposes to suspend \$50,000 and waive \$17,500 originally proposed to recover Regional Board staff costs from the assessment provided the Discharger complies the six tasks specified in the revised Complaint. The Discharger has agreed to these terms and waived its right to a hearing. Tentative Order No. R8-2007-0085 memorializes these agreements and will be considered by the Board as a consent calendar item at its meeting on November 30, 2007.

This notice announces the proposed settlement of the Complaint and the availability for public review of the tentative Order. The proposed settlement, which is embodied in the tentative stipulated Order, consists of the following: a payment of \$48,280 to the Cleanup & Abatement account; the waiving of \$17,500 originally proposed to recover Regional Board staff costs; and, the suspension of \$50,000 provided that the Discharger meets a timeline for the completion of the six tasks identified in the Order and required to bring the Discharger into compliance with the MS4 Permit. If the Discharger remains in substantial compliance with the MS4 Permit for a period of one (1) year, the suspension becomes final.

This proposed settlement will not become final unless the Regional Board adopts the tentative Order as written or with minor modifications. The tentative Order is scheduled for consideration at the November 30, 2007 Regional Board meeting. In light of the proposed settlement, no hearing will be held on the tentative Order unless not approved by the Regional Board. Should the Regional Board reject the settlement or if there is a request for a hearing on this settlement, a public hearing may be scheduled at a later date.

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The tentative Order is available for public comment during the review period of November 8, 2007, to November 29, 2007, at the following web address:

[http://www.waterboards.ca.gov/santaana/html/enforcement\\_actions.html](http://www.waterboards.ca.gov/santaana/html/enforcement_actions.html).

To be timely, public comments must be received by the Regional Board no later than **5:00 p.m. on November 29, 2007**. Written comments should be sent to the attention of Kurt Berchtold, Assistant Executive Officer, at the mailing address in the above letterhead or via email to [kberchtold@waterboards.ca.gov](mailto:kberchtold@waterboards.ca.gov).

Anyone having questions regarding the proposed settlement should contact Gerard Thibeault at (951) 782-3284. The proposed settlement documents and the rest of the file for this matter may be inspected and copied at the Regional Board's office at the above letterhead address. Appointments are recommended and can be made by calling (951) 782-4499.

Kurt Berchtold  
Assistant Executive Officer

November 8, 2007

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