Attachment 4

California Regional Water Quality Control Board
San Diego Region

erry Tamminen
Secretary for Environmental Protection

9174 Sky Park Court, Suite 100, San Diego, California 92123-4340
(858) 467-2952 • Fax (858) 571-6972
http://www.swrcb.ca.gov/rwqcb9

Arnold Schwarzenegger
Governor

November 30, 2004

CERTIFIED-RETURN RECEIPT REQUESTED
7004 0750 0000 7625 2252

Mr. Clay Phillips
City Manager
City of Escondido
201 North Broadway
Escondido, California 92025

In Reply Refer to:
CA:01-0.0031.02:stewr

Dear Mr. Phillips:

Complaint No. R9-2004-0421 for Administrative Civil Liability for Mandatory Minimum Penalties Under California Water Code Section 13385, Violation of Order No. 99-72, NPDES No. CA0107981

California Regional Water Quality Control Board, San Diego Region (Regional Board) records indicate that between May 3, 2004 and August 17, 2004, as a discharger under Regional Board Order No. 99-72, NPDES No. CA0107981, *Waste Discharge Requirements for the City of Escondido, Hale Avenue Resource Recovery Facility, Discharge to the Pacific Ocean, Via the Escondido Land Outfall and the San Elijo Ocean Outfall,* the City of Escondido discharged treated wastewater to the Pacific Ocean.

During this period, monitoring reports submitted by the City of Escondido indicated that wastewater discharged from the Hale Avenue Resource Recovery Facility exceeded the total suspended solids and carbonaceous oxygen demand effluent limitations prescribed in Order No. 99-72 on 399 occasions.

Mandatory Minimum Penalties
Provisions of Water Code Sections 13385(h)(1) require that mandatory minimum penalties be imposed whenever a person violates effluent limitations contained in a waste discharge requirement. In lieu of any additional information, the amount of the mandatory minimum penalty that must be assessed for the reported effluent limitation violations is $1,188,000. The mandatory minimum penalty is further described in the enclosed Complaint No. R9-2004-0421, *Administrative Civil Liability with Mandatory Minimum Penalties*, for the amount of $1,188,000 for violations of the effluent limitations established by Order No. 99-72.

Please notify this office immediately if you have any information that disputes the validity of these violations or if you can demonstrate the violations are exempt from mandatory penalties per exemption criteria contained in Water Code section 13385(j). Written documentation

supporting a claim that disputes the validity of these violations must be received by December 30, 2004.

Waiver of Right to Hearing

The City of Escondido has the option to waive its right to a hearing. Waiver of the hearing constitutes admission of the validity of the allegation of violations in the Complaint and acceptance of the assessment of civil liability in the amount of $1,188,000 as set forth in the Complaint. Be aware that if the City of Escondido intends to waive its right to a hearing before the Regional Board, you or an authorized agent are required to:

1. Sign and return the enclosed waiver form with a cashier's check for the amount of civil liability indicated in the Complaint by 5:00 p.m., Thursday December 30, 2004.

2. Publish the enclosed public notice in a newspaper circulated in the Escondido area no later than December 29, 2004. Verification that the notice has been published must be submitted to the Regional Board no later than December 30, 2004.

Public Hearing

If the City of Escondido does not elect to waive its right to a public hearing, a public hearing on this matter will be held before the Regional Board at its tentatively scheduled meeting on February 9, 2005, at the Regional Board Meeting Room, 9174 Sky Park Court, San Diego, California. At the hearing the Regional Board will determine the validity of the allegations and, if the allegations are found to be true, will consider whether to assess civil liability in the amount proposed by the Complaint, or in some other amount, provided that, for violations of effluent limitations in waste discharge requirements for discharges of pollutants from point sources to navigable waters, mandatory minimum penalties prescribed in subdivisions (h) and (i) of Section 13385 of the California Water Code will be applicable.

The *Submittal of Written Information Procedures* describing the written materials and prescribed submittal dates required by the Regional Board and *Hearing Procedures* for the public hearing will be mailed to you not less than 30 days before the hearing date. Further, an agenda for the hearing will be mailed to you approximately 10 days before the hearing date

The heading portion of this letter includes a Regional Board code number noted after "In reply refer to:" In order to assist us in the processing of your correspondence please include this code number in the heading or subject line portion of all correspondence to the Regional Board pertaining to this matter.

If you have any questions please contact Rebecca Stewart at (858) 467-2966 or rstewart@waterboards.ca.gov.

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION

IN THE MATTER OF: THE CITY OF ESCONDIDO 201 NORTH BROADWAY ESCONDIDO, CALIFORNIA 92025 HALE AVENUE RESOURCE RECOVERY FACILITY, WDID NO. 9 000000031 NONCOMPLIANCE WITH ORDER NO. 99-72, NPDES NO. CA0107981 WASTE DISCHARGE REQUIREMENTS FOR THE CITY OF ESCONDIDO, HALE AVENUE RESOURCE RECOVERY FACILITY, DISCHARGE TO THE PACIFIC OCEAN VIA THE ESCONDIDO LAND OUTFALL AND THE SAN ELIJO OCEAN OUTFALL	)	COMPLAINT NO. R9-2004-0421 FOR ADMINISTRATIVE CIVIL IABILITY WITH MANDATORY MINIMUM PENALTIES **November 30, 2004**

THE CITY OF ESCONDIDO IS HEREBY GIVEN NOTICE THAT:

1. The City of Escondido is alleged to have violated provisions of law for which the California Regional Water Quality Control Board, San Diego Region (Regional Board) may impose civil liability pursuant to the Porter-Cologne Water Quality Control Act, Water Code section 13385 et seq. The violations alleged herein include violations of effluent limitations in waste discharge requirements for discharges of pollutants from point sources to navigable waters for which the Regional Board must impose mandatory minimum penalties.

ALLEGATIONS

2. The City of Escondido discharged treated wastewater from the Hale Avenue Resource Recovery Facility to the Pacific Ocean which is subject to waste discharge requirements, including numeric effluent limits, contained in Order No. 99-72, NPDES No. CA0107981, *Waste Discharge Requirements for the City of Escondido, Hale Avenue Resource Recovery Facility, Discharge to the Pacific Ocean, Via the Escondido Land Outfall and the San Elijo Ocean Outfall.*

3. Between May 3, 2004 and August 17, 2004 the City of Escondido's discharge exceeded effluent limitations for total suspended solids and carbonaceous oxygen demand as described in the attached *Violation Table.*

4. Under subdivision 13385(h) of the California Water Code, the Regional Board must impose mandatory minimum penalties of $1,188,000 for the alleged violations of effluent limitations, as determined by the following:

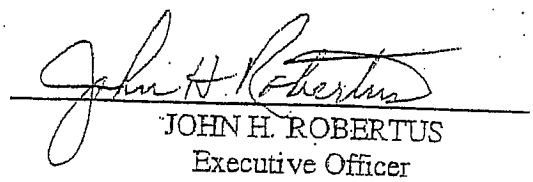
   a. Between May 3, 2004 and August 17, 2004, the reported concentration of total suspended solids and carbonaceous oxygen demand (Group I pollutants) in the City of Escondido's Hale Avenue Resource Recovery Facility's discharge violated the applicable effluent limitations one hundred and thirty three (136) times by 40% or more. In accordance with subdivision (h)(2) of Section 13385, these 136 violations are "serious" violations for which the mandatory minimum penalty under subdivision (h)(1) of Section 13385 is $3,000 per violation, for a total of $408,000.

   b. Between May 3, 2004 and August 17, 2004, the reported concentration of total suspended solids and carbonaceous oxygen demand (Group I pollutants) in the City of Escondido's Hale Avenue Resource Recovery Facility's discharge violated the applicable effluent limitations two hundred sixty-three (263) times by less than 40%. In accordance with subdivision (h)(2)(1) of Section 13385, a mandatory minimum penalty of $3,000 shall be assessed for any violation of a waste discharge requirement effluent limitation that occurs four or more times in a six-month period. Therefore, two hundred sixty (260) of these non-serious violations for which the mandatory minimum penalty under subdivision (h)(2)(1) of Section 13385 is $3,000 per violation, for a total of $780,000.

PROPOSED CIVIL LIABILITY

5. Pursuant to Section 13385(h) of the California Water Code, the Regional Board must impose mandatory minimum penalties of $1,188,000 against the City of Escondido. No additional civil liability for the violations alleged in this Complaint is recommended.

Dated this 30th day of November 2004.



JOHN H. ROBERTUS
Executive Officer

Sincerely,

JOHN H. ROBERTUS
Executive Officer

JHR:mpm:mja:rls

Enclosures:
1. ACL Complaint No. R9-2004-0421
2. Waiver of Hearing Form
3. Notice of Waiver of Public Hearing
4. Newspaper Notification for Waiver of Hearing

cc: Mr. Glen Peterson, Interim Utilities Manager, City of Escondido, 201 North Broadway, Escondido, CA 92025 (with enclosures)

WDID No. 9 000000031

Table 1: Summary of Effluent Violations

City of Escondido
Hale Avenue Resource Recovery Facility

Complaint No. R9-2004-0421

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit) Y/N	Mandatory Minimum Penalty
1	5/3/2004	CBOD	maximum at any time	mg/L	45	60.4	34%	$ -
2	5/3/2004	CBOD	MER maximum at any time	lb/day	6,200	7,203	16%	$ -
3	5/4/2004	CBOD	maximum at any time	mg/L	45	56.2	25%	$ -
4	5/4/2004	CBOD	MER maximum at any time	lb/day	6,200	6,656	7%	$ 3,000
5	5/5/2004	CBOD	maximum at any time	mg/L	45	47.4	5%	$ 3,000
6	5/5/2004	CBOD	weekly average	mg/L	40	44.6	12%	$ 3,000
7	5/5/2004	TSS	maximum at any time	mg/L	50	54.4	9%	$ 3,000
8	5/6/2004	CBOD	maximum at any time	mg/L	45	52	16%	$ 3,000
9	5/6/2004	CBOD	weekly average	mg/L	40	52	30%	$ 3,000
10	5/6/2004	CBOD	MER weekly average	lb/day	5,500	6,094	11%	$ 3,000
11	5/6/2004	CBOD	monthly average	mg/L	25	26.5	6%	$ 3,000
12	5/7/2004	TSS	maximum at any time	mg/L	50	53.6	7%	$ 3,000
13	5/9/2004	CBOD	maximum at any time	mg/L	45	48.7	8%	$ 3,000
14	5/9/2004	CBOD	weekly average	mg/L	40	52.9	32%	$ 3,000
15	5/9/2004	CBOD	MER weekly average	lb/day	5,500	6,130	11%	$ 3,000
16	5/9/2004	CBOD	monthly average	mg/L	25	29.2	17%	$ 3,000
17	5/9/2004	CBOD	MER monthly average	lb/day	3,400	3,455	2%	$ 3,000
18	5/9/2004	TSS	weekly average	mg/L	45	45.4	1%	$ 3,000
19	5/10/2004	CBOD	maximum at any time	mg/L	45	48.5	8%	$ 3,000
20	5/10/2004	CBOD	weekly average	mg/L	40	50.6	27%	$ 3,000
21	5/10/2004	CBOD	MER weekly average	lb/day	5,500	5,773	5%	$ 3,000
22	5/10/2004	CBOD	monthly average	mg/L	25	30.1	20%	$ 3,000
23	5/10/2004	CBOD	MER monthly average	lb/day	3,400	3,545	4%	$ 3,000
24	5/11/2004	CBOD	weekly average	mg/L	40	47.4	19%	$ 3,000
25	5/11/2004	CBOD	monthly average	mg/L	25	31.5	26%	$ 3,000
26	5/11/2004	CBOD	MER monthly average	lb/day	3,400	3,702	9%	$ 3,000
27	5/12/2004	CBOD	weekly average	mg/L	40	45.9	15%	$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
28	5/12/2004	CBOD	monthly average	mg/L	25	32.9	32%		$ 3,000
29	5/12/2004	CBOD	MER monthly average	lb/day	3,400	3,849	13%		$ 3,000
30	5/13/2004	CBOD	maximum at any time	mg/L	45	47	4%		$ 3,000
31	5/13/2004	CBOD	weekly average	mg/L	40	44.9	12%		$ 3,000
32	5/13/2004	CBOD	monthly average	mg/L	25	34.6	38%		$ 3,000
33	5/13/2004	CBOD	MER monthly average	lb/day	3,400	4,043	19%		$ 3,000
34	5/16/2004	CBOD	maximum at any time	mg/L	45	63	40%	Yes	$ 3,000
35	5/16/2004	CBOD	MER maximum at any time	lb/day	6,200	7,356	19%		$ 3,000
36	5/16/2004	CBOD	weekly average	mg/L	40	47.8	20%		$ 3,000
37	5/16/2004	CBOD	monthly average	mg/L	25	38.4	54%	Yes	$ 3,000
38	5/16/2004	CBOD	MER monthly average	lb/day	3,400	4,492	32%		$ 3,000
39	5/16/2004	TSS	monthly average	mg/L	30	30.2	1%		$ 3,000
40	5/17/2004	CBOD	maximum at any time	mg/L	45	63	40%	Yes	$ 3,000
41	5/17/2004	CBOD	MER maximum at any time	lb/day	6,200	7,198	16%		$ 3,000
42	5/17/2004	CBOD	weekly average	mg/L	40	50.7	27%		$ 3,000
43	5/17/2004	CBOD	MER weekly average	lb/day	5,500	5,805	6%		$ 3,000
44	5/17/2004	CBOD	monthly average	mg/L	25	39.5	58%	Yes	$ 3,000
45	5/17/2004	CBOD	MER monthly average	lb/day	3,400	4,615	36%		$ 3,000
46	5/17/2004	CBOD	% removal 30-day average	%	>85	84.9%	N/A		$ 3,000
47	5/17/2004	TSS	monthly average	mg/L	30	31	3%		$ 3,000
48	5/18/2004	CBOD	maximum at any time	mg/L	45	64.3	43%	Yes	$ 3,000
49	5/18/2004	CBOD	MER maximum at any time	lb/day	6,200	7,079	14%		$ 3,000
50	5/18/2004	CBOD	weekly average	mg/L	40	55.5	39%		$ 3,000
51	5/18/2004	CBOD	MER weekly average	lb/day	5,500	6,327	15%		$ 3,000
52	5/18/2004	CBOD	monthly average	mg/L	25	41.5	66%	Yes	$ 3,000
53	5/18/2004	CBOD	MER monthly average	lb/day	3,400	4,817	42%	Yes	$ 3,000
54	5/18/2004	CBOD	% removal 30-day average	%	>85	84.5%	N/A		$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
55	5/18/2004	TSS	monthly average	mg/L	30	31.8	6%		$ 3,000
56	5/19/2004	CBOD	maximum at any time	mg/L	45	58.5	30%		$ 3,000
57	5/19/2004	CBOD	MER maximum at any time	lb/day	6,200	6,684	8%		$ 3,000
58	5/19/2004	CBOD	weekly average	mg/L	40	59.2	48%	Yes	$ 3,000
59	5/19/2004	CBOD	MER weekly average	lb/day	5,500	6,745	23%		$ 3,000
60	5/19/2004	CBOD	monthly average	mg/L	25	42.3	69%	Yes	$ 3,000
61	5/19/2004	CBOD	MER monthly average	lb/day	3,400	4,895	44%	Yes	$ 3,000
62	5/19/2004	CBOD	% removal 30-day average	%	>85	84.6%	N/A		$ 3,000
63	5/19/2004	TSS	monthly average	mg/L	30	32.2	7%		$ 3,000
64	5/20/2004	CBOD	maximum at any time	mg/L	45	60.3	34%		$ 3,000
65	5/20/2004	CBOD	MER maximum at any time	lb/day	6,200	6,789	10%		$ 3,000
66	5/20/2004	CBOD	weekly average	mg/L	40	61.8	55%	Yes	$ 3,000
67	5/20/2004	CBOD	MER weekly average	lb/day	5,500	7,021	28%		$ 3,000
68	5/20/2004	CBOD	monthly average	mg/L	25	43.8	75%	Yes	$ 3,000
69	5/20/2004	CBOD	MER monthly average	lb/day	3,400	5,062	49%	Yes	$ 3,000
70	5/20/2004	CBOD	% removal 30-day average	%	>85	84%	N/A		$ 3,000
71	5/20/2004	TSS	monthly average	mg/L	30	32.8	9%		$ 3,000
72	5/21/2004	TSS	monthly average	mg/L	30	33.7	12%		$ 3,000
73	5/22/2004	TSS	monthly average	mg/L	30	34.6	15%		$ 3,000
74	5/23/2004	CBOD	maximum at any time	mg/L	45	64.9	44%	Yes	$ 3,000
75	5/23/2004	CBOD	MER maximum at any time	lb/day	6,200	7,415	20%		$ 3,000
76	5/23/2004	CBOD	weekly average	mg/L	40	62.2	56%	Yes	$ 3,000
77	5/23/2004	CBOD	MER weekly average	lb/day	5,500	7,033	28%		$ 3,000
78	5/23/2004	CBOD	monthly average	mg/L	25	47.3	89%	Yes	$ 3,000
79	5/23/2004	CBOD	MER monthly average	lb/day	3,400	5,455	60%	Yes	$ 3,000
80	5/23/2004	CBOD	% removal 30-day average	%	>85	82.8%	N/A		$ 3,000
81	5/23/2004	TSS	monthly average	mg/L	30	35.5	18%		$ 3,000

Table 1: Summary of Effluent Violations

City of Escondido
Hale Avenue Resource Recovery Facility

Complaint No. R9-2004-0421

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
82	5/24/2004	CBOD	maximum at any time	mg/L	45	79.3	76%	Yes	$ 3,000
83	5/24/2004	CBOD	MER maximum at any time	lb/day	6,200	9,061	46%	Yes	$ 3,000
84	5/24/2004	CBOD	weekly average	mg/L	40	65.5	64%	Yes	$ 3,000
85	5/24/2004	CBOD	MER weekly average	lb/day	5,500	7,406	35%		$ 3,000
86	5/24/2004	CBOD	monthly average	mg/L	25	48.8	95%	Yes	$ 3,000
87	5/24/2004	CBOD	MER monthly average	lb/day	3,400	5,619	65%	Yes	$ 3,000
88	5/24/2004	CBOD	% removal 30-day average	%	>85	82.5%	N/A		$ 3,000
89	5/24/2004	TSS	maximum at any time	mg/L	50	62.6	25%		$ 3,000
90	5/24/2004	TSS	MER maximum at any time	lb/day	6,900	7,153	4%		$ 3,000
91	5/24/2004	TSS	weekly average	mg/L	45	46.4	3%		$ 3,000
92	5/24/2004	TSS	monthly average	mg/L	30	36.9	23%		$ 3,000
93	5/24/2004	TSS	MER monthly average	lb/day	4,100	4,245	4%		$ 3,000
94	5/25/2004	CBOD	maximum at any time	mg/L	45	62.3	38%		$ 3,000
95	5/25/2004	CBOD	MER maximum at any time	lb/day	6,200	7,066	14%		$ 3,000
96	5/25/2004	CBOD	weekly average	mg/L	40	65.1	63%	Yes	$ 3,000
97	5/25/2004	CBOD	MER weekly average	lb/day	5,500	7,403	35%		$ 3,000
98	5/25/2004	CBOD	monthly average	mg/L	25	50.6	102%	Yes	$ 3,000
99	5/25/2004	CBOD	MER monthly average	lb/day	3,400	5,815	71%	Yes	$ 3,000
100	5/25/2004	CBOD	% removal 30-day average	%	>85	82%	N/A		$ 3,000
101	5/25/2004	TSS	maximum at any time	mg/L	50	53.6	7%		$ 3,000
102	5/25/2004	TSS	weekly average	mg/L	45	47.3	5%		$ 3,000
103	5/25/2004	TSS	monthly average	mg/L	30	38.2	27%		$ 3,000
104	5/25/2004	TSS	MER monthly average	lb/day	4,100	4,381	7%		$ 3,000
105	5/26/2004	CBOD	maximum at any time	mg/L	45	73.7	64%	Yes	$ 3,000
106	5/26/2004	CBOD	MER maximum at any time	lb/day	6,200	8,298	34%		$ 3,000
107	5/26/2004	CBOD	weekly average	mg/L	40	68.1	70%	Yes	$ 3,000
108	5/26/2004	CBOD	MER weekly average	lb/day	5,500	7,726	40%	Yes	$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
109	5/26/2004	CBOD	monthly average	mg/L	25	52.2	109%	Yes	$ 3,000
110	5/26/2004	CBOD	MER monthly average	lb/day	3,400	5,978	76%	Yes	$ 3,000
111	5/26/2004	CBOD	% removal 30-day average	%	>85	81.9%	N/A		$ 3,000
112	5/26/2004	TSS	maximum at any time	mg/L	50	70	40%	Yes	$ 3,000
113	5/26/2004	TSS	MER maximum at any time	lb/day	6,900	7,881	14%		$ 3,000
114	5/26/2004	TSS	weekly average	mg/L	45	50.9	13%		$ 3,000
115	5/26/2004	TSS	monthly average	mg/L	30	39.4	31%	Yes	$ 3,000
116	5/26/2004	TSS	MER monthly average	lb/day	4,100	4,511	10%		$ 3,000
117	5/27/2004	CBOD	maximum at any time	mg/L	45	64.7	44%	Yes	$ 3,000
118	5/27/2004	CBOD	MER maximum at any time	lb/day	6,200	7,231	17%		$ 3,000
119	5/27/2004	CBOD	weekly average	mg/L	40	69	73%	Yes	$ 3,000
120	5/27/2004	CBOD	MER weekly average	lb/day	5,500	7,814	42%	Yes	$ 3,000
121	5/27/2004	CBOD	monthly average	mg/L	25	53.2	113%	Yes	$ 3,000
122	5/27/2004	CBOD	MER monthly average	lb/day	3,400	6,076	79%	Yes	$ 3,000
123	5/27/2004	CBOD	% removal 30-day average	%	>85	81.8%	N/A		$ 3,000
124	5/27/2004	TSS	weekly average	mg/L	45	52.4	16%		$ 3,000
125	5/27/2004	TSS	monthly average	mg/L	30	39.6	32%		$ 3,000
126	5/27/2004	TSS	MER monthly average	lb/day	4,100	4,524	10%		$ 3,000
127	5/28/2004	TSS	weekly average	mg/L	45	52.5	17%		$ 3,000
128	5/28/2004	TSS	monthly average	mg/L	30	40.5	35%		$ 3,000
129	5/28/2004	TSS	MER monthly average	lb/day	4,100	4,616	13%		$ 3,000
130	5/29/2004	TSS	weekly average	mg/L	45	52.2	16%		$ 3,000
131	5/29/2004	TSS	monthly average	mg/L	30	41.3	38%		$ 3,000
132	5/29/2004	TSS	MER monthly average	lb/day	4,100	4,702	15%		$ 3,000
133	5/30/2004	CBOD	maximum at any time	mg/L	45	65.8	46%	Yes	$ 3,000
134	5/30/2004	CBOD	MER maximum at any time	lb/day	6,200	7,079	14%		$ 3,000
135	5/30/2004	CBOD	weekly average	mg/L	40	69.2	73%	Yes	$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
136	5/30/2004	CBOD	MER weekly average	lb/day	5,500	7,747	41%	Yes	$ 3,000
137	5/30/2004	CBOD	monthly average	mg/L	25	57.3	129%	Yes	$ 3,000
138	5/30/2004	CBOD	MER monthly average	lb/day	3,400	6,525	92%	Yes	$ 3,000
139	5/30/2004	CBOD	% removal 30-day average	%	>85	80.5%	N/A		$ 3,000
140	5/30/2004	TSS	weekly average	mg/L	45	51.4	14%		$ 3,000
141	5/30/2004	TSS	monthly average	mg/L	30	41.9	39.7%		$ 3,000
142	5/30/2004	TSS	MER monthly average	lb/day	4,100	4,763	16%		$ 3,000
143	5/31/2004	TSS	maximum at any time	mg/L	50	63.4	27%		$ 3,000
144	5/31/2004	TSS	MER maximum at any time	lb/day	6,900	7,297	6%		$ 3,000
145	5/31/2004	TSS	weekly average	mg/L	45	51.5	14%		$ 3,000
146	5/31/2004	TSS	monthly average	mg/L	30	43.3	44%	Yes	$ 3,000
147	5/31/2004	TSS	MER monthly average	lb/day	4,100	4,916	20%		$ 3,000
148	6/1/2004	CBOD	maximum at any time	mg/L	45	52.9	18%		$ 3,000
149	6/1/2004	CBOD	weekly average	mg/L	40	64.3	61%	Yes	$ 3,000
150	6/1/2004	CBOD	MER weekly average	lb/day	5,500	7,163	30%		$ 3,000
151	6/1/2004	CBOD	monthly average	mg/L	25	57.8	131%	Yes	$ 3,000
152	6/1/2004	CBOD	MER monthly average	lb/day	3,400	6,564	93%	Yes	$ 3,000
153	6/1/2004	TSS	maximum at any time	mg/L	50	52.5	5%		$ 3,000
154	6/1/2004	TSS	weekly average	mg/L	45	51.3	14%		$ 3,000
155	6/1/2004	TSS	monthly average	mg/L	30	43.9	46%	Yes	$ 3,000
156	6/1/2004	TSS	MER monthly average	lb/day	4,100	4,986	22%		$ 3,000
157	6/1/2004	CBOD	% removal 30-day average	%	>85	80.6%	N/A		$ 3,000
158	6/2/2004	TSS	maximum at any time	mg/L	50	67.4	35%		$ 3,000
159	6/2/2004	TSS	MER maximum at any time	lb/day	6,900	7,645	11%		$ 3,000
160	6/2/2004	TSS	weekly average	mg/L	45	50.9	13%		$ 3,000
161	6/2/2004	TSS	monthly average	mg/L	30	45	50%	Yes	$ 3,000
162	6/2/2004	TSS	MER monthly average	lb/day	4,100	5,102	24%		$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
163	6/3/2004	CBOD	maximum at any time	mg/L	45	50.5	12%		$ 3,000
164	6/3/2004	CBOD	weekly average	mg/L	40	56.4	41%	Yes	$ 3,000
165	6/3/2004	CBOD	MER weekly average	lb/day	5,500	6,270	14%		$ 3,000
166	6/3/2004	CBOD	monthly average	mg/L	25	57.4	130%	Yes	$ 3,000
167	6/3/2004	CBOD	MER monthly average	lb/day	3,400	6,483	91%	Yes	$ 3,000
168	6/3/2004	CBOD	% removal 30-day average	%	>85	81.1%	N/A		$ 3,000
169	6/3/2004	TSS	maximum at any time	mg/L	50	65.3	31%		$ 3,000
170	6/3/2004	TSS	MER maximum at any time	lb/day	6,900	7,352	7%		$ 3,000
171	6/3/2004	TSS	weekly average	mg/L	45	53.3	18%		$ 3,000
172	6/3/2004	TSS	monthly average	mg/L	30	45.8	53%	Yes	$ 3,000
173	6/3/2004	TSS	MER monthly average	lb/day	4,100	5,181	26%		$ 3,000
174	6/4/2004	TSS	maximum at any time	mg/L	50	52.5	5%		$ 3,000
175	6/4/2004	TSS	weekly average	mg/L	45	54.8	22%		$ 3,000
176	6/4/2004	TSS	monthly average	mg/L	30	45.7	52%	Yes	$ 3,000
177	6/4/2004	TSS	MER monthly average	lb/day	4,100	5,165	26%		$ 3,000
178	6/5/2004	TSS	weekly average	mg/L	45	56	24%		$ 3,000
179	6/5/2004	TSS	MER weekly average	lb/day	6,200	6,322	2%		$ 3,000
180	6/5/2004	TSS	monthly average	mg/L	30	45.8	53%	Yes	$ 3,000
181	6/5/2004	TSS	MER monthly average	lb/day	4,100	5,180	26%		$ 3,000
182	6/6/2004	CBOD	maximum at any time	mg/L	45	49.4	10%		$ 3,000
183	6/6/2004	CBOD	weekly average	mg/L	40	50.9	27%		$ 3,000
184	6/6/2004	CBOD	MER weekly average	lb/day	5,500	5,805	6%		$ 3,000
185	6/6/2004	CBOD	monthly average	mg/L	25	57.8	131%	Yes	$ 3,000
186	6/6/2004	CBOD	MER monthly average	lb/day	3,400	6,525	92%	Yes	$ 3,000
187	6/6/2004	CBOD	% removal 30-day average	%	>85	81%	N/A		$ 3,000
188	6/6/2004	TSS	weekly average	mg/L	45	56.6	26%		$ 3,000
189	6/6/2004	TSS	MER weekly average	lb/day	6,200	6,433	4%		$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
190	6/6/2004	TSS	monthly average	mg/L	30	45.6	52%	Yes	$ 3,000
191	6/6/2004	TSS	MER monthly average	lb/day	4,100	5,156	26%		$ 3,000
192	6/7/2004	CBOD	weekly average	mg/L	40	48.4	21%		$ 3,000
193	6/7/2004	CBOD	MER weekly average	lb/day	5,500	5,548	1%		$ 3,000
194	6/7/2004	CBOD	monthly average	mg/L	25	56.9	128%	Yes	$ 3,000
195	6/7/2004	CBOD	MER monthly average	lb/day	3,400	6,437	89%	Yes	$ 3,000
196	6/7/2004	CBOD	% removal 30-day average	%	>85	81.1%	N/A		$ 3,000
197	6/7/2004	TSS	weekly average	mg/L	45	52.1	16%		$ 3,000
198	6/7/2004	TSS	monthly average	mg/L	30	45.2	51%	Yes	$ 3,000
199	6/7/2004	TSS	MER monthly average	lb/day	4,100	5,117	25%		$ 3,000
200	6/8/2004	CBOD	weekly average	mg/L	40	46.3	16%		$ 3,000
201	6/8/2004	CBOD	monthly average	mg/L	25	56.7	127%	Yes	$ 3,000
202	6/8/2004	CBOD	MER monthly average	lb/day	3,400	6,420	89%	Yes	$ 3,000
203	6/8/2004	CBOD	% removal 30-day average	%	>85	81%	N/A		$ 3,000
204	6/8/2004	TSS	weekly average	mg/L	45	49.5	10%		$ 3,000
205	6/8/2004	TSS	monthly average	mg/L	30	44.9	50%	Yes	$ 3,000
206	6/8/2004	TSS	MER monthly average	lb/day	4,100	5,088	24%		$ 3,000
207	6/9/2004	CBOD	weekly average	mg/L	40	45.6	14%		$ 3,000
208	6/9/2004	CBOD	monthly average	mg/L	25	56.4	126%	Yes	$ 3,000
209	6/9/2004	CBOD	MER monthly average	lb/day	3,400	6,391	88%	Yes	$ 3,000
210	6/9/2004	CBOD	% removal 30-day average	%	>85	81%	N/A		$ 3,000
211	6/9/2004	TSS	monthly average	mg/L	30	45	50%	Yes	$ 3,000
212	6/9/2004	TSS	MER monthly average	lb/day	4,100	5,106	25%		$ 3,000
213	6/10/2004	CBOD	weekly average	mg/L	40	42.5	6%		$ 3,000
214	6/10/2004	CBOD	monthly average	mg/L	25	56.1	124%	Yes	$ 3,000
215	6/10/2004	CBOD	MER monthly average	lb/day	3,400	6,366	87%	Yes	$ 3,000
216	6/10/2004	CBOD	% removal 30-day average	%	>85	81.1%	N/A		$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
217	6/10/2004	TSS	monthly average	mg/L	30	44.8	49%	Yes	$ 3,000
218	6/10/2004	TSS	MER monthly average	lb/day	4,100	5,084	24%		$ 3,000
219	6/11/2004	TSS	monthly average	mg/L	30	45.1	50%	Yes	$ 3,000
220	6/11/2004	TSS	MER monthly average	lb/day	4,100	5,114	25%		$ 3,000
221	6/12/2004	TSS	monthly average	mg/L	30	44.7	49%	Yes	$ 3,000
222	6/12/2004	TSS	MER monthly average	lb/day	4,100	5,074	24%		$ 3,000
223	6/13/2004	CBOD	maximum at any time	mg/L	45	54.5	21%		$ 3,000
224	6/13/2004	CBOD	MER maximum at any time	lb/day	6,200	6,454	4%		$ 3,000
225	6/13/2004	CBOD	weekly average	mg/L	40	43.5	9%		$ 3,000
226	6/13/2004	CBOD	monthly average	mg/L	25	57.4	130%	Yes	$ 3,000
227	6/13/2004	CBOD	MER monthly average	lb/day	3,400	6,515	92%	Yes	$ 3,000
228	6/13/2004	CBOD	% removal 30-day average	%	>85	80.5%	N/A		$ 3,000
229	6/13/2004	TSS	monthly average	mg/L	30	45.4	51%	Yes	$ 3,000
230	6/13/2004	TSS	MER monthly average	lb/day	4,100	5,163	26%		$ 3,000
231	6/14/2004	CBOD	weekly average	mg/L	40	43.7	9%		$ 3,000
232	6/14/2004	CBOD	monthly average	mg/L	25	56.6	126%	Yes	$ 3,000
233	6/14/2004	CBOD	MER monthly average	lb/day	3,400	6,437	89%	Yes	$ 3,000
234	6/14/2004	CBOD	% removal 30-day average	%	>85	80.8%	N/A		$ 3,000
235	6/14/2004	TSS	monthly average	mg/L	30	45.6	52%	Yes	$ 3,000
236	6/14/2004	TSS	MER monthly average	lb/day	4,100	5,189	27%		$ 3,000
237	6/15/2004	CBOD	weekly average	mg/L	40	42.7	7%		$ 3,000
238	6/15/2004	CBOD	monthly average	mg/L	25	55.4	122%	Yes	$ 3,000
239	6/15/2004	CBOD	MER monthly average	lb/day	3,400	6,297	85%	Yes	$ 3,000
240	6/15/2004	CBOD	% removal 30-day average	%	>85	81%	N/A		$ 3,000
241	6/15/2004	TSS	monthly average	mg/L	30	45.7	52%	Yes	$ 3,000
242	6/15/2004	TSS	MER monthly average	lb/day	4,100	5,196	27%		$ 3,000
243	6/16/2004	CBOD	weekly average	mg/L	40	42.6	6%		$ 3,000

Table 1: Summary of Effluent Violations

City of Escondido
Hale Avenue Resource Recovery Facility

Complaint No. R9-2004-0421

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
244	6/16/2004	CBOD	monthly average	mg/L	25	54.4	118%	Yes	$ 3,000
245	6/16/2004	CBOD	MER monthly average	lb/day	3,400	6,183	82%	Yes	$ 3,000
246	6/16/2004	CBOD	% removal 30-day average	%	>85	81.4%	N/A		$ 3,000
247	6/16/2004	TSS	monthly average	mg/L	30	45.6	52%	Yes	$ 3,000
248	6/16/2004	TSS	MER monthly average	lb/day	4,100	5,181	26%		$ 3,000
249	6/17/2004	CBOD	weekly average	mg/L	40	43.3	8%		$ 3,000
250	6/17/2004	CBOD	monthly average	mg/L	25	53.1	112%	Yes	$ 3,000
251	6/17/2004	CBOD	MER monthly average	lb/day	3,400	6,049	78%	Yes	$ 3,000
252	6/17/2004	CBOD	% removal 30-day average	%	>85	81.7%	N/A		$ 3,000
253	6/17/2004	TSS	monthly average	mg/L	30	45	50%	Yes	$ 3,000
254	6/17/2004	TSS	MER monthly average	lb/day	4,100	5,124	25%		$ 3,000
255	6/18/2004	TSS	monthly average	mg/L	30	44.1	47%	Yes	$ 3,000
256	6/18/2004	TSS	MER monthly average	lb/day	4,100	5,021	22%		$ 3,000
257	6/19/2004	TSS	monthly average	mg/L	30	43.5	45%	Yes	$ 3,000
258	6/19/2004	TSS	MER monthly average	lb/day	4,100	4,956	21%		$ 3,000
259	6/20/2004	CBOD	weekly average	mg/L	40	40.7	2%		$ 3,000
260	6/20/2004	CBOD	monthly average	mg/L	25	51.8	107%	Yes	$ 3,000
261	6/20/2004	CBOD	MER monthly average	lb/day	3,400	5,915	74%	Yes	$ 3,000
262	6/20/2004	CBOD	% removal 30-day average	%	>85	81.9%	N/A		$ 3,000
263	6/20/2004	TSS	monthly average	mg/L	30	43	43%	Yes	$ 3,000
264	6/20/2004	TSS	MER monthly average	lb/day	4,100	4,899	19%		$ 3,000
265	6/21/2004	CBOD	weekly average	mg/L	40	40.1	0%		$ 3,000
266	6/21/2004	CBOD	monthly average	mg/L	25	51.4	106%	Yes	$ 3,000
267	6/21/2004	CBOD	MER monthly average	lb/day	3,400	5,873	73%	Yes	$ 3,000
268	6/21/2004	CBOD	% removal 30-day average	%	>85	82.1%	N/A		$ 3,000
269	6/21/2004	TSS	monthly average	mg/L	30	42.6	42%	Yes	$ 3,000
270	6/21/2004	TSS	MER monthly average	lb/day	4,100	4,855	18%		$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
271	6/22/2004	CBOD	weekly average	mg/L	40	40.6	2%		$ 3,000
272	6/22/2004	CBOD	monthly average	mg/L	25	50	100%	Yes	$ 3,000
273	6/22/2004	CBOD	MER monthly average	lb/day	3,400	5,714	68%	Yes	$ 3,000
274	6/22/2004	CBOD	% removal 30-day average	%	>85	82.5%	N/A		$ 3,000
275	6/22/2004	TSS	monthly average	mg/L	30	42.1	40%	Yes	$ 3,000
276	6/22/2004	TSS	MER monthly average	lb/day	4,100	4,807	17%		$ 3,000
277	6/23/2004	CBOD	weekly average	mg/L	40	40.9	2%		$ 3,000
278	6/23/2004	CBOD	monthly average	mg/L	25	48.3	93%	Yes	$ 3,000
279	6/23/2004	CBOD	MER monthly average	lb/day	3,400	5,518	62%	Yes	$ 3,000
280	6/23/2004	CBOD	% removal 30-day average	%	>85	83%	N/A		$ 3,000
281	6/23/2004	TSS	monthly average	mg/L	30	41	37%		$ 3,000
282	6/23/2004	TSS	MER monthly average	lb/day	4,100	4,674	14%		$ 3,000
283	6/24/2004	CBOD	weekly average	mg/L	40	41.8	4%		$ 3,000
284	6/24/2004	CBOD	monthly average	mg/L	25	47.3	89%	Yes	$ 3,000
285	6/24/2004	CBOD	MER monthly average	lb/day	3,400	5,411	59%	Yes	$ 3,000
286	6/24/2004	CBOD	% removal 30-day average	%	>85	83.3%	N/A		$ 3,000
287	6/24/2004	TSS	monthly average	mg/L	30	40.1	34%		$ 3,000
288	6/24/2004	TSS	MER monthly average	lb/day	4,100	4,577	12%		$ 3,000
289	6/25/2004	TSS	monthly average	mg/L	30	38.6	29%		$ 3,000
290	6/25/2004	TSS	MER monthly average	lb/day	4,100	4,404	7%		$ 3,000
291	6/26/2004	TSS	monthly average	mg/L	30	37.8	26%		$ 3,000
292	6/26/2004	TSS	MER monthly average	lb/day	4,100	4,322	5%		$ 3,000
293	6/27/2004	CBOD	maximum at any time	mg/L	45	46.2	3%		$ 3,000
294	6/27/2004	CBOD	weekly average	mg/L	40	42.8	7%		$ 3,000
295	6/27/2004	CBOD	monthly average	mg/L	25	44.9	80%	Yes	$ 3,000
296	6/27/2004	CBOD	MER monthly average	lb/day	3,400	5,152	52%	Yes	$ 3,000
297	6/27/2004	CBOD	% removal 30-day average	%	>85	83.7%	N/A		$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
298	6/27/2004	TSS	monthly average	mg/L	30	37.4	25%		$ 3,000
299	6/27/2004	TSS	MER monthly average	lb/day	4,100	4,282	4%		$ 3,000
300	6/28/2004	CBOD	weekly average	mg/L	40	42.7	7%		$ 3,000
301	6/28/2004	CBOD	monthly average	mg/L	25	44.8	79%	Yes	$ 3,000
302	6/28/2004	CBOD	MER monthly average	lb/day	3,400	5,144	51%	Yes	$ 3,000
303	6/28/2004	CBOD	% removal 30-day average	%	>85	83.6%	N/A		$ 3,000
304	6/28/2004	TSS	monthly average	mg/L	30	37.1	24%		$ 3,000
305	6/28/2004	TSS	MER monthly average	lb/day	4,100	4,247	4%		$ 3,000
306	6/29/2004	CBOD	weekly average	mg/L	40	42.6	6%		$ 3,000
307	6/29/2004	CBOD	monthly average	mg/L	25	43.4	74%	Yes	$ 3,000
308	6/29/2004	CBOD	MER monthly average	lb/day	3,400	4,998	47%	Yes	$ 3,000
309	6/29/2004	CBOD	% removal 30-day average	%	>85	84.0%	N/A		$ 3,000
310	6/29/2004	TSS	monthly average	mg/L	30	36.6	22%		$ 3,000
311	6/29/2004	TSS	MER monthly average	lb/day	4,100	4,199	2%		$ 3,000
312	6/30/2004	CBOD	weekly average	mg/L	40	40.8	2%		$ 3,000
313	6/30/2004	CBOD	monthly average	mg/L	25	43	72%	Yes	$ 3,000
314	6/30/2004	CBOD	MER monthly average	lb/day	3,400	4,951	46%	Yes	$ 3,000
315	6/30/2004	CBOD	% removal 30-day average	%	>85	84.2%	N/A		$ 3,000
316	6/30/2004	TSS	monthly average	mg/L	30	35.5	18%		$ 3,000
317	7/1/2004	CBOD	monthly average	mg/L	25	42.1	68%	Yes	$ 3,000
318	7/1/2004	CBOD	MER monthly average	lb/day	3,400	4,853	43%	Yes	$ 3,000
319	7/1/2004	CBOD	% removal 30-day average	%	>85	84.5%	N/A		$ 3,000
320	7/1/2004	TSS	monthly average	mg/L	30	35.2	17%		$ 3,000
321	7/2/2004	TSS	monthly average	mg/L	30	34.3	14%		$ 3,000
322	7/3/2004	TSS	monthly average	mg/L	30	33.3	11%		$ 3,000
323	7/4/2004	CBOD	monthly average	mg/L	25	41.7	67%	Yes	$ 3,000
324	7/4/2004	CBOD	MER monthly average	lb/day	3,400	4,792	41%	Yes	$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
325	7/4/2004	CBOD	% removal 30-day average	%	>85	84.7%	N/A		$ 3,000
326	7/4/2004	TSS	monthly average	mg/L	30	32.5	8%		$ 3,000
327	7/5/2004	CBOD	monthly average	mg/L	25	41.6	66%	Yes	$ 3,000
328	7/5/2004	CBOD	MER monthly average	lb/day	3,400	4,782	41%	Yes	$ 3,000
329	7/5/2004	CBOD	% removal 30-day average	%	>85	84.7%	N/A		$ 3,000
330	7/5/2004	TSS	monthly average	mg/L	30	32	7%		$ 3,000
331	7/6/2004	CBOD	monthly average	mg/L	25	40.6	62%	Yes	$ 3,000
332	7/6/2004	CBOD	MER monthly average	lb/day	3,400	4,675	38%		$ 3,000
333	7/6/2004	CBOD	% removal 30-day average	%	>85	84.9%	N/A		$ 3,000
334	7/6/2004	TSS	monthly average	mg/L	30	31.3	4%		$ 3,000
335	7/7/2004	CBOD	monthly average	mg/L	25	40	60%	Yes	$ 3,000
336	7/7/2004	CBOD	MER monthly average	lb/day	3,400	4,600	35%		$ 3,000
337	7/7/2004	TSS	monthly average	mg/L	30	31	3%		$ 3,000
338	7/8/2004	CBOD	monthly average	mg/L	25	39.5	58%	Yes	$ 3,000
339	7/8/2004	CBOD	MER monthly average	lb/day	3,400	4,539	34%		$ 3,000
340	7/8/2004	TSS	monthly average	mg/L	30	30.6	2%		$ 3,000
341	7/9/2004	TSS	monthly average	mg/L	30	30.2	1%		$ 3,000
342	7/10/2004	TSS	monthly average	mg/L	30	30.1	0%		$ 3,000
343	7/11/2004	CBOD	monthly average	mg/L	25	39.4	58%	Yes	$ 3,000
344	7/11/2004	CBOD	MER monthly average	lb/day	3,400	4,536	33%		$ 3,000
345	7/12/2004	CBOD	monthly average	mg/L	25	39.3	57%	Yes	$ 3,000
346	7/12/2004	CBOD	MER monthly average	lb/day	3,400	4,531	33%		$ 3,000
347	7/13/2004	CBOD	monthly average	mg/L	25	38.4	54%	Yes	$ 3,000
348	7/13/2004	CBOD	MER monthly average	lb/day	3,400	4,411	30%		$ 3,000
349	7/14/2004	CBOD	monthly average	mg/L	25	38	52%	Yes	$ 3,000
350	7/14/2004	CBOD	MER monthly average	lb/day	3,400	4,368	28%		$ 3,000
351	7/15/2004	CBOD	monthly average	mg/L	25	37.6	50%	Yes	$ 3,000

Table 1: Summary of Effluent Violations

City of Escondido
Hale Avenue Resource Recovery Facility

Complaint No. R9-2004-0421

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit)	Y/N	Mandatory Minimum Penalty
352	7/15/2004	CBOD	MER monthly average	lb/day	3,400	4,311	27%		$ 3,000
353	7/16/2004	CBOD	monthly average	mg/L	25	37.1	48%	Yes	$ 3,000
354	7/16/2004	CBOD	MER monthly average	lb/day	3,400	4,253	25%		$ 3,000
355	7/17/2004	CBOD	monthly average	mg/L	25	37	48%	Yes	$ 3,000
356	7/17/2004	CBOD	MER monthly average	lb/day	3,400	4,232	24%		$ 3,000
357	7/18/2004	CBOD	monthly average	mg/L	25	36.8	47%	Yes	$ 3,000
358	7/18/2004	CBOD	MER monthly average	lb/day	3,400	4,208	24%		$ 3,000
359	7/19/2004	CBOD	monthly average	mg/L	25	36.9	48%	Yes	$ 3,000
360	7/19/2004	CBOD	MER monthly average	lb/day	3,400	4,211	24%		$ 3,000
361	7/20/2004	CBOD	monthly average	mg/L	25	36.5	46%	Yes	$ 3,000
362	7/20/2004	CBOD	MER monthly average	lb/day	3,400	4,163	22%		$ 3,000
363	7/21/2004	CBOD	monthly average	mg/L	25	36	44%	Yes	$ 3,000
364	7/21/2004	CBOD	MER monthly average	lb/day	3,400	4,097	21%		$ 3,000
365	7/22/2004	CBOD	monthly average	mg/L	25	35.7	43%	Yes	$ 3,000
366	7/22/2004	CBOD	MER monthly average	lb/day	3,400	4,059	19%		$ 3,000
367	7/25/2004	CBOD	monthly average	mg/L	25	35.1	40%	Yes	$ 3,000
368	7/25/2004	CBOD	MER monthly average	lb/day	3,400	3,987	17%		$ 3,000
369	7/26/2004	CBOD	monthly average	mg/L	25	35.3	41%	Yes	$ 3,000
370	7/26/2004	CBOD	MER monthly average	lb/day	3,400	4,008	18%		$ 3,000
371	7/27/2004	CBOD	monthly average	mg/L	25	35.2	41%	Yes	$ 3,000
372	7/27/2004	CBOD	MER monthly average	lb/day	3,400	3,999	18%		$ 3,000
373	7/28/2004	CBOD	monthly average	mg/L	25	35.3	41%	Yes	$ 3,000
374	7/28/2004	CBOD	MER monthly average	lb/day	3,400	3,999	18%		$ 3,000
375	7/29/2004	CBOD	weekly average	mg/L	40	41.3	3%		$ 3,000
376	7/29/2004	CBOD	monthly average	mg/L	25	35.4	42%	Yes	$ 3,000
377	7/29/2004	CBOD	MER monthly average	lb/day	3,400	4,017	18%		$ 3,000
378	8/1/2004	CBOD	monthly average	mg/L	25	35.2	41%	Yes	$ 3,000

No.	Date	Constituent	Effluent Limitation	Unit	Permitted Limit	Reported Value	Serious Violation (>40% limit) Y/N	Mandatory Minimum Penalty
379	8/1/2004	CBOD	MER monthly average	lb/day	3,400	3,993	17%	$ 3,000
380	8/2/2004	CBOD	monthly average	mg/L	25	34.9	39.6%	$ 3,000
381	8/2/2004	CBOD	MER monthly average	lb/day	3,400	3,962	17%	$ 3,000
382	8/3/2004	CBOD	monthly average	mg/L	25	34.4	38%	$ 3,000
383	8/3/2004	CBOD	MER monthly average	lb/day	3,400	3,918	15%	$ 3,000
384	8/4/2004	CBOD	monthly average	mg/L	25	34	36%	$ 3,000
385	8/4/2004	CBOD	MER monthly average	lb/day	3,400	3,878	14%	$ 3,000
386	8/5/2004	CBOD	monthly average	mg/L	25	33.9	36%	$ 3,000
387	8/5/2004	CBOD	MER monthly average	lb/day	3,400	3,865	14%	$ 3,000
388	8/8/2004	CBOD	monthly average	mg/L	25	33.6	34%	$ 3,000
389	8/8/2004	CBOD	MER monthly average	lb/day	3,400	3,819	12%	$ 3,000
390	8/9/2004	CBOD	monthly average	mg/L	25	32.6	30%	$ 3,000
391	8/9/2004	CBOD	MER monthly average	lb/day	3,400	3,716	9%	$ 3,000
392	8/10/2004	CBOD	monthly average	mg/L	25	31.7	27%	$ 3,000
393	8/10/2004	CBOD	MER monthly average	lb/day	3,400	3,604	6%	$ 3,000
394	8/11/2004	CBOD	monthly average	mg/L	25	30.5	22%	$ 3,000
395	8/11/2004	CBOD	MER monthly average	lb/day	3,400	3,471	2%	$ 3,000
396	8/12/2004	CBOD	monthly average	mg/L	25	29.4	18%	$ 3,000
397	8/15/2004	CBOD	monthly average	mg/L	25	28	12%	$ 3,000
398	8/16/2004	CBOD	monthly average	mg/L	25	26.6	6%	$ 3,000
399	8/17/2004	CBOD	monthly average	mg/L	25	25.3	1%	$ 3,000
								$1,188,000