



Linda S. Adams
Secretary for
Environmental Protection

California Regional Water Quality Control Board San Diego Region

Over 50 Years Serving San Diego, Orange, and Riverside Counties
Recipient of the 2004 Environmental Award for Outstanding Achievement from U.S. EPA



Arnold Schwarzenegger
Governor

9174 Sky Park Court, Suite 100, San Diego, California 92123-4353
(858) 467-2952 • Fax (858) 571-6972
<http://www.waterboards.ca.gov/sandiego>

February 18, 2010

Mr. Alvin Shoemaker
Onsite CS Manager
San Diego State University
5300 Campanile Drive
San Diego, CA 92115-1138

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
7009 1410 0002 2347 3803

In reply refer to:
Place No. 631554:cmeans

RE: NOTICE OF VIOLATION NO. R9-2010-0031

Dear Mr. Shoemaker:

Enclosed is **Notice of Violation (NOV) No. R9-2010-0031** issued to San Diego State University (CSU San Diego) for violations of State Water Resources Control Board Order No. 2006-0003-DWQ, *Statewide General Waste Discharge Requirements for Sanitary Sewer Systems*. NOV No. R9-2010-0031 is issued to the CSU San Diego for failure to certify that it has developed and implemented a written Sewer System Management Plan for the CSU San Diego Collection System.

Please provide a written response to the Regional Board by March 16, 2010 describing how the agency has or will resolve the violations alleged in the NOV. Your response will be reviewed to determine if appropriate measures have been taken to address the violations noted and to assess the need for further enforcement action.

In the subject line of any response, please include the requested **"In reply refer to:"** information located in the heading of this letter. Questions pertaining to the issuance of this NOV should be directed to Christopher Means at (858) 637-5581 or cmeans@waterboards.ca.gov.

01-01-01-01

California Environmental Protection Agency

Recycled Paper

Mr. Alvin Shoemaker
CSU San Diego CS
NOV R9-2010-0031

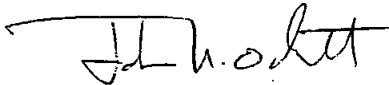
- 2 -

February 18, 2010

Written correspondence pertaining to this NOV should be directed to the following address:

California Regional Water Quality Control Board, San Diego Region
9174 Sky Park Court, Suite 100, San Diego, CA 92123-4340
Attn: Mr. Christopher Means

Respectfully,



JOHN R. ODERMATT, M.Sc., PG
Senior Engineering Geologist, Acting Branch Chief
Water Quality Restoration and Standards Branch

JRO:jch:cjm

Order No.	R9-2010-0031
CIWQS Place ID	631554
Violation ID	861037
Reg. Measure No.	373107

Enclosures: Notice of Violation R9-2010-0031

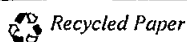
Cc via email: (w/encl.)

James Fischer, State Water Board, Office of Enforcement,
jfischer@waterboards.ca.gov

Russell Norman, State Water Board, SSO Program,
rnorman@waterboards.ca.gov

01-01-10

California Environmental Protection Agency





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February 18, 2010

<p>IN THE MATTER OF:</p> <p>Mr. Alvin Shoemaker Onsite CS Manager San Diego State University 5300 Campanile Drive San Diego, CA 92115-1138</p>	<p>NOTICE OF VIOLATION NO. R9-2010-0031</p> <p>Failure to Comply With State Water Resources Control Board Order No. 2006-0003-DWQ, San Diego State University Collection System</p>
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State Water Resources Control Board Order No. 2006-0003-DWQ

YOU ARE HEREBY NOTIFIED THAT:

San Diego State University (CSU San Diego) is in violation of State Water Resources Control Board (State Water Board) Order No. 2006-0003-DWQ, *Statewide General Waste Discharge Requirements for Sanitary Sewer Systems* for failing to develop and self-certify a Sewer System Management Plan (SSMP) in compliance with the required time schedule for the CSU San Diego Collection System.

Such violations may subject you to further enforcement action by the State Water Board and California Regional Water Quality Control Board, San Diego Region (Regional Board), including administrative enforcement orders such as administrative civil liability in amounts of up to \$5,000 per day per violation; referral to the State Attorney General for injunctive relief; and, referral to the District Attorney for criminal prosecution.

Summary of Violations:

FAILURE TO DEVELOP AND CERTIFY SSMP

CSU San Diego failed to certify development of a written SSMP for the CSU San Diego Collection System in compliance with the provisions and time schedule required in Order No 2006-0003-DWQ.

04020101

February 18, 2010

- 1. Pursuant to Provision D.14:** The Enrollee shall certify that the SSMP, and subparts thereof, are in compliance with the general waste discharge requirements of Order No. 2006-0003-DWQ by completing the certification portion of the Online Sanitary Sewer Overflow (SSO) database.
- 2. Pursuant to Provision D.15:** The Enrollee shall comply with these requirements according to the time schedule in this section.

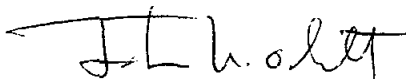
Allegation: CSU San Diego failed to complete and self-certify the following SSMP sections in the online SSO database by the due dates provided in Provision D.15:

SSMP Section	Completion Due Date	Status
3. Legal Authority	05/02/2009	Completed 05/26/2009
4. Operations & Maintenance Program	05/02/2009	Completed 05/26/2009
5: Design & Performance Provisions	08/02/2009	Not Completed
7. FOG Control Program	05/02/2009	Completed 05/26/2009
8: System Evaluation and Capacity Assurance Plan	08/02/2009	Not Completed
9: Monitoring, Measurement and Program Modifications	08/02/2009	Not Completed
12: SSMP Completion and Certification	08/02/2009	Not Completed

Therefore, CSU San Diego has not verified compliance with requirements to develop an SSMP as required by Order No 2006-0003-DWQ.

Questions concerning the issuance of this Notice of Violation should be directed to Mr. Christopher Means at (858) 637-5581 or cmeans@waterboards.ca.gov. Written correspondence pertaining to this Notice of Violation should be directed to the following address:

California Regional Water Quality Control Board, San Diego Region
9174 Sky Park Court, Suite 100, San Diego, CA 92123-4340
Attn: Mr. Christopher Means



JOHN R. ODERMATT, M.Sc., PG
Senior Engineering Geologist, Acting Branch Chief
Water Quality Restoration and Standards Branch

2-18-10

DATE

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. Alvin Shoemaker
 Onsite CS manager
 San Diego State University
 5300 Campanile Drive
 San Diego, CA 92115-1138

2. Article Number
 (Transfer from service label)

7009 1410 0002 2347 3803

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
 OF THE RETURN ADDRESS, FOLDED AT DOTTED LINE
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Sent To
 Street, Apt. No.,
 or PO Box No. 5300 Campanile Drive
 City, State, Zip+4 San Diego, 92115-1138

PS Form 3800, August 2006

See Reverse for Instructions

01-01-01-01