



San Diego Regional Water Quality Control Board

August 11, 2016

Mr. Michael Persall
Manager Partner
ABP 850 Coast LLC
820 2nd Street
Encinitas, CA 92024
mpersall@abpcapital.com

Sent Via Email Only

In reply refer to / attn:
822669:DQuatch

Subject: Staff Enforcement Letter for ABP 850 Coast LLC, 850 S. Coast Highway 101 (Project), General Water Discharge Requirements for Groundwater Extraction Discharges to Surface Waters within the San Diego Region, Order No. R9-2015-0013, NPDES Permit No. CAG919003 (General Order)

Mr. Persall:

As required by Attachment E, Table E-9 of the General Order, the aforementioned Project is required to submit monthly self-monitoring reports (SMRs). As of the date of this letter, ABP 850 Coast LLC, still has not submitted the following SMRs:

1. April 2016 monthly self- monitoring report (SMR), due on May 30, 2016.
2. May 2016 monthly SMR, due on June 30, 2016.
3. June 2016 monthly SMR, due on July 30, 2016.
4. Second quarter SMR, due on July 30, 2016.

Please note that all reports shall be signed by a person described in Attachment D, section V.B.2 of the General Order. Any person signing a document shall also make the following certification statement:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Pursuant to the California Water Code (CWC), the violation noted is subject to additional enforcement action(s) by the San Diego Water Board including a time schedule order, cease and desist order, cleanup and abatement order, imposition of administrative civil liability, referral to the district attorney for criminal prosecution, or referral to the attorney general. Administrative civil liability amounts that may be imposed by the San Diego Water Board under authority of CWC section 13385 include up to \$10,000 per day or up to \$10 per gallon for each gallon of waste discharged.

In the subject line of any response, please include the reference "822669:DQuatch". For questions or concerns regarding this letter, please contact me at 619-521-5899 or Dat.Quach@waterboards.ca.gov.

Respectfully,



Dat Quach, P.E.
Water Resource Control Engineer
Source Control Regulatory Unit

cc by email:

Michael E. Slaby, Pure Effect, Inc., mslaby@pureeffect.com
Amir Baum, Pure Effect, Inc., Amir.Baum@pureeffect.com
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Chiara Clemente, San Diego Water Board, Chiara.Clemente@waterboards.ca.gov

Tech Staff Info & Use	
Order No.	R9-2015-0013
Party IDs	554994 (ABP 850 Coast, LLC), 554995 (Michael Persall)
WDID	9 000003007
NPDES No.	CAG919003
Reg. Measure IDs	400619 (General Order), 822669 (Enrollee), 408058 (SEL)
PIN	822669
Violation ID	
1	1010988
2	1010989
3	1010990
4	1011532