

EDMUND G. BROWN JR.  
GOVERNOR

MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

## California Regional Water Quality Control Board, San Diego Region

**Certified Mail – Return Receipt Request**  
**7011 0470 0002 8952 5843**

June 24, 2014

Mr. Fernando Pozo Bustamante  
PozoTransport  
6965 Camiino Maguiladora, Ste C  
San Diego, CA 92154

**In reply refer to:**  
Application ID: 445072: WGhoram

Mr. Bustamante:

**Subject: SECOND NOTICE - Requirement to Enroll Under Industrial Storm Water General Permit, Pozo Transport, 6965 Camino Maguiladora, San Diego, CA 92154**

Pursuant to California Water Code (CWC) Section 13399.30, this letter serves as your second and final notice that Pozo Transport is required to enroll under Order No. 97-03-DWQ, National Pollutant Discharge Elimination System (NPDES) General Permit No. CAS000001, *Waste Discharge Requirements (WDRs) For Discharges of Storm Water Associated with Industrial Activities Excluding Construction Activities* (Industrial Storm Water Permit). By letter dated March 28, 2014 (copy attached), you were notified by the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) that coverage under the Industrial Storm Water Permit for your facility located at 6965 Camino Maguiladora in San Diego, is mandatory based on SIC Code 4213 (Trucking Except Local).

For more information about the Industrial Storm Water Permitting Program, please see our website at: [http://www.waterboards.ca.gov/water\\_issues/programs/stormwater/industrial.shtml](http://www.waterboards.ca.gov/water_issues/programs/stormwater/industrial.shtml).

A copy of the Industrial Storm Water General Permit, including the Notice of Intent (NOI) was included in your first notice from the San Diego Water Board, dated March 28, 2014. Within thirty days, please submit a completed NOI, a site map of the facility, and the application fee of \$1791 made payable to "State Water Resources Control Board." All materials must be sent to the following address:

State Water Resources Control Board  
Division of Water Quality  
Attn: Storm Water Section  
PO Box 1977  
Sacramento, CA 95812-1977

**Failure to seek coverage could result in a mandatory minimum penalty of not less than \$5000 per year of noncompliance pursuant to CWC sections 13399.30 and 13399.33. The San Diego Water Board strongly urges you to bring your facility into compliance to avoid mandatory minimum penalties.**

In the subject line of any response, please include the requested "In reply refer to:" information located in the heading of this letter. For questions pertaining to the subject matter, please contact Ms. Whitney Ghoram at (619) 521-8040 or [wghoram@waterboards.ca.gov](mailto:wghoram@waterboards.ca.gov)

Respectfully,



JAMES G. SMITH  
Assistant Executive Officer

JGS :esb:wjg

Attachment: March 28, 2014 letter

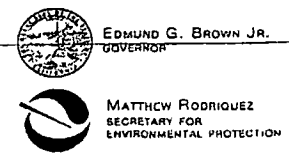
Cc via email: (w/o encl.)

Cc: Mr. Vincent Barnese, Storm Water Inspector II, Enforcement & Inspection Section, Storm Water Department, 9370 Chesapeake Drive, Suite 100, MS1900, San Diego, CA 92123

SMARTS Entries

Tech Staff Info & Use	
Application ID.	445072
NPDES No.	CAS000001
WDID	9371N602578
Inspection ID	2021680
Violation ID	853583
Enforcement ID	415081

Attachment - Copy



California Regional Water Quality Control Board, San Diego Region

March 28, 2014

Certified Mail – Return Receipt Request  
7011 0470 0002 8952 5829

Mr. Fernando Pozo Bustamante  
PozoTransport  
6965 Camiino Maguiladora, Ste C  
San Diego, CA 92154

In reply refer to:  
Application ID: 445072

Mr. Bustamante:

**Subject: Requirement to Enroll under Industrial Storm Water General Permit, Pozo Transport, 6965 Camino Maguiladora, San Diego, CA 92154**

Pursuant to California Water Code (CWC) Section 13399.30, you are hereby notified that Pozo Transport, San Diego is required to enroll under Order No. 97-03-DWQ, National Pollutant Discharge Elimination System (NPDES) General Permit No. CAS000001, *Waste Discharge Requirements (WDRs) For Discharges of Storm Water Associated with Industrial Activities Excluding Construction Activities*. Order No. 97-03-DWQ (Industrial Storm Water General Permit) was issued by the State Water Resources Control Board on April 17, 1997 and is enforced locally by the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board).

The San Diego Water Board and the City of San Diego Storm Water Department, inspected your facility and confirmed that coverage under the Industrial Storm Water General Permit for your facility, located at 9955 Marconi in San Diego, is mandatory based on SIC Code 4213 (Trucking Except Local). In addition, the inspectors observed waste oil in open 5 gallon buckets on the ground at the east and south areas of the facility. The inspectors met with the property owner, Richard Moya, and advised Mr. Moya that corrective actions must be taken to clean up and properly dispose of the waste oil. Since you were not present during the inspection, this letter serves as a notice to you that corrective actions are needed to clean up and properly dispose of the waste oil.

The Industrial Storm Water General Permit is an NPDES permit that regulates discharges associated with 10 broad categories of industrial activities. This permit requires the implementation of management measures that will achieve the performance standard of best available technology economically achievable (BAT) and best conventional pollutant control technology (BCT). The Industrial Storm Water General Permit also requires the development of a Storm Water Pollution Prevention Plan (SWPPP) and a water quality monitoring plan. Through the SWPPP, sources of pollutants are to be identified and the means to manage the sources to reduce storm water pollution described. The permit requires that an annual report be submitted each July 1. Attached is a copy Order No. 97-03-DWQ and Notice of Intent Form.

For more information regarding the Industrial Storm Water General Permit, please see our website: [http://www.waterboards.ca.gov/water\\_issues/programs/stormwater/industrial.shtml](http://www.waterboards.ca.gov/water_issues/programs/stormwater/industrial.shtml)

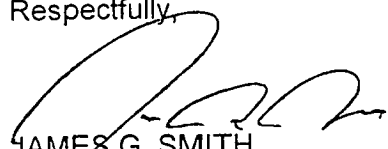
To apply for coverage under the permit, you must submit a Notice of Intent (NOI), which is included in the attached packet. Within thirty days, please submit a completed NOI, a site map of the facility, and the application fee of \$1791.00 made payable to "State Water Resources Control Board." All materials must be sent to the following address:

State Water Resources Control Board  
Division of Water Quality  
Attn: Storm Water Section  
P.O. Box 1977  
Sacramento, CA 95812-1977

**Failure to seek coverage could result in a mandatory minimum penalty of not less than \$5000 per year of noncompliance pursuant to CWC sections 13399.30 and 13399.33.**

In the subject line of any response, please include the requested "In reply refer to:" information located in the heading of this letter. For questions pertaining to the subject matter, please contact Ms. Whitney Ghoram at (619) 521-8040 or [wghoram@waterboards.ca.gov](mailto:wghoram@waterboards.ca.gov).

Respectfully,



JAMES G. SMITH  
Assistant Executive Officer

Attachment: Order No. 97-03-DWQ (Industrial Storm Water Permit, NOI Form & Checklist)

JGS :esb:wjg

Cc: Mr. Vincent Barnese, Storm Water Inspector II, Enforcement & Inspection Section, Storm Water Department, 9370 Chesapeake Drive, Suite 100, MS1900, San Diego, CA 92123

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