

NPDES Inspections and Enforcement

Inspections: EPA expectations compared to California's proposed FY09/10 performance targets.

Inspection Type	EPA Expectation	California Proposed FY09/10 Performance Targets and (EPA comments)
NPDES Majors	249 majors inspections (100% coverage/yr.)	195 majors inspections (shortfalls in RBs 3, 4 and 5)
NPDES Minors	71 minors inspections (20% coverage/yr.)	127 minors inspections (exceeds EPA expectations)
Stormwater - Construction	1,000 inspections	1,690 inspections (exceeds EPA expectations)
Stormwater – Industrial	1,000 inspections	708 inspections (falls short of EPA expectations)
Stormwater MS4	16 Phase 1 & 2 inspections	67 Phase 1 & 2 inspections (exceeds EPA expectations)
Pretreatment	80 pretreatment inspections, audits and program reviews (all conducted by EPA contractors using 106 funds)	Not included in California Performance Targets (EPA suggest adding to State performance targets)
CAFOs	380 inspections	Not included in California Performance Targets (EPA suggest adding to State performance targets)
SSO	State/EPA inspection plan to be determined in FY09/10.	Not included in California Performance Targets (EPA suggest adding to State performance targets)

Enforcement Expectations: EPA expects timely formal enforcement against major facilities in SNC. Since completion of the California SRF report, California SNC rates have increased and at times exceeded the national average. California should initiate formal enforcement (CDOs or TSOs) to reduce the SNC rate.

EPA Priorities and Cooperative Efforts with Water Boards

- **Stormwater:** 1) Ports of Los Angeles, Long Beach and Stockton. Possible new audits at Ports of Oakland and San Francisco late FY09/10; 2) CalTrans MS4 audits.
- **SSO:** 1) EBMUD case; 2) joint State/EPA inspections per State SSO compliance plan and EPA's national priority strategy.
- **CAFOs:** EPA expects California to take the lead on compliance and enforcement and will work with RB5 and 8 to document State activities in-lieu of EPA implementation of national strategy.

Pretreatment: Presently, nearly all pretreatment programmatic and compliance activities in California are carried out by EPA staff and 106 grant funded contractors. EPA expects the Water Boards to increase its direct responsibility for pretreatment, possibly using a centralized team of State pretreatment experts to conduct program reviews and enforcement.