

**STATE OF CALIFORNIA  
REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL COAST REGION**

**STAFF REPORT FOR REGULAR MEETING MARCH 19-20, 2009**

Prepared on February 24, 2009

**ITEM NUMBER: 12**

**SUBJECT: Enforcement Report**

**DISCUSSION**

**Violations Listing**

Staff uses the California Integrated Water Quality System (CIWQS) to track Water Board data, including violations and enforcement actions. The following pages contain a list of violations generated from CIWQS that occurred between November 1, 2008, and November 30, 2008. CIWQS has a new sewer system overflow (SSO) module which provides better tracking and reporting of such spills.

**Summary of Enforcement Activities**

The following information summarizes significant enforcement action taken by the Water Board during the period between January 1, 2009, and January 31, 2009.

Notices of Violation

Laguna County Sanitation District

Staff Enforcement Letters

None

Cleanup and Abatement Orders

None

Administrative Civil Liability Complaints

None

Administrative Civil Liability Settlements

The Executive Officer and Franscioni Brothers, Inc. reached a settlement to resolve violations alleged in ACL Complaint No. R3-2007-0098. Franscioni Brothers agreed to pay \$4,500 (\$2,500 to SWRCB and \$2,000 to Central Coast Water Quality Preservation, Inc.). The complaint alleged that Franscioni Brothers failed to file a Notice of Intent to Comply with Order No. R3-2004-0117, *Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands*, and to pay associated fees.

The Executive Officer and FYP Vineyards reached a settlement to resolve violations alleged in ACL Complaint No. R3-2007-0100. FYP Vineyards agreed to pay \$3,000 (\$2,500 to SWRCB and \$500 to Central Coast Water Quality Preservation, Inc.). The complaint alleged that FYP Vineyards failed

to file a Notice of Intent to Comply with Order No. R3-2004-0117, *Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands*, and to pay associated fees.

The Executive Officer and Agro-Jal Farms, Inc. reached a settlement to resolve violations alleged in ACL Complaint No. R3-2007-0099. Agro-Jal agreed to pay \$14,000 (\$7,000 to SWRCB and \$7,000 to Central Coast Water Quality Preservation, Inc.). The complaint alleged that Agro-Jal failed to file a Notice of Intent to Comply with Order No. R3-2004-0117, *Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands*, and to pay associated fees.

The Executive Officer and Strawberry Services, Inc. reached a settlement to resolve violations alleged in ACL Complaint No. R3-2007-0102. Strawberry Services agreed to pay \$3,000 (\$2,500 to SWRCB and \$500 to Central Coast Water Quality Preservation, Inc.). The complaint alleged that Strawberry Services failed to file a Notice of Intent to Comply with Order No. R3-2004-0117, *Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands*, and to pay associated fees.

### **Mandatory Minimum Penalty Initiative**

The State Water Board's Office of Enforcement has been (Statewide Enforcement Backlog Initiative) resolving the large and growing number of violations subject to mandatory minimum penalties (MMPs). The initiative is achieving the backlog reduction through a phased approach of first resolving uncontested MMP violations with minimal additional staff time by sending letters to facilities with violations subject to MMPs and offering them the opportunity to resolve their violations by acknowledging them and providing full payment of any accrued mandatory penalties. Based on the response to the initial contact correspondence to facilities subject to the MMPs, the Water Boards will sequence and process remaining MMP enforcement hearings.

The Initiative addresses violations through December 31, 2007.

Our region's backlog is minor compared to the Statewide backlog. In July 2008, the Office of Enforcement sent letters to 22 facilities in the Central Coast Region. Attachment 2 is a table showing the status of the process for each facility.

### **RECOMMENDATION**

This report is for Board information. The Board may provide direction to staff.

### **ATTACHMENTS**

1. Violation List
2. OE MMP Initiative Status