

**WAIVER
OF RIGHT TO A
PUBLIC HEARING**

Charley Glasper, Mayor Pro Tem
City of Adelanto
11600 Air Expressway
Adelanto, CA 92301

Complaint No. R6V-2008-0012
For

Administrative Civil Liability

~~\$15,000~~

\$6,500
RSD

ADMINISTRATIVE CIVIL LIABILITY COMPLAINT NO. R6V-2008-0012 ISSUED TO ADELANTO PUBLIC UTILITY AUTHORITY, FOR VIOLATION OF REPORTING REQUIREMENTS IN CEASE AND DESIST ORDER NO. R6V-2007-24, SAN BERNARDINO COUNTY, W DID NO. 6B369805001

By signing below, the Adelanto Public Utility Authority (Authority) waives its right to a hearing before the California Regional Water Quality Control Board, Lahontan Region (Lahontan Water Board) with regard to the violation alleged in Complaint No. R6V-2008-0012 (the Complaint), and agrees to remit payment for the amount of the civil liability set forth above. The Authority has been informed of the right provided by Water Code section 13323, subdivision (b), to a hearing within ninety (90) days of issuance of an Administrative Civil Liability (ACL) Complaint and herein waives that right.

The party signing below is a duly authorized representative of the Authority in connection with the Complaint. By signing below, the Authority neither admits nor denies the allegations contained in the Complaint.

Please note that the settlement of the Complaint, as provided above, will not be effective until reasonable opportunity for public participation has been provided pursuant to the State Water Resources Control Board 2002 Enforcement Policy (Enforcement Policy). In accordance with the Enforcement Policy, a 30-day public comment period will be required for a proposed settlement of administrative civil liability. The Lahontan Water Board will notify interested persons of any proposed settlement for the recommended liability and will solicit comments on the settlement for a period of 30 days.

During the period of public participation, which includes the 30-day comment period and a reasonable time thereafter for the Lahontan Water Board to review and evaluate any public comments received, the Lahontan Water Board retains complete discretion to terminate this settlement by withdrawing the Complaint and issuing a new ACL Complaint. This waiver is void if the Lahontan Water Board withdraws the Complaint.

Adelanto Public Utility Authority Representative

Jim Clark
Signature

City Manager
Title

5/9/08
Date

D. James Hart
Print your name

Send this signed form to:
California Regional Water Quality Control Board – Lahontan Region
Attn: Robert S. Dodds, Assistant Executive Officer
2501 Lake Tahoe Boulevard
South Lake Tahoe, CA 96150

5/9/08

Robert Dodds
Assistant Executive Officer

Accepted *Robert S. Dodds* *5/9/08*

Bob,

This will confirm our discussion this morning wherein we agreed to settle complaint no. RBV-2008-0012 originally levied at \$15,000 at the sum of \$6,500. I have changed the original figure on page 1 to \$6,500 and initialed it.

If this meets your approval, please initial page 1 also and sign this form.

Jim Clark
D. James Hart
City Manager