

Executive Officer's Summary Report
8:30 a.m., January 27, 2010
Regional Water Board Office
David C. Joseph Meeting Room
5550 Skylane Blvd., Suite A
Santa Rosa California

ITEM: 5

SUBJECT: Public Hearing on Order No. R1-2011-0005 to consider whether to affirm, reject, or modify an Order imposing Administrative Civil Liability, for violations of Water Reclamation Requirements, Order No. 88-52, **City of Santa Rosa Oakmont Wastewater Treatment Facility**, WDID No. 1B78209SON, Sonoma County

DISCUSSION

On May 7, 2009, the Regional Water Board Assistant Executive Officer issued Administrative Civil Liability Complaint No. R1-2009-0046 that proposed an administrative civil liability in the amount of \$65,300 be imposed on the City of Santa Rosa for violations of Water Reclamation Requirements, Order No. 88-52. The violations described in the Order occurred in 2006 and 2008.

Following settlement negotiations the penalty was reduced to \$40,300. On June 24, 2010, the Discharger proposed to apply a portion of the administrative civil liability towards completion of a Supplemental Environmental Project (SEP). The proposed SEP will prevent encampments under three bridges in the upper reaches of Santa Rosa Creek. The SEP will eliminate discharges of waste that include trash and human waste.

By letter dated June 15, 2010, the Discharger paid \$20,800 into the State Water Pollution Cleanup and Abatement Account (CAA) and submitted a final version of the proposed SEP. The ACL Order under consideration affirms the administrative civil liability amount of \$40,300 proposed in the Complaint, acknowledges the Discharger's \$20,800 payment to the CAA, and describes and provides a time schedule for implementation of the Discharger's SEP, which when completed will offset the remaining administrative civil liability of \$19,500.

No comments have been received during the 30 day public comment period.

PRELIMINARY STAFF
RECOMMENDATION:

Adopt Administrative Civil Liability Order
No. R1-2011-0005 for the City of Santa Rosa.