

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
NORTH COAST REGION

NOTICE OF PROPOSED SETTLEMENT WITH  
THE CITY OF EUREKA  
ELK RIVER WASTEWATER TREATMENT FACILITY  
ORDER NO. R1-2016-0005

FOR VIOLATIONS SUBJECT TO MANDATORY MINIMUM PENALTIES  
FOR THE PERIOD FROM MARCH 1, 2014 THROUGH SEPTEMBER 30, 2015

WRITTEN COMMENTS ARE DUE NO LATER THAN  
**5:00 P.M., on March 25, 2016**

On March 28, 2016, the Executive Officer of the California Regional Water Quality Control Board, North Coast Region (Regional Board) will consider approval of a Settlement Agreement and Stipulation for Entry of Administrative Civil Liability Order (“Stipulated Order”) that describes a proposed settlement with the City of Eureka (City) to resolve violations subject to administrative civil liability alleged in Complaint No. R1-2015-0047, issued July 7, 2015, and additional violations which occurred after the period covered in the Complaint.

Specifically, the Complaint addressed effluent limit violations that had occurred at the Elk River Wastewater Treatment Facilities from March 1, 2014 through December 31, 2014. Nine additional effluent violations occurred over the period from January 1, 2015 through September 30, 2015. Consequently, the Stipulation addresses a total of eighteen effluent violations that are subject to mandatory minimum penalties, with a total civil liability amount of \$54,000. Exceedance of effluent limitations is a violation of Waste Discharge Requirements Order No. R1-2009-0033 (NPDES Permit No. CA0024449). Both the proposed Order and related documents are available at:  
[http://www.waterboards.ca.gov/northcoast/board\\_decisions/tentative\\_orders/](http://www.waterboards.ca.gov/northcoast/board_decisions/tentative_orders/)

The City has proposed to apply \$34,500 of the assessed penalties towards two Supplemental Environmental Projects, the Sequoia Park Zoo Stormwater and Water Pollution Prevention Project and Low Impact Development Plans and Implementation for City Hall Parking Lots. The City will pay the remaining \$19,500 in penalties to the State Water Resources Control Board’s Cleanup and Abatement Account.

Persons may comment on the proposed settlement by submitting written comments so that they are received no later than 5:00 p.m. on March 25, 2016. Comments can be submitted by email to Cecile Morris at [Cecile.Morris@waterboards.ca.gov](mailto:Cecile.Morris@waterboards.ca.gov). Written comments should include “Stipulated Order No. R1-2016-0005” in the subject line. In the event that comments received during the public comment period warrant a hearing before the Regional Water Board, said hearing will be duly noticed on the Regional Water Board’s website for a subsequent Board meeting. In absence of substantive comments warranting a hearing, the Stipulated Order is expected to be signed by the Executive Officer and become a final Order. Please check the Regional Water Board’s website for any updates on this matter.

Shin-Roei Lee  
Assistant Executive Officer

February 25, 2016