

AMENDING RESOLUTION NO. 678, ORDERING  
GEORGE KAPPAS TO CEASE AND DESIST  
VIOLATION OF REQUIREMENTS OF RESOLUTION  
NO. 592

ORDER NO. 72-28

The California Regional Water Quality Control Board, San Francisco Bay Region, finds that:

- A. This Regional Board adopted Resolution No. 592 prohibiting sewage discharges to Richardson Bay within the corporate limits of the City of Sausalito and within an area bound by the westerly corporate limits of Sausalito on the east, Sausalito Canal on the north and U.S. Highway 101 on the west and south on September 17, 1964.
- B. On June 17, 1965 this Board adopted Resolution No. 678 finding that George Kappas was the owner of certain property on which boats, arks, yachts, houseboats, rafts or dwellings were moored or rested which were discharging sewage in violation of Resolution No. 592 and ordering George Kappas to cease and desist from said violations.
- C. On June 27, 1972 at 9:30 a.m. in the Alameda County Public Works Building Auditorium, 399 Elmhurst Street, Hayward, after due notice to the discharger and all other affected persons, the Regional Board conducted a public hearing at which the discharger appeared and evidence was received concerning the discharge.

IT IS HEREBY ORDERED THAT

- A. Sections XI, XII, XIII and XIV of Resolution No. 678 are hereby amended to read:

- XI George Kappas is hereby ordered to cease and desist from discharging wastes in violation of Resolution 592.

- XII Appropriate corrective action to prevent the violation of the Board's Resolution No. 592 shall be completed according to the following time schedule:

- A. Begin construction of marina facilities described in Regional Board files and Bay Conservation and Development Commission Permit No. 4-71 as KAPPAS Marina Gate 6 and Kappas Marina Gate 6 1/2 by August 30, 1972.

B. Complete construction of marina facilities described as Kappas Marina Gate 6 1/2 by January 30, 1973.

C. Complete construction of marina facilities described as Kappas Marina Gate 6 and sewer all houseboats and/or dwellings on property of George Kappas by July 30, 1973.

XIII George Kappas is required to provide reports to the Board by September 15, 1972, February 15, 1973 and August 15, 1973 under penalty of perjury on compliance with the above time schedule.

XIV If, in the opinion of the Executive Officer, George Kappas fails to comply with the provisions of this order, the Executive Officer is directed to request the Attorney General to take the appropriate enforcement action against the discharger, including injunction and civil monetary remedies, if appropriate.

I, Fred H. Dierker, Executive Officer of the California Regional Water Quality Control Board, San Francisco Bay Region, do hereby certify that the foregoing is a full, true, and correct copy of an order adopted by the Regional Board at a meeting held on June 27, 1972.

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Executive Officer