

**Central Valley Regional Water Quality Control Board**

9 April 2014

**CERTIFIED MAIL**  
**7012 0470 0000 9903 9294**

Daniel Sheehan  
A Greener Globe Inc.  
901 Galleria Blvd.  
Roseville CA 95678

**CERTIFIED MAIL**  
**7012 0470 0000 9903 9300**

Richard D. Steffan,  
A Greener Globe Inc.  
Agent for Service of Process:  
389 Auburn Ravine Road  
Auburn, CA 95603

APPROVED	
author	_____
senior	_____

**NOTICE OF VIOLATION FOR DELINQUENT REPORTS, BERRY STREET MALL  
(AKA FINGER'S) LANDFILL, PLACER COUNTY**

The Berry Street Mall (Aka Finger's) Landfill (Site) is owned by A Greener Globe, Inc. (Discharger) and is regulated by Waste Discharge Requirements (WDRs) Order R5-2011-0048, and Monitoring and Reporting Program (MRP) R5-2011-0048.

The Site's WDRs require the Discharger, pursuant to California Water Code section 13267, to comply with reporting requirements specified in the Order. The MRP requires semiannual reporting with the First Semiannual report due each year by **31 July** and the Second Semiannual/Annual report due each year by **31 January**. In addition, the WDRs require the following technical reports to be submitted on the dates outlined in Table 1 below.

Table 1

Required Reports	Due Date
Operational status of all landfill monitoring and control facilities report	<b>15 August 2011</b>
Updated Postclosure Maintenance and Monitoring Plan (PCMP)	<b>1 December 2011</b>
Obtain and maintain assurance of financial responsibility	<b>31 January 2012</b>
Report of status of required financial responsibility	<b>31 December 2012</b>
Technical report proposing statistical and nonstatistical data analysis methods	<b>31 July 2012*</b>
Updated Water Quality Protection Standard Report	<b>31 July 2012*</b>
Corrective Action Plan and Revised Evaluation Monitoring Plan	<b>31 July 2012*</b>
Amended Report of Waste Discharge	<b>31 July 2012</b>

\* These three reports are to be combined into a single report, due by 31 July 2012

A review of our records show that no complete reports, as required the Site's WDRs and MRP, have been received since the WDRs and MRP were adopted in June 2011. Failure to submit the required reports is a violation of the WDRs and MRP.

The WDRs and MRP were issued pursuant to Water Code section 13267, which states the following: *"In conducting an investigation specified in subdivision (a), the regional board may require that any person who has discharged, discharges, or is suspected of having discharged or discharging, or who proposes to discharge waste within its region, or any citizen or domiciliary, or political agency or entity of this state who has discharged, discharges, or is suspected of having discharged or discharging, or who proposes to discharge, waste outside of its region that could affect the quality of waters within its region shall furnish, under penalty of perjury, technical or monitoring program reports which the regional board requires..."*

Due to the Dischargers failure to submit required reports pursuant to Water Code section 13267, our next step is to recommend that civil liabilities (i.e. monetary penalties) be assessed against A Greener Globe, Inc. As of the date of this Notice, **the maximum liability for delinquent reports is \$6,439,000**, as shown in Table 2 (see attached).

However, staff may recommend that an administrative civil liability complaint not be issued, if A Greener Globe, Inc. submits, by **30 May 2014**;

- 1) A copy of each delinquent technical report listed in Table 1,
- 2) A copy of each delinquent monitoring report listed in Table 2.
- 3) An amended version of each incomplete monitoring report listed in the Potential Maximum Liability Table. Each amended report shall contain all reporting requirements outlined in the Site's MRP.

If any of the delinquent reports are not available or complete, then by **30 May 2014**, A Greener Globe Inc. must also submit a report that:

- 1) Documents why each delinquent report was not submitted.
- 2) Documents why any required monitoring events were not completed.
- 3) Contains a schedule for the submittal of each report outlined in Table 1 and the delinquent monitoring reports listed in Table 2.
- 4) Identifies actions that A Greener Globe, Inc. will take to assure that all future monitoring is completed as required by the Site's MRP, and that all future monitoring reports are submitted on time.

We will evaluate the adequacy of your response to this letter and your report submittals in considering whether to propose issuance of an administrative civil liability complaint. Be advised that continued failure to comply fully with reporting requirements may result in staff recommending additional enforcement, which may include the issuance of an additional administrative civil liability complaint of up to \$1,000 per day for late or inadequate reports.

If you have questions or would like to meet to discuss the violations noted in this letter and the potential civil liability assessment, please contact Paul Sanders at (916) 464-4817 or [psanders@waterboards.ca.gov](mailto:psanders@waterboards.ca.gov).

WENDY WYELS, Supervisor  
Compliance and Enforcement Section

Enclosures: Waste Discharge Requirements  
Table 2 - Potential Maximum Liability Table

cc w/o enclosures: Vanessa Young, Office of Enforcement, State Water Board, Sacramento  
Glenn Young, CalRecycle, Closed, Illegal, & Aband. Sites Unit, Sacramento  
Paul Holloway, Placer County Environmental Health, Auburn  
Thomas Ballard, Geological Analytics, Antelope

CIWQS Violation #s: 966852, 966854, 966855, 966856, 966858, 966859, 966860, 966861, 966862, 966863, and 966864

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits. PS

1. Article Addressed to:



Richard D. Steffan  
 A Greener Globe Inc.  
 Agent for Services of Process:  
 389 Auburn Ravine Road  
 Auburn, CA 95603

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
 Addressee  
*Richard Steffan*

B. Received by (Printed Name)

*Richard Steffan*

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type

- Certified Mail®  Priority Mail Express™
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PS Form 3811, July 2013

Domestic Return Receipt