

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
COLORADO RIVER BASIN REGION

RESOLUTION NO. 83-8

REQUESTING ENFORCEMENT ACTION
BY THE STATE ATTORNEY GENERAL
AGAINST RIVER VIEW TRAILER PARK

- WHEREAS, 1. Erle Holm (hereinafter referred to as the discharger), 4112 Highland Avenue, Manhattan Beach, CA 90266, operates the River View Trailer Park near Earp, CA.
2. River View Trailer Park is located on land owned by the Colorado River Indian Tribes, Parker, AZ 85344, and leased by the discharger.
3. Approximately 25,000 gpd of domestic sewage is discharged from the 100 space mobile home park into evaporation-infiltration basins located in the SE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 13, T1N, R25E, SBB&M. The basins are located approximately 1,000 feet from the Colorado River.
4. Regional Board staff inspection of the wastewater ponds on August 19, 1982 revealed that two of the three wastewater ponds had overflowed during a storm on the previous day, eroding channels in the berms and discharging an estimated 150,000 gallons of untreated, undisinfected wastewater from the basins. The wastewater, along with local stormwater runoff, would have flowed directly to the Colorado River. Evidence indicated that the ponds had been operating with less than one foot of freeboard. Stormwater would enter the ponds from direct precipitation, from runoff of the containment berms, and from inflow and infiltration of the wastewater collection system.
5. The discharger failed to file a report for the discharge of wastewater to the Colorado River and off of Indian Reservation Lands as required by Section 13376, Division 7, California Water Code, and Section 301 of the Federal Clean Water Act.
6. Section 13385, Division 7, California Water Code states, in part:
- "Any person who discharges pollutants...except as permitted by waste discharge requirements...shall be subject to a civil penalty not to exceed ten thousand dollars (\$10,000) for each day in which such discharge...occurs."

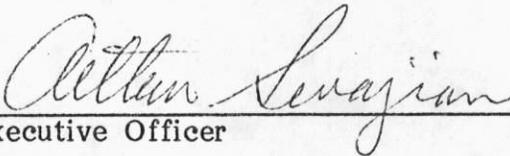
7. The Water Quality Control Plan for the East Colorado River Basin (7B) adopted on April 15, 1975 states that the beneficial uses of the Colorado River include water contact recreation, noncontact water recreation, and municipal and domestic water supplies. The discharge of undisinfected sewage to the Colorado River creates a significant threat to the health of recreationists and to downstream residents who utilize the river as a drinking water supply, in addition to polluting the Colorado River.
8. Regional Board staff inspections on August 27, 1982, and December 8, 1982, revealed that no expansion of the wastewater basins has occurred, so there is the continuing threat that the ponds will again overflow and discharge to the Colorado River.
9. By letters dated August 23, September 29, and November 16, 1982, the Regional Board requested a report from Erle Holm, River View Trailer Park, to assure that adequate wastewater facilities were provided for the park to avoid possible future discharge to Colorado River.
10. By letter dated December 3, 1982, the discharger claimed that the Regional Board had no jurisdiction on Indian Reservation Lands, and did not submit the requested report.
11. By letter dated December 16, 1982, the Executive Officer informed the discharger that a public hearing had been scheduled for the Regional Board's January 26, 1983 meeting for consideration of referral of this case to the Attorney General.
12. On January 26, 1983, in the City of Palm Springs, 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.
13. This enforcement action is exempt from the provisions of the California Environmental Quality Act (Public Resources Code, Section 21000, et. seq.) in accordance with Section 2714, Title 23, California Administrative Code.

RESOLVED, The California Regional Water Quality Control Board, Colorado River Basin Region:

1. Finds that, upon the basis of the evidence received, a discharge of untreated, undisinfected wastewater from the River View Trailer Park sewage ponds to the Colorado River did occur on or about August 18, 1982 in violation of cited State and Federal regulations, creating a potential health hazard to users of the Colorado River.

2. Finds that the discharger has failed to take action to assure adequate facilities for the containment of wastes during future rain storms and periods of heavy use of the mobile home park facilities.
3. Finds that the continued use of the existing inadequate wastewater treatment/disposal facilities constitutes an ongoing threat to the public health and to water quality of the Colorado River.
4. Requests that the Attorney General of the State of California take appropriate action with prior consultation with this Regional Board pursuant to Section 13385, California Water Code, against River View Trailer Park (Erle Holm, operator) to seek civil monitory remedies of up to \$10,000 per day of discharge to the Colorado River, if appropriate.

I, Arthur Swajian, Executive Officer, do hereby certify the foregoing is a full, true and correct copy of a Resolution adopted by the California Regional Water Quality Control Board, Colorado River Basin Region, on January 26, 1983.


Executive Officer