



California Regional Water Quality Control Board

Santa Ana Region



Matthew Rodriguez
Secretary for
Environmental Protection

3737 Main Street, Suite 500, Riverside, California 92501-3348
Phone (951) 782-4130 • FAX (951) 781-6288
www.waterboards.ca.gov/santaana

Edmund G. Brown Jr.
Governor

Acceptance of Conditional Resolution and Waiver of Right to Hearing California Steel Industries Inc.

Mandatory Minimum Penalty Order No. R8-2011-0035

By signing and returning this Acceptance of Conditional Resolution and Waiver of Right to Hearing, California Steel Industries (CSI) hereby accepts the resolution of the mandatory minimum penalty assessments for the violations cited in Attachment 1 - *Effluent Limit Violations of Order No. R8-2004-0044, NPDES No. CA0105449, Monitoring Period Covered: March 2008 To March 2011, California Steel Inc.*, for which mandatory minimum penalties shall be assessed by the Regional Board. By signing this document, CSI also waives its right to a hearing before the Regional Board. Attachment 1 is incorporated into this document by reference.

CSI agrees that this document and Attachment 1 will serve as a Complaint pursuant to Article 2.5 of the California Water Code (CWC) and that no separate Complaint is required by the Regional Board to assert jurisdiction over the alleged violations. CSI agrees to pay the mandatory minimum penalty of \$114,000 as shown in the expedited payment option letter dated September 2, 2011, which shall be deemed payment in full for the violations listed in Attachment 1, pursuant to CWC Section 13385.

CSI understands that pursuant to 40 CFR Section 123.27(d)(2)(iii), the Regional Board is required to provide public notice for at least 30 days and seek comments of any settlement agreement with the dischargers related to NPDES permit violations, prior to the Executive Officer executing any settlement agreements such as this document. CSI understands that if significant comments are received, this agreement may not be executed and the offer for expedited payment and settlement may be withdrawn and the Regional Board may choose to take formal enforcement action.

CSI understands that once this agreement is executed by the Executive Officer of the Regional Board, it shall become a Mandatory Minimum Penalty Order and payment is due within 30 days. A check for \$114,000 made payable to the State Water Resources Control Board shall be submitted to the Regional Board office.

CSI understands that this document only addresses the violations cited in Attachment 1.

California Environmental Protection Agency



I hereby affirm that I am duly authorized to act on behalf of and to bind California Steel Industries, Inc. in the making and execution of this Acceptance of Conditional Resolution and Waiver of Right to Hearing.

Brett J. Guge, Executive V.P. - Finance & Administration

Name and Title of the Person Signing on behalf of the California Steel Industries, Inc.

B J Guge

9/4/11

Signature

Date

IT IS SO ORDERED PURSUANT TO CALIFORNIA WATER CODE SECTION 13385.

Kurt V. Berchtold

11/7/11

Signature

Date

Kurt V. Berchtold, Executive Officer
Santa Ana Regional Water Quality Control Board



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Attachment 1

EFFLUENT LIMIT VIOLATIONS OF ORDER NO. R8-2004-0044, NPDES NO. CA0105449
MONITORING PERIOD COVERED: MARCH 2008 TO MARCH 2011
CALIFORNIA STEEL INDUSTRIES, INC.

DATE OF VIOLATION	DISCHARGE POINT	pH VIOLATIONS >8.5 Standard Units	OIL & GREASE >15 mg/L Maximum Daily Concentration	TSS >75 mg/L Maximum Daily Concentration	TOTAL VIOLATIONS	VIOLATIONS SUBJECT TO MANDATORY PENALTIES
No violations between March 2008 and November 2008 (8-months)						
11/26/08	DP-02			(1)-"150"	1	1
11/27/08	DP-02			(1)-"260"	1	1
11/27/08	DP-03			(1)-"1200"	1	1
12/15/08	DP-02			1-"94"	1	1
12/15/08	DP-03			(1)-"200"	1	1
12/17/08	DP-02			1-"83"	1	1
12/25/08	DP-02			1-"110"	1	1
No violations in January 2009						
02/17/09	DP-02			1-"90"	1	1
No violations between March 2009 and November 2009 (9-months)						
12/07/09	DP-03			(1)-"170"	1	1
01/18/10	DP-01			(1)-"120"	1	1
01/18/10	DP-03		[1]-"17"	(1)-"250"	2	1
01/18/10	DP-02			(1)-"240"	1	1
01/18/10	DP-04		1-"22"		1	1
01/19/10	DP-01		1-"16"	(1)-"340"	2	2
01/19/10	DP-02	1-"9.1"		(1)-"320"	2	2
01/19/10	DP-03		1-"16"		1	1
01/20/10	DP-02			(1)-"150"	1	1
01/21/10	DP-02			1-"89"	1	1
01/21/10	DP-03			1-"86"	1	1
01/22/10	DP-02	1-"8.7"		1-"85"	2	2
01/22/10	DP-03	1-"8.7"			1	1
02/06/10	DP-04	1-"8.6"		1-"110"	2	2
02/06/10	DP-02	1-"8.8"			1	1
02/09/10	DP-03		1-"25"		1	1

Notes : [] = Non-serious violations waived under this complaint pursuant to water Code Section 13385(i)
() = Serious violations pursuant to Water Code Section 13385 (h)
" " = Reported

DATE OF VIOLATION	DISCHARGE POINT	pH VIOLATIONS >8.5 Standard Units	OIL & GREASE >15 mg/L Maximum Daily Concentration	TSS >75 mg/L Maximum Daily Concentration	TOTAL VIOLATIONS	VIOLATIONS SUBJECT TO MANDATORY PENALTIES
02/10/10	DP-03		1-"23"		1	1
03/06/10	DP-02	1-"8.8"		(1)-"140"	2	2
03/06/10	DP-03	1-"8.8"		(1)-"210"	2	2
04/12/10	DP-02	1-"8.7"			1	1
No violations between May 2010 and November 2011 (7-months)						
12/22/10	DP-02	[1]-"8.6"			1	0
12/22/10	DP-03	[1]-"8.6"			1	0
01/31/11	DP-02	[1]-"8.6"		(1)-"230"	2	1
01/31/11	DP-03			(1)-"170"	1	1
2/16/11	DP-03			1-"110"	1	1
03/21/11	DP-02	1-"8.6"			1	1
Total Violations						
		12	6	24	42	38

Notes : [] = Non-serious violations waived under this complaint pursuant to water Code Section 13385 (i)
 () = Serious violations pursuant to Water Code Section 13385 (h)
 "" = Reported Values