



Linda S. Adams  
Secretary for  
Environmental Protection

# California Regional Water Quality Control Board San Diego Region

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[http:// www.waterboards.ca.gov/sandiego](http://www.waterboards.ca.gov/sandiego)

August 5, 2009

Mr. William Plummer  
Deputy City Engineer  
Carlsbad Municipal Water District  
5950 El Camino Real  
Carlsbad, CA 92008

In reply refer to:  
240177:adai

Dear Mr. Plummer:

**SUBJECT: NOTICE OF VIOLATION NO. R9-2009-0145  
CARLSBAD WATER RECYCLING FACILITY**

Enclosed is Notice of Violation (NOV) No. R9-2009-0145 for Carlsbad Water Recycling Facility. The basis for this NOV was the monitoring data contained in the June 2009 monthly monitoring report and the April - June 2009 quarterly monitoring report submitted by the Carlsbad Municipal Water District (District) in accordance with Monitoring and Reporting Program No. 2001-0352.

Please take steps to implement the follow-up actions necessary to ensure that the violations noted do not occur in the future. These violations subject the District to possible further enforcement action by the California Regional Water Quality Control Board, San Diego Region (Regional Board), including administrative enforcement orders requiring the District to cease and desist from violations, or to clean up waste and abate existing or threatened conditions of pollution or nuisance; administrative assessment of civil liability in amounts of up to \$5,000 per day per violation;<sup>1</sup> referral to the State Attorney General for injunctive relief; and referral to the District Attorney for criminal prosecution.

The next monitoring report to be submitted is the July 2009 monthly monitoring report, which is due by September 1, 2009.

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<sup>1</sup> Under authority of California Water Code section 13350.

Mr. William Plummer  
Notice of Violation No. R9-2009-0145  
Carlsbad Water Recycling Facility

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August 5, 2009

In the subject line of any response, please include the requested "in reply refer to:" information located in the heading of this letter. For questions pertaining to the subject matter, please contact Mr. Fisayo Osibodu at (858)-637-5594 or via email at [oosibodu@waterboards.ca.gov](mailto:oosibodu@waterboards.ca.gov).

Sincerely,



Julie Chan P.G.  
Supervising Engineering Geologist  
Groundwater Basins Branch

JC: rwm: oo:ad

IN THE MATTER OF

Carlsbad Municipal Water District  
5950 El Camino Real  
Carlsbad, CA 92008

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NOTICE OF VIOLATION  
NO. R9-2009-0145

In reply refer to:  
240177: adai

**Waste Discharge Requirements: Order No. 2001-0352**  
**Facility: Carlsbad Water Recycling Facility**

**YOU ARE HEREBY NOTIFIED THAT:**

The Carlsbad Municipal Water District (District) is in violation of Order No. 2001-0352, *Waste Discharge Requirements for the Carlsbad Municipal Water District, Carlsbad Water Recycling Facility, San Diego County*. These violations subject the District to possible further enforcement action by the California Regional Water Quality Control Board, San Diego Region (Regional Board), including administrative enforcement orders requiring the District to cease and desist from violations, or to clean up waste and abate existing or threatened conditions of pollution or nuisance; administrative assessment of civil liability in amounts of up to \$5,000 per day per violation;<sup>2</sup> referral to the State Attorney General for injunctive relief; and referral to the District Attorney for criminal prosecution.

The Regional Board reviewed the June 2009 monthly monitoring report and the April-June 2009 quarterly monitoring reports which were submitted for Order No. 2001-352:

**Summary of Violations**

1. The Discharge Specification for the daily effluent concentration for manganese, established at 0.06 milligrams per liter (mg/L) was exceeded in April, May, and June 2009 with reported concentrations of 0.09, 0.09, and 0.08 mg/L respectively.
2. The Discharge Specification for the 12-month average effluent concentration for iron, established at 0.4 mg/L, was exceeded in April 2009 with a reported value of 0.6 mg/L.
3. The Discharge Specification for the 30-day average effluent concentration for iron established at 0.3 mg/L, was exceeded in April 2009 with a reported value of 0.4 mg/L.

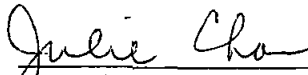
<sup>2</sup> Under authority of California Water Code section 13350.

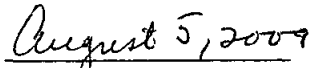
August 5, 2009

4. The Discharge Specification for the 12-month average effluent concentration for manganese, established at 0.05 mg/L was exceeded in June 2009 with a reported value of 0.08 mg/L.

Questions pertaining to the issuance of this Notice of Violation are to be directed to Mr. Fisayo Osibodu at (858)-637-5594 or via e-mail at [osibodu@waterboards.ca.gov](mailto:osibodu@waterboards.ca.gov). Written correspondence should be directed to the following address:

Ms. Julie Chan  
Supervising Engineering Geologist  
California Regional Water Quality Control Board, San Diego Region  
9174 Sky Park Court, Suite 100  
San Diego, CA 92123-4340

  
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Julie Chan, P.G.  
Supervising Engineering Geologist  
Groundwater Basins Branch

  
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DATE