

ORDER REQUIRING THE PORT OF SAN FRANCISCO TO
CEASE AND DESIST DISCHARGING WASTES CONTRARY
TO REQUIREMENTS PRESCRIBED BY THE CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD, SAN
FRANCISCO BAY REGION.

Order No. 71-35

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

1. On August 27, 1970 this Regional Board adopted Resolution No. 70-69 prescribing waste discharge requirements for a 48-acre landfill in India Basin.
2. The discharge requirements provide, in part, as follows:

"Neither the discharge of wastes nor the completed terminal shall:

... ..

3. Cause any alteration in turbidity or discoloration beyond natural background levels in waters of the State at any place.

... ..

6. Cause surface waters of the State to exceed the following limits of quality at any place:

| | |
|-------------------|----------------------------|
| Dissolved Oxygen | 5.0 mg/l minimum |
| Dissolved Sulfide | 0.1 mg/l maximum |
| pH | 7.0 minimum 8.5 maximum |

... ..

PROHIBITIONS

Pursuant to Section 13243 of the California Water Code, this Regional Board prohibits at any time the disposal, placement or storage of materials at this site which are acceptable only at Class I or Class II disposal sites as defined in the policy adopted by Resolution No. 69-42.

... .."

3. Inspection by Board staff has indicated that the discharger has violated requirements on discoloration, dissolved oxygen, dissolved sulfide and pH in the receiving waters and the prohibition against disposal of Class II waste materials.

4. On May 14, 1971 the discharger was notified by telephone of the violations of requirements, and Cleanup and Abatement Order No. 71-8 was issued requiring cleanup and removal of all Class II waste materials by June 10, 1971.
5. On June 24, 1971 in the Assembly Room of the Oakland State Building, 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 this discharge.
6. The discharger is violating the requirements as listed in 3 above.

IT IS HEREBY ORDERED THAT

1. The Port of San Francisco cease and desist forthwith from discharging wastes contrary to requirements on discoloration, dissolved oxygen, dissolved sulfide and pH in the receiving waters and the prohibition against disposal of Class II waste materials.
2. The Port of San Francisco take affirmative steps to insure against future disposal of Class I and Class II wastes at this site and notify the Board in writing of such steps by July 2, 1971.
3. If, in the opinion of the Executive Officer, the Port of San Francisco 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.
4. The Port of San Francisco is directed to develop a Self-Monitoring Program satisfactory to the Executive Officer for monitoring the disposal of waste at the India Basin Fill.

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 24, 1971.

Executive Officer