

STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

STAFF SUMMARY REPORT (Michael T. Chee)
MEETING DATE: April 20, 2005

ITEM: 6

SUBJECT: **City of Sunnyvale, Water Pollution Control Plant, Santa Clara County –**
Hearing to Consider Mandatory Minimum Penalty for Discharge of Partially
Treated Wastewater to Waters of the State

CHRONOLOGY: September 2001 –Mandatory Minimum Penalty (MMP)
August 2003 - MMP

DISCUSSION: The City of Sunnyvale violated its NPDES effluent limits on eight occasions during the period between October 1, 2002, and August 31, 2004. Four of these violations are subject to mandatory penalties for a total penalty of \$12,000.

The City has signed a waiver to a Water Board hearing (Appendix B), and intends to undertake a supplemental environmental project (SEP). The proposed SEP will supplement funding to the San Francisco Bay Bird Observatory (SFBBO) in Alviso for its Streamside Songbird Program. SFBBO is dedicated to the conservation of birds and their habitats through research, monitoring and educational activities. The attached complaint proposes civil liability in the amount of \$12,000, of which all will be suspended to fund the SEP.

RECOMMEN-
DATION: No action required.

File No.: 2189.8018 (MTC)

Appendix: A. Complaint No. R2-2004-0091
B. Signed waiver

Appendix A

Appendix B