

**Administrative Civil Liability (ACL) and Cleanup and Abatement Actions Issued
September and October 2016:**

a. ACL Complaint(s) Issued

Region	Discharger/Facility	Violation(s) Addressed	ACL Complaint Amount	Date Issued
WATER QUALITY—SEPTEMBER 2016				
5	City of Davis / Wastewater Treatment Plant	Effluent limit violations (8/2015: 3/2016: total coliform organisms, chlorine)	\$24,000 (MMP)	9/7/2016
5	Donner Summit Public Utility District / Wastewater Treatment Plant	Effluent limit violations (1/2016: manganese)	\$6,000 (MMP)	9/7/2016
5	Olivehurst Public Utility District / Wastewater Treatment Plant	Effluent limit violation (1/2013 – 6/2016: biochemical oxygen demand)	\$3,000 (MMP)	9/7/2016
5	City of Roseville / Pleasant Grove Wastewater Treatment Plant	Effluent limit violations (11/2012 – 5/2016: total coliform organisms)	\$12,000 (MMP)	9/7/2016
5	City of Lodi / White Slough Water Pollution Control Facility	Effluent limit violation (1/2014 – 6/2016: total coliform organisms)	\$3,000 (MMP)	9/7/2016
5	City of Jackson / Wastewater Treatment Plant	Effluent limit violations (1/2016 – 6/2016: total coliform organisms, pH)	\$24,000 (MMP)	9/7/2016
5	City of Colfax / Wastewater Treatment Plant	Effluent limit violations (1/2015 – 6/2016: total coliform organisms)	\$21,000 (MMP)	9/7/2016
5	Placer County / Sewage Maintenance District No. 1 Wastewater Treatment Plant	Effluent limit violations (7/2015 – 6/2016: ammonia, chloroform, dichlorobromomethane)	\$18,000 (MMP)	9/7/2016
5	John V. Pereira / Pereira Family Dairy	Delinquent and deficient dairy annual report submittals for 2012, 2013, and 2014; failure to comply with groundwater monitoring requirements	\$64,596 (max: \$3,160,000; min: \$1,650)	9/12/2016
5	CMC Landholdings, LLC / Stanislaus County APN 044-004-028-000	Discharge of approximately 3,436,000 gallons of dairy wastewater (574,000 gallons to groundwater; remainder recovered), impacting at least two domestic wells	\$1,262,800 (max: \$5,740,000; min: \$59,507)	9/14/2016
WATER QUALITY—OCTOBER 2016				
1	City of Rio Dell / Wastewater Treatment Facility	Effluent limit violations (1/2014 – 4/2016: ammonia, nitrogen, nitrate, total coliform organisms)	\$27,000 (MMP)	10/31/2016
2	Valero Refining Company – California / Benicia Refinery	Improper operation of treatment system resulting in effluent limit violations	\$197,500; (max: \$28,700,000; min [MMP]: \$15,000)	10/13/2016
WATER RIGHTS—NO ACL COMPLAINTS ISSUED SEPTEMBER AND OCTOBER 2016				

b. ACL Order(s) Issued

Region	Discharger/Facility	Violation(s) Addressed	ACL Order Amount	Date Issued
WATER QUALITY—SEPTEMBER 2016				
2	Crockett Community Services District / Port Costa Wastewater Treatment Plant	Effluent limit violations (5/2013 – 2/2016: ammonia, biochemical oxygen demand, <i>enterococci</i>)	\$21,000 (MMP; CAA: \$3,000; SEP: \$18,000)	9/6/2016
2	City and County of San Francisco and San Francisco Public Utilities Commission / Pulgas Dechloramination Facility	Effluent limit violations (4/2014 – 1/2016: total chlorine residual)	\$21,000 (MMP; CAA: \$3,000; SEP: \$18,000)	9/20/2016
2	City and County of San Francisco / Harry Tracy Water Treatment Plant	Effluent limit violations (6/2015 – 7/2015: copper)	\$6,000 (MMP—all to SEP)	9/20/2016
2	Browning-Ferris Industries / Corinda Los Trancos Landfill Wastewater Treatment System	Effluent limit violations (total suspended solids)	\$36,000 (MMP; CAA: \$10,500; SEP: \$25,500)	9/20/2016
2	East Bay Municipal Utility District / Water Distribution System	Discharge of cellular concrete to surface water <i>*Fish and Wildlife Pollution Account</i> <i>+National Fish and Wildlife Foundation</i>	\$426,183 (max: \$333,550; min: \$1,480; CAA: \$102,530; SEP: \$100,000; FWPA*: \$57,085; NFWF+: \$161,568)	9/28/2016
3	Cambria Community Services District / Advanced Water Treatment System	Effluent limit violation (2/20158: total residual chlorine)	\$3,000 (MMP; all to CAA)	9/1/2016
3	Mary Terrones Morales, Trustee for the Jose Avila Morales and Mary Terrones Residual Trust / Santa Barbara County APNs 099-141-013 and 099-141-014	Failure to obtain regulatory coverage for discharges from irrigated lands	\$7,000 (max: \$196,000; min: \$566.50; all to CAA)	9/7/2016
4	UTA Plaza, LLC / UTA Plaza	Effluent limit violations (1/2016 – 3/2016: copper)	\$6,000 (MMP—all to CAA)	9/1/2016
4	Linde, LLC / El Segundo Industrial Gas Manufacturing Facility	Effluent limit violations (1/2016 – 3/2016: oil and grease)	\$9,000 (MMP—all to CAA)	9/27/2016
4	Douglas Emmett 2008, LLC / 8383 Wilshire Boulevard, Beverly Hills	Effluent limit violations (1/2016 – 3/2016: copper)	\$6,000 (MMP—all to CAA)	9/27/2016
4	California Water Service Company / Hawthorne Drinking Water Treatment Plant	Effluent limit violation (1/2016 – 3/2016: biochemical oxygen demand)	\$3,000 (MMP—all to CAA)	9/27/2016
4	City of Cerritos / Sheriff's Station Parking Facility	Effluent limit violation (7/2015 – 12/2015: copper)	\$3,000 (MMP—all to CAA)	9/27/2016

Region	Discharger/Facility	Violation(s) Addressed	ACL Order Amount	Date Issued
5	Schreiner Brothers Farms Partnership, Triangle Properties, Inc., and Teichert Land Company / Sutter County APNs 34-180-001 and 34-180-004	Discharge of sediment-laden water to surface waters; failure to comply with 13267 order	\$100,000 (max: \$5,740,000; min: \$59,507; WDPF: \$43,000; CAA: \$7,000; SEP: \$50,000)	9/14/2016
6	California Department of Fish and Wildlife / Hot Creek Fish Hatchery	Effluent limit violations (3/2015 – 7/2015: nitrate, total suspended solids)	\$6,000 (MMP—all to CAA)	9/22/2016
6	California Department of Fish and Wildlife / Mojave River Fish Hatchery	Effluent limit violation (7/2015: total suspended solids)	\$3,000 (MMP—all to CAA)	9/22/2016
7	Imperial Irrigation District / Grass Carp Hatchery	Effluent limit violations (7/2012 – 8/2015: total suspended solids)	\$111,000 (MMP; CAA: \$48,000; SEP: \$63,000)	09/15/2016
9	South Orange County Wastewater Authority / Aliso Creek Ocean Outfall	Effluent limit violation (10/2013: settleable solids)	\$3,000 (MMP—all to CAA)	9/20/2016
9	South Orange County Wastewater Authority / San Juan Creek Ocean Outfall	Effluent limit violations (12/2013 – 11/2015: settleable solids, total suspended solids, carbonaceous biochemical oxygen demand)	\$36,000 (MMP—all to CAA)	9/20/2016
WATER QUALITY—OCTOBER 2016				
2	Las Gallinas Valley Sanitary District / Sewage Treatment Plant	Effluent limit violations [1/2016 – 2/2016: bis (2-ethylhexyl) phthalate, copper, chlorine]	\$9,000; (MMP; all to SEP)	10/5/2016
2	City of San Mateo and City of Foster City Estero Municipal Improvement District / City of San Mateo Wastewater Treatment Plant	Effluent limit violations (12/2012 – 8/2015: chlorine, total suspended solids)	\$12,000; (MMP; all to SEP)	10/5/2016
2	Eco Services Operations LLC / Eco Services Martinez Plant	Effluent limit violation [8/2015: bis (2-ethylhexyl) phthalate]	\$3,000; (MMP; all to SEP)	10/5/2016
2	City of St. Helena / Wastewater Treatment and Reclamation Plant	Effluent limit violations (12/2014 – 3/2016: pH)	\$15,000; (MMP; all to SEP)	10/5/2016
2	Premia 550 Owner, LLC / 550 Allerton Street, Redwood City	Effluent limit violations (3/2016: tetrachloroethene, gasoline)	\$6,000 (MMP)	10/17/2016
2	East Bay Municipal Utility District / Orinda Water Treatment Plant	Effluent limit violations (5/2015 – 7/2015: dichlorobromomethane)	\$6,000; (MMP; all to SEP)	10/28/2016
2	Sewerage Agency of Southern Marin / Wastewater Treatment Plant	Effluent limit violation (2/2009 – 3/2012: mercury)	\$3,000; (MMP; all to CAA)	10/28/2016
3	Americold / Salinas Facility	Failure to timely submit 2014-2015 industrial stormwater annual report	\$1,500 (MMP + staff costs)	10/20/2016

Region	Discharger/Facility	Violation(s) Addressed	ACL Order Amount	Date Issued
4	Alpine Auto Parts, Inc.	Failure to timely submit 2012-2013, 2013-2014, and 2014-2015 industrial stormwater annual reports; failure to re-certify	\$8,000 (MMP)	10/5/2016
4	Castaic Boat and Marine, LLC	Failure to file either notice of intent or notice of non-applicability	\$6,300 (MMP + staff costs)	10/5/2016
4	Oseguera Trucking Company, Inc.	Failure to submit 2013-2014 industrial stormwater annual report	\$1,000; (MMP; all to CAA)	10/5/2016
4	Los Angeles Department of Water and Power / Scattergood Generating Station	Effluent limit violations (9/2015 – 10/2015: temperature, total suspended solids)	\$6,000; (MMP; all to CAA)	10/7/2016
4	SMA Builders, Inc. / Harvard Towers	Late reporting violations	\$9,000; (MMP; all to CAA)	10/10/2016
4	Las Virgenes Municipal Water District / Tapia Water Reclamation Plant	Effluent limit violations [9/2015 – 11/2015: total phosphorus, cyanide, bis (2-ethylhexyl) phthalate]	\$18,000; (MMP; all to CAA)	10/19/2016
4	Cedars-Sinai Medical Center / Cedars-Sinai Medical Center	Effluent limit violation [1/2016 – 3/2016: bis (2-ethylhexyl) phthalate]	\$3,000; (MMP; all to CAA)	10/20/2016
4	Cedars-Sinai Medical Center / North Care Tower	Effluent limit violation 1/2016 – 3/2016: arsenic)	\$6,000; (MMP; all to CAA)	10/20/2016
4	Alliance Residential Builders II, G.P./ Trino at 525 Broadway Project	Failure to implement effective BMPs	\$14,000; (all to CAA)	10/24/2016
4	Owens-Brockway Glass Container, Inc. / Vernon Facility	Effluent limit violations [10/2014 – 3/2016: fluoride, dioxin TCDD equivalents, pH, total suspended solids, bis (2-ethylhexyl) phthalate, arsenic, cadmium, copper, lead, selenium, zinc, turbidity]	\$297,000; (MMP; all to CAA)	10/28/2016
5	Southern California Edison / Shaver Lake Dam Liner Project Discharge	Inadequate scope definition, failure to obtain 401 cert for temporary variance for drawdown past minimum pool resulting in material adverse impact to water quality, including turbidity in excess of Basin Plan objectives and fish kill; failure to file adequate reports;	\$3,000,000 (CDFW: \$922,947; WDPF: \$1,038,553; SEP: \$590,962; +\$12,462 SEP oversight)	10/6/2016
9	City of San Diego / South Bay Water Reclamation Plant, South Bay Ocean Outfall	Effluent limit violation (9/2015: chlorine)	\$3,000; (MMP; all to CAA)	10/4/2016

Region	Discharger/Facility	Violation(s) Addressed	ACL Order Amount	Date Issued
9	City of San Diego / E. W. Blom Point Loma Metropolitan Wastewater Treatment Plant, Point Loma Ocean Outfall	Effluent limit violation (2/2016: settleable solids)	\$3,000; (MMP; all to CAA)	10/10/2016
WATER RIGHTS—NO ACL ORDERS ISSUED SEPTEMBER AND OCTOBER 2016				

c. Cleanup and Abatement Order(s) Issued

Region	Discharger/Facility	Action(s) Required	Date Issued
1	Michael F. Gasparini, Allan A. Henderson, Paseo Vista, Inc., and Lloyd M. Fouche / Fuoche Brothers Auto Wreckers	Clean up and abate the effects of discharges of auto wrecking debris and discharges into soil and groundwater and the threat of discharges that create or threaten to create a condition of pollution or nuisance. Specifically, submit implementation schedule for commencement and completion of specified work; submit report summarizing soil sampling and soil removal efforts; submit human health risk assessment; submit sensitive receptor survey; implement plan to sample domestic wells; submit and implement plan for well retesting and provision of replacement water supply; submit report summarizing findings of sensitive receptor survey; implement monitored natural attenuation groundwater plan; install additional monitoring wells; submit mitigation measure compliance report; file land use covenants/deed restrictions if necessary	8/5/2016
1	Joel T. McDonough and Dennis Allen Chase, Jr. / Humboldt County APN 211-374-014-000	Stabilize property to prevent erosion and discharge of sediment associated with cultivation of cannabis; identify areas of immediate concern and implement interim measures; provide report of completed erosion and sediment control measures; propose, and implement approved, restoration and monitoring plan	10/11/2016
1	Michael Solomon / Trinity County APNs 017-160-12-00, 017-160-13-00, and 017-160-23-00	Submit and implement interim erosion and sediment control plan to prevent erosion and further discharge of sediment associated with cannabis cultivation; submit report of completion of interim measures; propose, and implement approved, restoration and monitoring plan; submit completion report	10/11/2016
4	Woodland Owner, LLC / Woodland Hills Village	Implement cleanup and abatement program for wastes in soil matrix and soil vapor, and abate effects of discharges of PCE and its degradation products; conduct semi-annual groundwater monitoring	10/19/2016

Santa Ana Water Board Approves Clean-Up Order, Settlement Agreement Over TCE Plume in Ontario

The Santa Ana Regional Water Board adopted a settlement agreement and cleanup and abatement order (CAO) for the remediation of a trichloroethylene (TCE) groundwater plume in Ontario that has affected the groundwater supplies of area residents. The CAO was issued to the cities of Ontario and Upland, as well as the Inland Empire Utilities Agency (IEUA), Aerojet Rocketdyne Inc., The Boeing Company, General Electric Company, Lockheed Martin and the United States Department of Defense. The agreement addresses cleaning up the TCE plume, while continuing to supply replacement drinking water to residents whose private wells have been impacted. Under the CAO, Ontario and Upland will take over providing an alternative water supply to affected residents, and IEUA will implement cleanup of the plume, which is located west of Interstate 15 and south of State Route 60 in Ontario. The remedy includes a collaborative effort between the public parties and the Chino Basin Desalter Authority (CDA) that leverages CDA's planned expansion project. The companies – operating as ABGL, LLC – performed the earlier plume investigation and voluntarily initiated the replacement water supply program.

\$20 Million Settlement with Shell Oil Company; Underground Storage Tanks Claim Ban

As part of a settlement agreement, the State Water Board has permanently banned 100 of Shell Oil Company's underground storage tank (UST) claims, held by a subsidiary Equilon Enterprises LLC, from the UST Cleanup Fund for allegedly claiming reimbursement through false or misleading statements on claim forms. Disqualifying these 100 claims could save the UST Cleanup Fund up to \$150 million, significantly reducing Shell's future reimbursements from the UST Cleanup Fund. In addition, the settlement agreement required Shell to pay \$20 million to the parties to the settlement agreement. Specifically, Shell has paid the State Water Board more than \$11 million to settle the State Water Board's administrative claims and alleged False Claims Act violations. Shell has paid an additional \$8 million in settlement moneys to the state's Office of the Attorney General and a whistleblower related to the alleged violations of the False Claims Act. The State Water Board's portion of the settlement moneys will go to the UST Cleanup Fund and be used to reimburse other UST Cleanup Fund claims.

City of Compton Consent Judgment

The Los Angeles Regional Water Board has entered into a final consent judgment with the City of Compton over the discharge of raw sewage and other pollutants into Compton Creek for a period of approximately three years. The settlement agreement includes a penalty of \$268,365 as well as capital improvement and sewer master plan projects on its sanitary sewer system for sanitary sewer overflows occurring on at least eight occasions from December 2010 to October 2013. The Regional Water Board also alleged that the City failed to report three of the eight overflows as required.

As part of the settlement agreement, the City of Compton will pay \$161,019 of the civil penalty to the Cleanup and Abatement Account, with the remaining \$107,346 suspended if the City follows through on several projects to upgrade and monitor its sanitary sewer system. Those projects include initial and ongoing video analysis of the sewer system to identify areas where repair and upgrading is needed; inspecting the sewer system for hot spots every 90 days and performing maintenance and repairs as necessary; supplying quarterly progress reports to the Regional Water Board; implementing a root control program; hiring two new full-time staff and certifying all staff in collection system maintenance; and reporting all sanitary sewer overflows to the Regional Board.

OE and Division of Drinking Water Investigation Leads to Criminal Charges in Siskiyou County

A State Water Resources Control Board investigation into the reporting of bacterial samples taken at public water systems in Siskiyou County has led to multiple criminal misdemeanor charges by the Siskiyou County District Attorney's office. The complaint has been filed against three individuals for allegedly failing to report positive findings of bacteria in public

water systems to the Division of Drinking Water. An investigation by Office of Enforcement and Division of Drinking Water staff revealed that on multiple occasions, from March 2012 to September 2015, water system personnel working for the cities of Dunsmuir and Weed, and the McCloud Community Services District, failed to report monthly bacteriological water samples with positive findings to the Division of Drinking Water. The individuals are also accused of failing to take the necessary repeat samples as prescribed in state regulations when a positive bacteria sample is identified.