

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Central Valley Regional Water Quality Control Board

6 January 2017

CERTIFIED MAIL:
7015 0640 0001 7060 5831

Mr. John Brewer
Director of Public Works
City of Corning
794 Third Street
Corning, CA 96021

WDID No. 5A520100001

ADMINISTRATIVE CIVIL LIABILITY COMPLAINT NO. R5-2017-0500 FOR ASSESSMENT OF MANDATORY MINIMUM PENALTIES, CITY OF CORNING, CORNING WASTEWATER TREATMENT PLANT, TEHAMA COUNTY

Enclosed is an Administrative Civil Liability Complaint (Complaint), issued pursuant to California Water Code section 13385, for violations of Waste Discharge Requirements (WDRs) Order R5-2010-0080 (NPDES Permit No. CA0004995) by the City of Corning. The Complaint charges the City of Corning with administrative civil liability in the amount of **three thousand (\$3,000)**, which represents the statutory Mandatory Minimum Penalty for an effluent violation that occurred on 31 October 2015.

The City of Corning has the right to a hearing before the Central Valley Water Board within 90 days of the service of the Complaint. The City of Corning may agree to pay the administrative civil liability and waive its right to a hearing before the Central Valley Water Board or may contest the Complaint and exercise its right to a hearing within 90 days of the date of the Complaint. If the City of Corning chooses to waive its right to a hearing and settle the Complaint, then a duly authorized agent must sign the enclosed waiver and submit it to this office by **3 February 2017**. The Complaint will be considered settled pending a 30-day public comment period, tolled from the date of this Complaint, during which time interested parties may comment on this action by submitting information to this office, attention Jeremy M. Pagan.

If the Regional Water Board does not receive a waiver and payment for the full amount by **3 February 2017**, then a hearing will be scheduled for the **6/7 April 2017** Central Valley Water Board meeting in Fresno. Specific notice about this hearing and its procedures will be provided under separate cover.

Any comments concerning the enclosed Complaint must be submitted to this office, attention Jeremy M. Pagan, so that they are received no later than **5:00 p.m. on 3 February 2017**. If the Central Valley Water Board does not hold a hearing on the matter, and the terms of the final settlement are not significantly different from those proposed in the enclosed Complaint, then there will not be additional opportunities for public comment on the proposed settlement. Written materials received after **5:00 p.m. on 3 February 2017** will not be accepted and will not be incorporated into the administrative record if doing so would prejudice any party.

In order to conserve resources, this letter transmits paper copies of the documents to the

KARL E. LONGLEY SCD, P.E., CHAIR | PAMELA C. CREEDON P.E., BCÉE, EXECUTIVE OFFICER

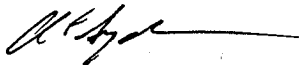
364 Knollcrest Drive, Suite 205, Redding, CA 96002 | www.waterboards.ca.gov/centralvalley

Discharger only. Interested persons may download the documents from the Central Valley Water Board's Internet website at:

http://www.waterboards.ca.gov/centralvalley/tentative_orders/

Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's office weekdays between 8:00 AM and 5:00 PM.

If you have any questions or comments regarding the Administrative Civil Liability Complaint, please contact Jeremy M. Pagan at (530) 224-4845.



Clint E. Snyder, P.G.
Assistant Executive Officer

JMP:reb

Enclosures: Administrative Civil Liability Complaint No. R5-2017-0500

cc w/o encl.: Central Valley Water Board Members

Ken Greenburg, U.S. Environmental Protection Agency, Region IX, San Francisco

Matthew Kelley, U.S. Army Corps of Engineers, Redding

California Environmental Protection Agency, Sacramento

Department of Fish and Wildlife, Region 1, Redding

Patrick Pulupa, Senior Staff Counsel, State Water Resources Control Board, Sacramento

Pamela Creedon, Executive Officer, CVRWQCB, Rancho Cordova

Adam Laputz, Assistant Executive Officer, CVRWQCB, Rancho Cordova

Andrew Altevogt, Assistant Executive Officer, CVRWQCB, Rancho Cordova

Mayumi Okamoto, Senior Staff Counsel, SWRCB, Sacramento

Kathy Stone, Project Manager, Severn Trent Services, Corning