COMPLAINT FOR ADMINISTRATIVE CIVIL LIABILITY
STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
COLORADO RIVER BASIN REGION

In the Matter of   )   Complaint No. __92-064__

)

DESERT SQUARES RESORT   )
Order No. 85-009   )
Invoice No. 04770   )

_____)

YOU ARE HEREBY GIVEN NOTICE THAT:

1. You are alleged to have violated Section 13260(d) of the California Water Code which requires that each person for whom waste discharge requirements have been prescribed pursuant to Water Code Section 13263 shall pay an annual fee according to a fee schedule established by the State Water Resources Control Board (State Board).

2. Waste discharge requirements have been issued to you and an annual fee has been assessed accordingly. You were sent an invoice (AFBS No. 04770) for Fiscal Year 1991-92 annual fee on 03/26/92. Additional notice(s) were sent to you on 04/30/92 and 06/30/92. State Board records indicate that you failed to make payment in response to those notices.

3. The total annual fee assessed in the notices was $200.00.

4. Section 13261(b) provides that failure to pay the annual fee assessed pursuant to Water Code Section 13260 may result in the imposition of administrative civil liability of not more than $1,000 per day for each day in which the violation occurs. The violation for non-payment of the required annual fee is deemed to have occurred on 04/30/92.

5. After consideration of the factors listed in Water Code Section 13327, the Executive Officer proposes that administrative civil liability be imposed by the Regional Water Quality Control Board, Colorado River Basin Region (Board), in the amount of $250.00.

6. A hearing will be held before the Board within sixty days of the date of this complaint. The hearing for this matter has been scheduled for the Board's regular meeting on 9/16/92 in Indian Wells. You or your representative will have an opportunity to appear and be heard regarding the allegations of this complaint and the imposition of civil liability by the Board.

7.   At the 09/16/92 hearing, the Board will consider whether to affirm, reject, or modify the proposed administrative civil liability or whether to refer the matter to the Attorney General for recovery of judicial civil liability. The Board is not bound by this proposal and may assess any amount up to a maximum of $1,000 per day for each day in which the violation is deemed to have occurred from the date described in paragraph 4 above.

WAIVER OF HEARING

You may waive your right to a hearing. If you wish to waive the hearing, please sign the attached waiver and return it, together with a check or money order payable to the State Water Resources Control Board for the amount of the civil liability proposed in paragraph 5 above. The check or money order must be mailed immediately to the State Water Resources Control Board, Attention: Accounting Office, 901 P Street, Sacramento, CA 95814. You must also send copies of your signed waiver from and your check or money order to the Regional Board at the address shown in the letterhead of the waiver form. If you have any questions, please contact Susan Sparks at (619) 776-8953.

__8-21-92__
Date

Philip A. Gruenberg
Executive Officer

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
COLORADO RIVER BASIN • REGION 7
73-720 FRED WARING DR., SUITE 100
PALM DESERT, CA 92260
Phone (619) 346-7491
FAX (619) 341-6820

DESERT SQUARES RESORT   )
Order No. 85-009   )
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)
_____)

WAIVER OF HEARING

I agree to waive my right to a hearing before the Regional Board
with regard to the violations alleged in Complaint No. 92-064. I
have enclosed a check or money order, made payable to the State
Water Resources Control Board, in the amount of the civil liability
proposed in paragraph 5 of Complaint No. 92-064. I understand that
I am giving up my right to contest the allegations made by the
Executive Officer in this Complaint, including the imposition of,
and the amount of, the civil liability proposed.

_____   _____
          Date   Discharger