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Palm Desert, CA 92260
(760) 346-7491

Public Notice No. 7-08-22
NPDES Permit No. CA0104451
August 27, 2008

ADMINISTRATIVE CIVIL LIABILITY COMPLAINT NO. R7-2008-0040
ISSUED TO
NILAND SANITARY DISTRICT
FOR
DISCHARGES OF EFFLUENT THAT EXCEED THE EFFLUENT LIMITATIONS
OF THE "R" DRAIN IN VIOLATION OF BOARD ORDER NO. R7-2003-0049
NPDES PERMIT NO. CA0104451

The Niland Sanitary District (Discharger) owns and operates a sewage collection and disposal system and provides sewerage service to the City of Niland. The wastewater treatment plant is designed to treat municipal wastewater flows of up to 0.5 million gallons per day. On February 14, 2003, the California Regional Water Quality Control Board, Colorado River Basin Region (Regional Water Board) adopted Waste Discharge Requirements, and a National Pollutant Discharge Elimination System (NPDES) Permit to regulate the discharge of treated municipal wastewater to the "R" Drain. The Permit is assigned NPDES Permit No. CA0104451, Board Order No R7-2003-0049.

The Executive Officer of the Regional Water Board has issued Administrative Civil Liability Complaint No. R7-2008-0040 against the Discharger, alleging that Niland Sanitary District discharged wastewater that exceeded effluent limits set forth in Board Order No R7-2003-0049. Pursuant to Section 13385 of the California Water Code, this complaint proposes that the discharger pay fifty-one thousand dollars (\$51,000) in mandatory minimum penalties for violations of specified effluent limitations. The Discharger may propose to spend a portion of that amount toward the implementation of a Supplemental Environmental Project that is consistent with the Water Quality Enforcement Policy (Policy). The State Water Resources Control Board adopted the Policy on February 19, 2002 as Resolution No. 2002-0040, and it was approved by the Office of Administrative Law and became effective on July 30, 2002.

Unless the Discharger agrees to waive its right to a public hearing on the matter, as provided by California Water Code Section 13323(b), the Regional Water Board will proceed with the public hearing as follows:

Date of hearing: November 19, 2008
Time: 10:00 a.m.
Location: City of Indio
City Council Chambers
150 Civic Center Mall
Indio, CA 92201-4434

During the hearing, the public and any other person interested in this matter can provide the Regional Water Board with comments on this matter.

If the discharger waives its right to the hearing and pays the administrative civil liability in full, no hearing will be held. The settlement of this Complaint will become final 30 days from the date of this Public Notice. Persons wishing to file written comments on or objections to, the proposed Administrative Civil Liability Complaint or any other aspects of this matter are required to do so within 30 days of the date of this Notice so that the Regional Board may consider the comments.

Comments must be mailed to the following address:

California Regional Water Quality Control Board
Colorado River Basin Region
73-720 Fred Waring Drive, Suite 100
Palm Desert, CA 92260

A copy of the Complaint may be obtained from the Regional Water Board Office. Please contact Doug Wylie at (760) 346-6585 for any questions regarding this matter.

Any person who is disabled and requires special accommodations to participate in this Regional Board Meeting, please contact Hilda Vasquez at (760) 776-8950 no later than 10 days before the scheduled public hearing.