
Colorado River Basin Regional Water Quality Control Board

April 10, 2025

CERTIFIED MAIL: 9589 0710 5270 2392 5452 27

Ms. Michele Biane
Biane Guard LLC
6 Gooseneck Road
Alta Loma, CA 91737
michele.biane@gmail.com

**SUBJECT: APPROVAL OF REQUEST FOR DUE DATE EXTENSION OF
SUBMITTALS UNDER ADOPTED CEASE AND DESIST ORDER R7-
2024-0014**

**FACILITY: SMOKE TREE VILLAS, TWENTYNINE PALMS
SAN BERNARDINO COUNTY, WDID 7A360106001**

Dear Ms. Biane:

On February 26, 2025, the Colorado River Basin Regional Water Quality Control Board (Regional Board) received your email with an attached letter requesting a due date extension for submittals within Cease and Desist Order R7-2024-0014 for Biane Guard LLC (CDO). The CDO was adopted by the Regional Board at its April 9, 2024, Board Meeting. The CDO listed deliverables to return the facility to compliance.

The first two deliverables were received by Regional Board staff in accordance to the CDO. Both submittals were prepared by a California Registered Engineer. The submittals include a technical report documenting the repairs, cleaning, and a discussion of the pH adjusted cleaning process with initial effluent results and a progress report describing completed modifications to the wastewater treatment system. The submittals were received on or prior to their submittal due date of June 1, 2024, and September 1, 2024, respectively. The third listed submittal was not received by its December 1, 2024, due date and instead Regional Board staff received a letter requesting a CDO submittal due date extension (Letter).

The Letter describes reasons for the non-submittal such as technical issues due to unforeseen results of remedial efforts to repair the wastewater treatment system, operation and maintenance delays due to hauling volume limitations placed on waste haulers in the area, unexpected financial burdens from commercial banking systems, and limited professionals in the area to develop the project.

Since many of the delays demonstrate circumstances beyond the Discharger's control and the Discharger continues to undertake all appropriate measures to meet the deadlines, the request is approved and the CDO submittal dates are revised. The dates within the Item 1 under the IT IS HEREBY ORDERED section of the CDO and the dates beginning with Item 4 of the same section will be revised according to the following.

In Item 1, modify the November 2025 date to April 2026. The second sentence should read "Beginning with the May 2026 Self-Monitoring Report, flows shall be reported using an influent flow meter installed at the WWTF". For the remainder of the items, beginning with Item 4, refer to the table on the next page. The table lists the original submittal due dates on one column and the revised submittal due dates on the other column.

Please be advised that Cease and Desist Order R7-2024-0014 includes a requirement to request extensions 30-days prior to the due date. If you have any questions concerning this matter, please contact Michael Perez at (760) 776-8946 or at Michael.Perez@waterboards.ca.gov.

Sincerely,

Original signed by

Michael Placencia
Executive Officer
Colorado River Basin
Regional Water Quality Control Board

Enclosure:

Michele Biane Extension Request

Cc w/ enc (via email only):

Cassandra Owens, Colorado River Basin Regional Water Board
Jose Cortez, Colorado River Basin Regional Water Board
Michael Perez, Colorado River Basin Regional Water Board
David Boyers, State Water Board Office of Enforcement
David Lancaster, State Water Board Office of Chief Counsel
Scott Huismann, Apex Engineering (Scott.Huismann@ApexCos.com)

File: Place ID: 814481

Table 1 CDO R7-2024-0014 submittal dates

Original submittal due date	Revised submittal due date
By December 1, 2024 , submit a technical report, prepared by a California Registered Engineer or Certified Engineering Geologist, containing a proposal and engineering drawings to modify the existing WWTF such that it will consistently treat wastewater to meet the WDR's effluent limits for BOD, TSS, settleable solids, and total nitrogen. The modified WWTF shall include an influent flow meter.	By May 15, 2025 , submit a technical report, prepared by a California Registered Engineer or Certified Engineering Geologist, containing a proposal and engineering drawings to modify the existing WWTF such that it will consistently treat wastewater to meet the WDR's effluent limits for BOD, TSS, settleable solids, and total nitrogen. The modified WWTF shall include an influent flow meter.
By March 1, 2025 , submit a progress report as described in Item 3.	By August 15, 2025 , submit a progress report as described in Item 3.
By June 1, 2025 , submit a progress report as described in Item 3.	By November 15, 2025 , submit a progress report as described in Item 3.
By September 1, 2025 , submit a progress report as described in Item 3.	By February 15, 2026 , submit a progress report as described in Item 3.
By December 1, 2025 , submit a technical report, prepared by a California Registered Engineer or Certified Engineering Geologist certifying that the existing WWTF had been modified (as described in the technical report required by Item 4, above) and describing the remaining tasks needed to bring the modified plant to full operational capacity.	By May 15, 2026 , submit a technical report, prepared by a California Registered Engineer or Certified Engineering Geologist certifying that the existing WWTF had been modified (as described in the technical report required by Item 4, above) and describing the remaining tasks needed to bring the modified plant to full operational capacity.
By March 1, 2026 , the new WWTF shall consistently treat wastewater to meet the WDR's effluent limits for BOD, TSS, settleable solids, and total nitrogen. The Discharger shall also take all reasonable steps to meet the WDR's effluent limit for TDS using source controls.	By August 15, 2026 , the new WWTF shall consistently treat wastewater to meet the WDR's effluent limits for BOD, TSS, settleable solids, and total nitrogen. The Discharger shall also take all reasonable steps to meet the WDR's effluent limit for TDS using source controls.