



Linda S. Adams
Secretary for
Environmental Protection

California Regional Water Quality Control Board San Diego Region

Over 50 Years Serving San Diego, Orange, and Riverside Counties
Recipient of the 2004 Environmental Award for Outstanding Achievement from USEPA



Arnold Schwarzenegger
Governor

9174 Sky Park Court, Suite 100, San Diego, California 92123-4353
(858) 467-2952 • Fax (858) 571-6972
[http:// www.waterboards.ca.gov/sandiego](http://www.waterboards.ca.gov/sandiego)

February 18, 2008

CERTIFIED MAIL

7006 2760 0000 1615 6892

In reply refer to:

SWU:dperrin

Mr. Ron Patterson
Branch Manager
Brenntag Pacific
1888 Nirvana Avenue
Chula Vista, CA 91911

Dear Mr. Patterson:

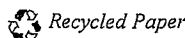
**SUBJECT: NOTICE OF NONCOMPLIANCE: ENROLLMENT IN THE INDUSTRIAL
STORM WATER GENERAL PERMIT, ORDER NO. 97- 03 DWQ;
PERMIT NO. CAS000001**

The San Diego Regional Water Quality Control Board mailed you a certified letter dated October 3, 2007 (enclosed) which requested your submittal of a Notice of Intent to obtain coverage under the State Water Resources Control Board's General Industrial Storm Water Permit (Permit). To date, the State Water Resources Control Board (State Board) has not received the requested NOI.

As stated in the October 3, 2007 letter, the Regional Board has determined that the applicable Standard Industrial Code (SIC) for the operation at your facility should be 2819 – Inorganic Chemicals, NEC, a mandatory classification for coverage under the Permit. Therefore, you must file a Notice of Intent (NOI) (enclosed) to obtain coverage under the provisions of the Permit. To enroll for coverage under the Permit, follow the instructions in the attached NOI Form with Instructions, and mail the NOI with the appropriate fee to the State Board. Please send a copy of the NOI to the Regional Board at the letterhead address, attention Don Perrin.

Failure to submit a NOI to the State Board subjects you to further enforcement action pursuant to Sections 13399.30 and 13399.33 of the California Water Code. The penalty for failure to file a NOI ranges from a minimum of not less than five thousand dollars per year (\$5,000) of noncompliance or fraction thereof, up to \$10,000 per day. The penalty will be retroactive to October 3, 2007.

California Environmental Protection Agency



2/19/2008

Mr. Ron Patterson
Brenntag Pacific, Inc.
Enrollment in Storm Water Program

- 2 -

February 18, 2008

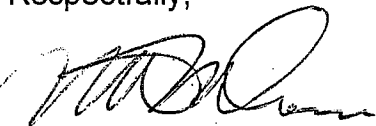
A full copy of the Industrial Storm Water Permit and other useful information regarding the program can be viewed and downloaded at the State Board website:

<http://www.waterboards.ca.gov/industrial.html>

The heading portion of this letter includes a Regional Board code number noted after "In reply refer to:" In order to assist us in the processing of your correspondence please include this code number in the heading or subject line portion of all correspondence and reports to the Regional Board pertaining to this matter.

If you have any questions, please telephone Don Perrin at (858) 467-2969, or email at dperrin@waterboards.ca.gov

Respectfully,



MICHAEL P. McCANN
Assistant Executive Officer

Enclosure: NOI Form with Instructions
October 3, 2007 Letter

cc: Mr. Michael Hice
Storm Water Compliance Inspector
Public Works Department
1800 Maxwell Road
City of Chula Vista
Chula Vista, CA 91911

MPM:dwg:dpp



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October 3, 2007

CERTIFIED MAIL

7006 2150 0000 0036 6633

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SWU:dperrin

Mr. Ron Patterson
Branch Manager
Brenntag Pacific
1888 Nirvana Avenue
Chula Vista, CA 91911

Dear Mr. Patterson:

**SUBJECT: NOTICE OF NONCOMPLIANCE: ENROLLMENT IN THE INDUSTRIAL
STORM WATER GENERAL PERMIT, ORDER NO. 97-03 DWQ;
PERMIT NO. CAS000001**

On September 11, 2007, your facility was inspected by staff from the Regional Board and the City of Chula Vista. Based on information obtained at the site inspection, the Regional Board has determined that your facility requires coverage under the State Water Resources Control Board's General Industrial Storm Water Permit (Permit).

The Regional Board has determined that the applicable Standard Industrial Code (SIC) for the operation at your facility should be 2819 – Inorganic Chemicals, NEC, a mandatory classification for coverage under the Permit. Therefore, you must file a Notice of Intent (NOI) (enclosed) to obtain coverage under the Permit. To enroll for coverage under the Permit, follow the instructions in the attached NOI Form with Instructions, and mail the NOI with appropriate fee, to the State Water Resources Control Board (State Board). Please send a copy of the NOI to the Regional Board at the letterhead address.

Failure to submit a NOI to the State Board immediately upon receipt of this letter may subject you to further enforcement action pursuant to Sections 13399.30 and 13399.33 of the California Water Code. The penalty for failure to file a NOI ranges from a minimum of not less than five thousand dollars per year (\$5,000) of noncompliance or fraction thereof, up to \$10,000 per day.

RF

Mr. Ron Patterson
Brenntag Pacific, Inc.
Enrollment in Storm Water Program

- 2 -

October 3, 2007

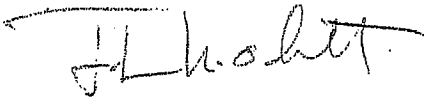
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If you have any questions, please telephone Don Perrin at (858) 467-2969, or email at dperrin@waterboards.ca.gov

Respectfully,



JOHN R. ODERMATT
Senior Engineering Geologist

Enclosure: NOI Form with Instructions

cc: Mr. Don Bergeson
Environmental Health Specialist
Storm Water Management Section
City of Chula Vista

JRO:bdk:dpp