

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

RESOLUTION NO. 74-5

INSTRUCTING REGIONAL BOARD EXECUTIVE OFFICER TO
COMMENCE ENFORCEMENT PROCEEDINGS AGAINST PROPERTY
OWNERS WITHIN STINSON BEACH COUNTY WATER DISTRICT
AND REQUESTING BAY AREA SEWAGE SERVICES AGENCY TO
TAKE NECESSARY ACTIONS REGARDING THE CONSTRUCTION
OF SEWERAGE FACILITIES IN STINSON BEACH, MARIN COUNTY

WHEREAS, on September 28, 1973, this Regional Board adopted Resolution No. 73-13, "Amendment to Water Quality Control Plan (Interim), San Francisco Bay Basin, Prohibiting Waste Discharges to Individual Leaching System or Percolation Systems in the Stinson Beach Area of Marin County," which states:

"
IX. BE IT FURTHER RESOLVED that the following be added to the Waste Discharge Prohibitions of the Water Quality Control Plan (Interim), San Francisco Bay Basin:

The discharge of sewage-bearing wastewater to individual leaching or percolation systems in the Stinson Beach area of Marin County is prohibited for:

- A. Any new system serving a property for which a building permit had not been issued prior to October 31, 1973.
- B. Any and all such systems after October 15, 1977.

""

WHEREAS, on November 27, 1973, this Regional Board adopted Resolution No. 73-18 redefining the boundaries of the prohibition against waste discharges to individual leaching or percolation systems in Stinson Beach; and

WHEREAS, on March 5, 1974, the voters within Stinson Beach County Water District rejected proposals necessary for the District to proceed with sewerage facilities needed to comply with the above prohibition; and

WHEREAS, on March 7, 1974, the District Board advised of its intent to not proceed further with the construction of sewerage facilities; and

WHEREAS, there appears to be no viable alternative for compliance with the above prohibition other than the construction of community sewerage facilities; and

WHEREAS, Water Code Section 16680, et al., provides that the Bay Area Sewage Services Agency (BASSA) may assume responsibility for construction and operation of water quality control facilities consistent with regional water quality management plans after public hearing and finding that such facilities and a commitment are needed and that the local agencies do not wish to or cannot proceed;

NOW, THEREFORE, BE IT RESOLVED that this Regional Board:

- 1. Instructs its Executive Officer to commence preparing for a hearing or hearings, as may be necessary, pursuant to Section 13301 of the California Water Code against all present and future property owners within the area described in Resolution No. 73-13 for threatened violation of Resolutions No. 73-13 and No. 73-18.**
- 2. Requests BASSA to conduct necessary public hearings and investigations and to make all necessary findings regarding BASSA's construction and operation of water quality control facilities in Stinson Beach and to report to this Regional Board by July 1, 1974, on such decision and actions.**

I, Fred H. Dierker, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of a resolution adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on April 16, 1974.

FRED H. DIERKER
Executive Officer