

California Regional Water Quality Control Board  
Santa Ana Region

IN THE MATTER OF: )  
)  
Western Riverside County Regional )  
Wastewater Authority ) Complaint No. R8-2002-0018  
450 Alessandro Boulevard ) for  
Riverside, California 92508 ) Mandatory Penalties

YOU ARE HEREBY GIVEN NOTICE THAT:


1. Western Riverside County Regional Wastewater Authority (WRCRWA) is alleged to have violated provisions of law for which the California Regional Water Quality Control Board (Board), Santa Ana Region, must impose mandatory penalties pursuant to California Water Code (Water Code) Section 13385 (h) and (i).
2. A hearing concerning this complaint will be held before the Board within 60 days of the date of issuance of this complaint, unless the WRCRWA waives its right to a hearing. Waiver procedures are specified on Page 2 of this complaint. If the hearing in this matter is not waived, the hearing will be held during the Board's regular meeting on March 15, 2002 at the Council Chambers of the City of Loma Linda, 25541 Barton Road, Loma Linda, California. WRCRWA or its representatives will have an opportunity to appear and be heard and to contest the allegations in this complaint and the imposition of mandatory penalties by the Board. An agenda and announcement for the meeting will be mailed to you not less than 10 days prior to the hearing date.
3. If the March 15, 2002 hearing is held, the Board will consider whether to affirm, reject or modify the proposed mandatory penalties or whether to refer this matter to the Attorney General for recovery of judicial civil liability.
4. This complaint is based on the following facts:
  - a. On June 6, 1997, the Board adopted Waste Discharge Requirements Order No. 97-2 (NPDES No. CA8000316), for WRCRWA. These requirements regulate discharges of waste from the WRCRWA's sewage treatment plant (STP).
  - b. WRCRWA submitted self-monitoring reports (January 2000 – June 2001) from their STP, which show effluent limit violations of Total Dissolved Solids (TDS) Chloride (Cl), Boron (B), Sodium (Na), Selenium (Se), and Total Coliform (TC) densities. These violations are summarized on Attachment "A" which is Page 4 of this complaint.

5. Water Code Section 13385 (h) and (i) requires the Board to assess a mandatory minimum penalty of three thousand dollars (\$3,000) for each serious and/or chronic violation.
6. As shown in Attachment "A", WRRCWA incurred a total of seventy-four violations between January 2000 and June 2001. For the eighteen-month period covered by Complaint No. R8-2002-0018, three non-serious violations, that occurred during January 2000, are not subject to penalty assessments. In addition, WRRCWA has already been assessed \$117,000 for thirty-nine violations by Complaint No. 00-88 that partially covered the period between January and June 2000.
7. Thirty-two violations out of the total of seventy-four violations are subject mandatory minimum penalties of \$3,000 for each violation. In accordance with Water Code Section 13385(h) and (i), the mandatory minimum penalties for the thirty-two effluent limit violations cited in Attachment "A" are \$96,000.
8. In accordance with Water Code Section 13385(c), the Board may impose administrative civil liability for the seventy-four violations cited in Attachment "A". The maximum administrative civil liability which may be imposed for these violations is \$740,000.
9. The Executive Officer proposes that mandatory penalties of \$96,000 be imposed on WRRCWA by the Board for the violations cited above.
10. You may waive your right to a hearing. If you waive your right to a hearing, please sign the attached waiver, which is Page 5 of this complaint, and return it together with a check payable to the State Water Resources Control Board in the amount of the mandatory penalties proposed in paragraph 9, above. Send the check and waiver to:

Santa Ana Regional Water Quality Control Board  
3737 Main Street, Suite 500  
Riverside, CA 92501-3339

If you have any questions regarding this complaint, please contact the undersigned, at (909) 782-3284, or Gary D. Stewart, Surveillance and Enforcement Section Chief at (909) 782-4379, or the Board's staff counsel, Jorge Leon, at (916) 341-5180.

01-18-02  
Date

  
\_\_\_\_\_  
Gerard J. Thibeault  
Executive Officer

**ATTACHMENT "A"**

P permit Limits & Month/Year	Na	Cl	B	TDS	Se	TC	VIOLATIONS TOTAL	VIOLATIONS SUBJECT TO MANDATORY MINIMUM PENALTIES
	12-month average (mg/L)	12-month average (mg/L)	12-month average (mg/L)	12-month average (mg/L)	Monthly Conc. (mg/L)	7-day median violations	Number of violations	Number of violations
	110	140	0.75	625	0.004	2.2/100 mL		
Jan-00	<b>[150]</b>	<b>[153]</b>	<b>{1.05}</b>	<b>[743]</b>	0.004	0	<b>4</b>	<b>1</b>
Feb-00	<b>153*</b>	<b>155*</b>	<b>{1.10}*</b>	<b>734*</b>	<b>{0.006}*</b>	<b>3*</b>	<b>8</b>	<b>0</b>
Mar-00	<b>153*</b>	<b>155*</b>	<b>{1.16}*</b>	<b>726*</b>	<b>{0.006}*</b>	<b>4*</b>	<b>9</b>	<b>0</b>
Apr-00	<b>{154}*</b>	<b>155*</b>	<b>{1.22}*</b>	<b>718*</b>	<b>{0.008}*</b>	<b>7*</b>	<b>12</b>	<b>0</b>
May-00	<b>{155}*</b>	<b>155*</b>	<b>{1.27}*</b>	<b>712*</b>	<b>{0.006}*</b>	0	<b>5</b>	<b>0</b>
Jun-00	<b>{154}*</b>	<b>155*</b>	<b>{1.30}*</b>	<b>704*</b>	<b>{0.006}*</b>	0	<b>5</b>	<b>0</b>
Jul-00	<b>{155}</b>	<b>155</b>	<b>{1.35}</b>	<b>695</b>	0.004	0	<b>4</b>	<b>4</b>
Aug-00	<b>{156}</b>	<b>155</b>	<b>{1.40}</b>	<b>680</b>	0.004	0	<b>4</b>	<b>4</b>
Sep-00	<b>{159}</b>	<b>155</b>	<b>{1.46}</b>	<b>677</b>	<b>{0.006}</b>	<b>4</b>	<b>9</b>	<b>9</b>
Oct-00	<b>{160}</b>	<b>156</b>	<b>{1.51}</b>	<b>674</b>	0.004	0	<b>4</b>	<b>4</b>
Nov-00	<b>{161}</b>	<b>156</b>	<b>{1.55}</b>	<b>670</b>	0.004	0	<b>4</b>	<b>4</b>
Dec-00	<b>{161}</b>	<b>156</b>	<b>{1.55}</b>	<b>670</b>	<b>{0.006}</b>	0	<b>5</b>	<b>5</b>
Jan-01	90	98	0.66	502	0.002	0	<b>0</b>	<b>0</b>
Feb-01	95	102	0.72	514	<b>{0.005}</b>	0	<b>1</b>	<b>1</b>
Mar-01	98	106	0.75	521	0.001	0	<b>0</b>	<b>0</b>
Apr-01	98	107	0.73	527	0.000	0	<b>0</b>	<b>0</b>
May-01	97	106	0.71	528	0.001	0	<b>0</b>	<b>0</b>
Jun-01	97	106	0.70	529	0.001	0	<b>0</b>	<b>0</b>
<b>Violations Total</b>	<b>12</b>	<b>12</b>	<b>12</b>	<b>12</b>	<b>8</b>	<b>18</b>	<b>74</b>	<b>32</b>

Notes: [ ] = Non-serious violations waived under this complaint pursuant to Water Code Section 13385 (i)

\* = Violations that have been paid under MPC No. 00-88

{ } = Serious violations pursuant to Water Code Section 13385 (h)

California Regional Water Quality Control Board  
Santa Ana Region

IN THE MATTER OF: )  
)  
Western Riverside County Regional )  
Wastewater Authority ) Complaint No. R8-2002-0018  
450 Alessandro Boulevard ) for  
Riverside, California 91507 ) Mandatory Penalties

**WAIVER OF HEARING**

Western Riverside County Regional Wastewater Authority (WRCRWA) agrees to waive its right to a hearing before the Santa Ana Regional Water Quality Control Board with regard to the violations alleged in Complaint No. R8-2002-0018. WRCRWA agrees to pay \$96,000 in settlement of Complaint No. R8-2002-0018 and the balance of the penalty assessed by Complaint No. 00-88 (\$81,000) with seven (7) monthly installments of \$24,000 and a remaining installment of \$9,000. WRCRWA understands that it is giving up its right to be heard and to argue against allegations made by the Executive Officer in Complaint No. R8-2002-0018, and against the imposition of, and amount of, the mandatory penalties.

\_\_\_\_\_  
Date

\_\_\_\_\_  
for WRCRWA

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SANTA ANA REGION  
3737 MAIN STREET, SUITE 500  
RIVERSIDE, CALIFORNIA 92501-3339**

**NOTICE OF PUBLIC COMMENT PERIOD  
MANDATORY PENALTIES COMPLAINT NO. R8-2002-0018  
FOR  
Western Riverside County Regional Wastewater Authority**

The Western Riverside County Regional Wastewater Authority (WRCRWA) is alleged to have violated provisions of law for which the California Regional Water Quality Control Board, Santa Ana Region (hereinafter Regional Board), must impose mandatory penalties, pursuant to California Water Code Sections 13385 (h) and (i).

The California Water Code requires mandatory minimum penalties for serious and/or chronic violations of effluent limits contained in a National Pollutant Discharge Elimination System (NPDES) permit. During the period from January 1, 2000, through June 30, 2001, WRCRWA has violated effluent limits for total dissolved solids, chloride, sodium, boron, selenium, and total coliform densities specified in Waste Discharge Requirements (WDR), Order No. 97-2, NPDES Permit No. CA8000316, and is therefore liable for mandatory penalties. The Executive Officer has issued Complaint No. R8-2002-0018 for mandatory penalties to WRCRWA, citing seventy-four effluent violations of Order No. 97-2 and imposing the minimum mandatory penalty of \$96,000. Pursuant to California Water Code Section 13385 (c), the maximum administrative civil liability for these violations is \$740,000.

Persons wishing to comment on this matter are invited to submit written comments to the Regional Board at the address shown above. Comments are requested prior to March 2, 2002. The Complaint and related documents may be inspected and copied at the Regional Board Office at 3737 Main Street, Suite 500, Riverside, California, by appointment between the hours of 9:00 a.m. and 3:00 p.m., Monday through Thursday. Appointments may be scheduled by calling the Regional Board office at (909) 782-4130. For information concerning the Complaint, please contact Gary D. Stewart of Regional Board staff at (909) 782-4379, or [gstewart@rb8.swrcb.ca.gov](mailto:gstewart@rb8.swrcb.ca.gov).

Please bring the foregoing to the attention of any persons known to you who may have an interest in this matter.