

California Regional Water Quality Control Board  
Santa Ana Region

IN THE MATTER OF:

California Steel Industries, Inc.	)	Complaint No. R8-2003-0009
14000 San Bernardino Avenue	)	for
Fontana, California 92335	)	Mandatory Penalties


YOU ARE HEREBY GIVEN NOTICE THAT:

1. California Steel Industries, Inc. (CSI), is alleged to have violated provisions of law for which the California Regional Water Quality Control Board, Santa Ana Region (Board), must impose mandatory penalties pursuant to California Water Code (CWC) Section 13385.
2. A hearing concerning this complaint will be held before the Board within 90 days of the date of issuance of this complaint, unless CSI waives its right to a hearing. If the hearing in this matter is not waived, the hearing will be held during the Board's regular meeting on February 21, 2003 in the City of Loma Linda. CSI 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.
3. This complaint is based on the following facts:
  - a.) On June 25, 1999, the Board adopted Waste Discharge Requirements Order No. 99-39 (NPDES No. CA0105449), for CSI. These requirements regulate storm water runoff and process water discharges from CSI's facility to San Sevaïne Channel and to Mulberry Ditch.
  - b.) CSI submitted self-monitoring reports which indicate that CSI exceeded discharge limits for total suspended solids, pH, and oil & grease. These violations are summarized in Attachment "A" (page 3) of this complaint.
4. Water Code Section 13385 (i) requires the Board to assess a mandatory minimum penalty of three thousand dollars (\$3,000) for each effluent limitation violation, not counting the first three non-serious violations in each six-month period.
5. As shown in attachment "A", CSI incurred a total of 11 violations between January 10, 2001 and December 31, 2001. Of those 11 violations, 7 violations are subject to a mandatory minimum penalty in accordance with Water Code Section 13385(i). In accordance with Water Code Section 13385 (i), the mandatory minimum penalty for these violations is \$21,000.

6. In accordance with Water Code Section 13385(c), the Board may impose administrative civil liability for the effluent limitations cited in Attachment "A". The maximum administrative civil liability that may be imposed for these violations is \$110,000.
7. The Executive Officer proposes that mandatory minimum penalties of \$21,000 be imposed on CSI by the Board for the violations cited above.
8. CSI has indicated that it wishes to waive its right to a hearing in this matter. CSI has agreed to participate in a supplemental environmental project (SEP) that will benefit the Upper Santa Ana Watershed. The proposed SEP is to contribute \$18,000 of the assessed liability towards cleanup of the perchlorate contamination in the groundwater in the Colton-Rialto area. The balance of the assessment, \$ 3,000, shall be paid to the State Water Resources Control Board. An invoice for this amount is enclosed.

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

1-24-03  
Date

  
Gerard J. Thibeault  
Executive Officer

ATTACHMENT "A"

Sampling Date	Discharge Points (DP) Mulberry Ditch-001 San Sevaine-002	PH VIOLATIONS > 8.5 units Monthly GRAB SAMPLES	Oil & Grease VIOLATIONS > 15 mg/L Monthly GRAB SAMPLES	TSS VIOLATIONS > 75 mg/L Monthly GRAB SAMPLES	NUMBER OF VIOLATIONS SUBJECT TO MANDATORY PENALTIES
01/10/01	DP-002			1	0
02/27/01	DP-001			1*	1
	DP-002	1	1*	1*	2
04/21/01	DP-002		1	1	2
11/12/01	DP-001		1	1*	1
11/24/01	DP-001			1	0
	DP-002			1*	1
TOTAL		1	3	7	7

\* Serious violations





# State Water Resources Control Board



**Winston H. Hickox**  
Secretary for  
Environmental  
Protection

*The energy challenge facing California is real.  
Every Californian needs to take immediate action to reduce energy consumption.  
For a list of simple ways you can reduce demand and cut your energy costs, see our website at <http://www.swrcb.ca.gov>*

**Gray Davis**  
Governor

**To:**  
CALIFORNIA STEEL INDUSTRIES  
P.O. BOX 5080  
FONTANA, CA 92335

**Invoice No:** 32231  
**Invoice Date:** 01/03/2003  
**Enforcement Action ID:** 64026  
**Enforcement Order No:** R8-2003-0009

## INVOICE

ACLCOMP

Description	Amount	Due Date
37734 LIABILITY AMOUNT	\$3,000.00	
<b>TOTAL AMOUNT DUE</b>		<b>\$3,000.00</b>

### California Environmental Protection Agency



✂ Retain above portion for your records  
Please return bottom portion with your payment

CALIFORNIA STEEL INDUSTRIES  
P.O. BOX 5080  
FONTANA, CA 92335

Description	Amount	Due Date
37734 LIABDUE	\$3,000.00	
<b>TOTAL AMOUNT DUE</b>		<b>\$3,000.00</b>

Make your check payable to:  
**State Water Resources Control Board**

Mail payment to:  
**SWRCB ACCOUNTING  
ATTN: ENFORCEMENT  
P. O. Box 100  
SACRAMENTO, CA 95812-0100**

**Amount Enclosed: \$** \_\_\_\_\_

PLEASE PRINT THE FOLLOWING INVOICE NUMBER ON YOUR CHECK: **32231**

**Invoice Date:** 01/03/2003  
**Enforcement Action ID:** 64026  
**Enforcement Order No.:** R8-2003-0009