


5. Water Code Sections 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 indicated on Attachment 1, there are 13 serious and/or chronic violations that meet the mandatory minimum penalty criteria specified in Sections 13385(h) and (i).
7. Pursuant to Section 13385(c) of the California Water Code, the Board may also impose administrative civil liability for the violations cited above. The maximum administrative civil liability that may be imposed for these violations is \$160,000 (a total of 16 days of violations @ \$10,000 per day for each day of violation). The Board may also impose additional penalties based on the discharge volume.
8. The Executive Officer proposes that mandatory penalties of \$39,000 be imposed on Adams Steel by the Board for the violations cited in Item 6, above.
9. You may waive your right to a hearing. If you waive your right to a hearing, please sign the attached waiver form and mail it, together with a check payable to the State Water Resources Control Board, for \$39,000, as specified on the waiver form.

If you have any questions, please contact Mark Smythe at (951) 782-4998, or Patrice Copeland (951) 321-4576. For legal questions, contact the Regional Board's legal counsel, Jorge Leon at (916) 341-5180.

8/8/05
Date



Gerard J. Thibeault
Executive Officer

Attachment 1
MPC R8-2005-0105
Adams Steel, Anaheim, Orange County
Summary of MPC Violations

Constituent (Pollutant Group Identification)	Effluent Limit	Calculated TRC Limit	MPC Serious Violations Concentration (Date of Violation)	MPC Chronic Violations Concentration (Date of Violation)	Total Violations Subject to MPC
pH (Other Pollutant)	6.5 to 8.5 pH units	NA	None	9.50 (2/18/05) 9.51 (2/23/05)	2
Total Petroleum Hydrocarbons (Group II)	100 µg/L (30-day average)	120 µg/L	352.88 µg/L (10/20/04-10/27/04) 3,879 µg/L (1/7/05-1/11/05) 5,983.5 µg/L (2/11/05-2/23/05)		3
Cadmium (Group II)	13 µg/L (1-hour average)	15.6	75 µg/L (10/20/04)		1
Copper (Group II)	48 µg/L (1-hour average)	57.6	133 µg/L (10/20/04)		1
Hexavalent Chromium (Group II)	11 µg/L (4-day average)	13.2 µg/L	13.8 µg/L (2/11/05-2/12/05) 13.3 µg/L (2/18/05-2/23/05)	None	2
Lead (Group II)	12 µg/L (4-day average)	14.4 µg/L (4-day average)	22 µg/L (10/20/04) 24 µg/L (10/26/04-10/27/04)	None	2
Zinc (Group II)	288 µg/L (1-hour average)	345.6 µg/L (1-hour average)	1350 µg/L (10/20/04) 400 µg/L (1/7/05)	None	2
Total Violations:					13

GRAND TOTAL OF PENALTIES:

13 violations x \$3,000 per violation = \$39,000