

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2013-0576

MANDATORY PENALTY  
IN THE MATTER OF

COUNTY OF PLACER FACILITY SERVICES DEPARTMENT  
PLACER COUNTY SEWER MAINTENANCE DISTRICT NO. 3  
WASTEWATER TREATMENT PLANT  
PLACER COUNTY

This Order is issued to the County of Placer Facility Services Department, Placer County Sewer Maintenance District No. 3, (hereafter Discharger) pursuant to California Water Code (Water Code) section 13385, which authorizes the imposition of Administrative Civil Liability, and Water Code section 13323, which authorizes the Executive Officer to issue this Order. This Order is based on findings that the Discharger violated provisions of Waste Discharge Requirements (WDRs) Order R5-2007-0070 (NPDES No. CA0079367).

The Assistant Executive Officer of the Central Valley Regional Water Quality Control Board (Central Valley Water Board or Board) finds the following:

1. The Discharger owns and operates a Wastewater Treatment Plant which that provides sewerage service to the Granite Bay area in Placer County. Treated domestic, commercial, and industrial wastewater is discharged to Miners Ravine, a water of the United States.
2. On 22 June 2007, the Central Valley Water Board issued WDRs R5-2007-0070 to regulate discharges of waste from the wastewater treatment plant. On 31 May 2013, the Board rescinded WDRs R5-2007-0070 except for enforcement purposes and issued WDRs R5-2013-0076.
3. On 22 June 2007, the Board issued Cease and Desist Order (CDO) R5-2007-0071. CDO R5-2007-0071 provided a time schedule to comply with the final effluent limitations for nitrate by 1 June 2011. On 2 February 2012, the Board rescinded CDO R5-2007-0071 except for enforcement purposes, and issued CDO R5-2012-0005. CDO R5-2012-0005 provided a time schedule to comply with the final effluent limitations for aluminum, copper, dibromochloromethane, and dichlorobromomethane by 31 December 2014. On 31 May 2013, the Board rescinded CDO R5-2012-0005 except for enforcement purposes, and issued CDO R5-2013-0089. CDO R5-2013-0089 provided a time schedule to comply with the final effluent limitations for copper, dibromochloromethane, dichlorobromomethane, and total trihalomethanes by 31 December 2014.
4. On 7 October 2011, the Assistant Executive Officer of the Central Valley Water Board issued Administrative Civil Liability Order (ACLO) R5-2011-0593 for mandatory minimum penalties for effluent violations from 1 July 2010 through 31 May 2011 in the amount of \$222,000. The violations covered by that Order are specifically listed in Attachment A to ACLO R5-2011-0593. The Discharger paid \$103,500 of the penalty and entered into an

agreement to construct a Supplemental Environmental Project (SEP) in the amount of \$118,500. The Board considers the effluent violations specifically listed in Attachment A to Order R5-2011-0593 resolved. The Discharger completed the SEP and the Board considers the matter settled.

5. On 11 January 2013, the Executive Officer of the Central Valley Water Board issued Administrative Civil Liability Complaint (ACLC) R5-2013-0513 for mandatory minimum penalties for effluent violations from 1 June 2011 through 31 October 2012. These violations are specifically identified in Attachment A to ACLC R5-2013-0513. The Discharger waived its right to a hearing within 90-days and entered into settlement negotiations with the Board's enforcement staff.
6. On 21 June 2013, Water Board staff issued a revised Record of Violations to the Discharger for the period from 1 June 2011 through 30 April 2013. On 2 July 2013, the Discharger responded, agreed with the violations, and submitted a proposed Supplemental Environmental Project (SEP) entitled *SMD-3 Regional Sewer Project*. This Order extends the covered period of violation through 31 May 2013.
7. Water Code sections 13385(h) and (i) require assessment of mandatory penalties and state, in part, the following:

Water Code section 13385(h)(1) states:

Notwithstanding any other provision of this division, and except as provided in subdivisions (j), (k), and (l), a mandatory minimum penalty of three thousand dollars (\$3,000) shall be assessed for each serious violation.

Water Code section 13385 (h)(2) states:

For the purposes of this section, a "serious violation" means any waste discharge that violates the effluent limitations contained in the applicable waste discharge requirements for a Group II pollutant, as specified in Appendix A to Section 123.45 of Title 40 of the Code of Federal Regulations, by 20 percent or more or for a Group I pollutant, as specified in Appendix A to Section 123.45 of Title 40 of the Code of Federal Regulations, by 40 percent or more.

Water Code section 13385(i)(1) states, in part:

Notwithstanding any other provision of this division, and except as provided in subdivisions (j), (k), and (l), a mandatory minimum penalty of three thousand dollars (\$3,000) shall be assessed for each violation whenever the person does any of the following four or more times in any period of six consecutive months, except that the requirement to assess the mandatory minimum penalty shall not be applicable to the first three violations:

- A) Violates a waste discharge requirement effluent limitation.
- B) Fails to file a report pursuant to Section 13260.
- C) Files an incomplete report pursuant to Section 13260.
- D) Violates a toxicity effluent limitation contained in the applicable waste discharge requirements where the waste discharge requirements do not contain pollutant-specific effluent limitations for toxic pollutants.

8. Water Code section 13385(f)(1) states, in part, the following:

...a single operational upset that leads to simultaneous violations of more than one pollutant parameter shall be treated as a single violation.

9. Water Code section 13385(f)(2)(A) states, in part, the following:

For the purposes of subdivisions (h) and (i), a single operational upset in a wastewater treatment unit that treats wastewater using a biological treatment process shall be treated as a single violation, even if the operational upset results in violations of more than one effluent limitation and the violations continue for a period of more than one day, if all of the following apply:

- i. The upset was not caused by wastewater treatment operator error and was not due to discharger negligence.
- ii. But for the operational upset of the biological treatment process, the violations would not have occurred nor would they have continued for more than one day.
- iii. The discharger carried out all reasonable and immediately feasible actions to reduce noncompliance with the applicable effluent limitations.

10. WDRs Order R5-2007-0070, Final Effluent Limitations IV.A.1.a. states, in part:

The discharge of treated wastewater shall maintain compliance with the following effluent limitations at Discharge Point D-001...:

Parameter	Units	Effluent Limitations				
		Average Monthly	Average Weekly	Maximum Daily	Instantaneous Minimum	Instantaneous Maximum
Biochemical Oxygen Demand	mg/L	10	15	25	--	--
pH	s.u.				6.5	8.2
Aluminum, Total	µg/L	71.2	--	142.9	--	--
	lb/d	0.18		0.36		
Ammonia, total as N	mg/L	1.2	--	3.7	--	--
Dibromochloromethane	µg/L	0.41	--	0.82	--	--
Dichlorobromomethane	µg/L	0.56	--	1.13	--	--
	lbs/day <sup>1</sup>	0.00140		0.00283	--	--

<sup>1</sup> Based upon a dry weather flow of 0.3 MGD.

11. WDRs Order R5-2007-0070, Final Effluent Limitations IV.A.1.f. states, in part:
- f. Turbidity. When the receiving water flow to effluent flow ratio is less than 20-to-1, effluent turbidity shall not exceed the following when tertiary treatment, or equivalent, is required:
    - i. 2 NTU as a daily average;
12. According to the Discharger's self-monitoring reports, the Discharger committed thirteen (13) serious Group I violation of the above effluent limitations contained in Order R5-2007-0070 during the period beginning 1 June 2011 and ending 31 May 2013 as identified in Attachment A. These violations are defined as serious because the measured concentration of a Group I constituent exceeded maximum prescribed levels by more than 40 percent on these occasions. The mandatory minimum penalty for these serious violations is **thirty-nine thousand dollars (\$39,000)**.
13. According to the Discharger's self-monitoring reports, the Discharger committed thirty-two (32) serious Group II violations of the above effluent limitations contained in Order R5-2007-0070 during the period beginning 1 June 2011 and ending 31 May 2013 as identified in Attachment A. These violations are defined as serious because measured concentrations of Group II constituents exceeded maximum prescribed levels by more than 20 percent on these occasions. The mandatory minimum penalty for these serious violations is **ninety-six thousand dollars (\$96,000)**.
14. According to the Discharger's self-monitoring reports, the Discharger committed eleven (11) non-serious violations of the above effluent limitations contained in Order R5-2007-0070 during the period beginning 1 June 2011 and ending 31 May 2013 as identified in Attachment A. These non-serious violations are subject to mandatory penalties under Water Code section 13385(i)(1) because these violations were preceded by three or more similar violations within a six-month period. The mandatory minimum penalty for the eleven non-serious violations is **thirty-three thousand dollars (\$33,000)**.
15. According to the Discharger's self-monitoring reports, the Discharger committed thirteen (13) violations of the above effluent limitations contained in Order R5-2007-0070 that met the definition of a single operational upset during the period 11 January 2012 through 31 January 2012. The Discharger simultaneously violated ammonia and BOD effluent limitations. The alleged violations occurring during this time period are treated as a single violation subject to mandatory minimum penalties pursuant to Water Code section 13385(f)(2), State Water Resources Control Board's *Water Quality Enforcement Policy*, and United States Environmental Protection Agency Guidance. The mandatory minimum penalty for the one single operational upset violation is **three thousand dollars (\$3,000)**.

16. The total amount of the mandatory penalties assessed for the cited effluent violations is **one hundred seventy-one thousand dollars (\$171,000)**. A detailed list of the cited effluent violations is included in Attachment A, a part of this Order. This Complaint addresses administrative civil liability for violations that are specifically identified in Attachment A as subject to minimum mandatory penalties.
17. Water Code section 13385(l) allows a discharger to complete a Supplemental Environmental Project (SEP) in lieu of paying the full amount of a mandatory penalty, and states, in relevant part:
  - (1) In lieu of assessing penalties pursuant to subdivision (h) or (i), the state board or the regional board, with the concurrence of the discharger, may direct a portion of the penalty amount to be expended on a supplemental environmental project in accordance with the enforcement policy of the state board. If the penalty amount exceeds fifteen thousand dollars (\$15,000), the portion of the penalty amount that may be directed to be expended on a supplemental environmental project may not exceed fifteen thousand dollars (\$15,000) plus 50 percent of the penalty amount that exceeds fifteen thousand dollars (\$15,000).
  - (2) For the purposes of this section, a "supplemental environmental project" means an environmentally beneficial project that a person agrees to undertake, with the approval of the regional board that would not be undertaken in the absence of an enforcement action under this section.
18. The effluent violations alleged in this Order will be resolved as follows: the Discharger shall pay \$78,000 to the *State Water Pollution Cleanup and Abatement Account* and shall expend \$93,000 to fund the Supplemental Environmental Project (SEP) described in Attachment B, which is incorporated herein by reference. The proposed settlement complies with the State Water Resources Control Board's *Water Quality Enforcement Policy and Policy on Supplemental Environmental Projects*.
19. On 23 April 2009, the Central Valley Water Board delegated the authority to issue Administrative Civil Liability Orders, where the matter is not contested by the Discharger, to the Executive Officer, or to an Assistant Executive Officer when the Executive Officer is serving as head of the Board's Prosecution Team (Resolution R5-2009-0027). Pamela C. Creedon is serving as the head of the Board's Prosecution Team for this matter, and therefore Assistant Executive Officer Kenneth D. Landau has the authority to issue this Order.
20. This Order constitutes a settlement of the violations herein mentioned. Notice of this settlement was published on the Central Valley Water Board's website and was provided to all interested parties. The 30-day public notice and comment period mandated by Federal regulations (40 CFR 123.27) has expired. No comments were received.

21. Issuance of this Administrative Civil Liability Order to enforce CWC Division 7, Chapter 5.5 is exempt from the provisions of the California Environmental Quality Act (Pub. Resources Code section 21000 et seq.), in accordance with California Code of Regulations, title 14, section 15321(a)(2).

**THE COUNTY OF PLACER FACILITY SERVICES DEPARTMENT IS HEREBY GIVEN NOTICE THAT:**

1. The County of Placer Facility Services Department (Discharger) shall be assessed mandatory minimum penalties in the amount of **one hundred seventy-one thousand dollars (\$171,000)**.
2. The Discharger shall remit payment of **seventy-eight thousand dollars (\$78,000)** of the imposed civil liability by check, which shall contain a reference to ACL Order R5-2013-0576 and shall be made payable to the "*State Water Pollution Cleanup and Abatement Account*." This payment must be received by the Central Valley Water Board **by 3 October 2013**.
3. The remaining **ninety-three thousand dollars (\$93,000)** in assessed mandatory minimum penalties shall be suspended, pursuant to Water Code section 13385(l), pending completion of the Supplemental Environmental Project (SEP) described in Attachment B to this Order.
4. The SEP chosen by the Discharger is titled "*SMD-3 Regional Sewer Project*." A summary of the SEP Project Description, which includes a list of deliverables that will be submitted to the Central Valley Water Board throughout the project, can be found as Attachment B to this Order, which is incorporated herein by reference. The tasks listed in Attachment B are assigned an estimated monetary value; however, if excess funds are present in one task then they may be used as needed in subsequent tasks.
5. As required by the State Water Board's *Policy on Supplemental Environmental Projects*, the Discharger shall reimburse the Central Valley Water Board for the full cost of staff oversight of the SEP. Staff oversight costs are in addition to the total administrative civil liability imposed against the Discharger and are not credited toward the Discharger's obligation to fund the SEP.
6. In the event that the Discharger is not able to demonstrate to the reasonable satisfaction of the Assistant Executive Officer that the suspended amount of \$93,000 was spent to complete the SEP for which the Discharger is financially responsible, the Discharger must remit the difference between the suspended liability and the amount the Discharger can demonstrate was actually spent on the SEP, as an administrative civil liability, to the *State*

*Water Pollution Cleanup and Abatement Account* within 30 days of project completion, whichever comes first.

7. The Assistant Executive Officer may extend the deadlines contained in this Order if the Discharger demonstrates that unforeseeable contingencies have created delays, provided that the Discharger continues to undertake all appropriate measures to meet the deadlines and makes the extension request in advance of the expiration of the deadline. The Discharger shall make any deadline extension request in writing at least 30-days prior to the deadline. Any request for an extension not responded to in writing by the Board shall be deemed denied. The Discharger must obtain explicit approval from the Assistant Executive Officer for any significant departures from the project described in Attachment B. Failure to obtain written approval for any significant departures will result in the assessment of the actual cost difference between the portion of the project completed in conformity with the SEP described in Attachment B and the total amount of the suspended penalty.
8. Whenever the Discharger or its agents or subcontractors, or any fiscal agent holding SEP funds publicize any element of the SEP project, it shall state in a prominent manner that the project is being undertaken as part of the settlement of an enforcement action by the Regional Board against the Discharger.
9. The Discharger is ultimately responsible for ensuring that the work described in Attachment B is completed. In addition, the Discharger is responsible for submitting all technical reports and quarterly progress reports by the due dates listed in Attachment B. The quarterly progress reports and the Final Report shall also be submitted to the State Water Resources Control Board, Division of Financial Assistance.
10. If the Assistant Executive Officer determines that any of the tasks listed above are not satisfactorily completed by their respective due date (including any extensions approved by the Assistant Executive Officer), the Assistant Executive Officer may demand payment of the suspended liability that reflects the portion of the SEP that has not been satisfactorily completed. Payment shall be made via check made payable to the *State Water Pollution Cleanup and Abatement Account*, and shall be due within 30 days of the demand. The check shall have written upon it the number of this ACL Order.
11. Should the Discharger fail to comply with this Order, the Assistant Executive Officer may refer the matter to the State Attorney General for enforcement of the terms of this Order.
12. Upon the completion of the Discharger's obligations under this Order and completion of the SEP to the satisfaction of the Assistant Executive Officer, the Regional Board shall provide the Discharger with a statement indicating that the SEP has been completed in satisfaction of the terms of this Order and that any remaining suspended liability is



**ATTACHMENT A  
ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2013-0576**

**County of Placer Facility Services Department  
Sewer Maintenance District No. 3  
Wastewater Treatment Plant**

RECORD OF VIOLATIONS (1 June 2011 – 31 May 2013) MANDATORY PENALTIES  
(Data reported under Monitoring and Reporting Program R5-2007-0070)

	<u>Date</u>	<u>Violation Type</u>	<u>Units</u>	<u>Limit</u>	<u>Msrđ</u>	<u>Period</u>	<u>Rmrks</u>	<u>CIWQS</u>
	<b>22-Jun-07</b>		<b>CDO R5-2007-0071 Effective</b>					
1	1-Jun-11	Dibromochloromethane	µg/L	0.82	2	Daily Max	2	905997
2	1-Jun-11	Dichlorobromomethane	µg/L	1.13	14.8	Daily Max	2	905999
3	30-Jun-11	Dibromochloromethane	µg/L	0.41	2	Monthly Ave	2	905996
4	30-Jun-11	Dichlorobromomethane	µg/L	0.56	14.8	Monthly Ave	2	905998
5	6-Jul-11	Dibromochloromethane	µg/L	0.82	1.6	Daily Max	2	907982
6	6-Jul-11	Dichlorobromomethane	µg/L	1.13	12.3	Daily Max	2	907984
7	31-Jul-11	Dibromochloromethane	µg/L	0.41	1.6	Monthly Ave	2	907983
8	31-Jul-11	Dichlorobromomethane	µg/L	0.56	11.8	Monthly Ave	2	907985
9	3-Aug-11	Dibromochloromethane	µg/L	0.82	1.4	Daily Max	2	910297
10	3-Aug-11	Dichlorobromomethane	µg/L	1.13	11.8	Daily Max	2	910302
11	20-Aug-11	Biochemical Oxygen Demand	mg/L	15	19	Weekly Ave	4	910300
12	31-Aug-11	Dibromochloromethane	µg/L	0.41	1.4	Monthly Ave	2	910298
13	31-Aug-11	Aluminum, Total	µg/L	71.2	78.3	Monthly Ave	4	910299
14	31-Aug-11	Dichlorobromomethane	µg/L	0.56	11.8	Monthly Ave	2	910301
15	7-Sep-11	Dichlorobromomethane	µg/L	1.13	11.8	Daily Max	2	911745
16	7-Sep-11	Dibromochloromethane	µg/L	0.82	1.2	Daily Max	2	911748
17	7-Sep-11	Dichlorobromomethane	lbs/day	0.00283	0.006	Daily Max	2	911750
18	26-Sep-11	pH	su	8.2	8.8	Instant Max	4	911749
19	30-Sep-11	Dichlorobromomethane	lbs/day	0.0014	0.006	Monthly Ave	2	911746
20	30-Sep-11	Dichlorobromomethane	µg/L	0.56	11.8	Monthly Ave	2	911747
21	30-Sep-11	Dibromochloromethane	µg/L	0.41	1.2	Monthly Ave	2	911751
22	5-Oct-11	Dichlorobromomethane	µg/L	1.13	6.9	Daily Max	2	913109
23	5-Oct-11	Dichlorobromomethane	lbs/day	0.00283	0.005	Daily Max	2	913108
24	31-Oct-11	Dibromochloromethane	µg/L	0.41	0.7	Monthly Ave	2	913110
25	31-Oct-11	Dichlorobromomethane	µg/L	0.56	6.9	Monthly Ave	2	913107
26	31-Oct-11	Dichlorobromomethane	lbs/day	0.0014	0.005	Monthly Ave	2	913106
27	2-Nov-11	Dichlorobromomethane	µg/L	1.13	9.8	Daily Max	2	915069
28	2-Nov-11	Dichlorobromomethane	lbs/day	0.00283	0.005	Daily Max	2	915066
29	30-Nov-11	Aluminum, Total	µg/L	71.2	72.4	Monthly Ave	4	915068
30	30-Nov-11	Dibromochloromethane	µg/L	0.41	1	Monthly Ave	2	915067
31	30-Nov-11	Dichlorobromomethane	µg/L	0.56	9.8	Monthly Ave	2	915065
32	30-Nov-11	Dichlorobromomethane	lbs/day	0.0014	0.005	Monthly Ave	2	915064
33	10-Dec-11	Biochemical Oxygen Demand	mg/L	15	25	Weekly Ave	1	918299
34	29-Dec-11	Ammonia	mg/L	3.7	6.1	Daily Max	1	918297
35	30-Dec-11	Ammonia	mg/L	3.7	5.4	Daily Max	1	918295

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	<u>Date</u>	<u>Violation Type</u>	<u>Units</u>	<u>Limit</u>	<u>Msrđ</u>	<u>Period</u>	<u>Rmrks</u>	<u>CIWQS</u>
36	7-Dec-11	Dichlorobromomethane	µg/L	1.13	2.6	Daily Max	2	918296
37	31-Dec-11	Dichlorobromomethane	µg/L	0.56	2.6	Monthly Ave	2	918300
38	31-Dec-11	Dichlorobromomethane	lbs/day	0.0014	0.002	Monthly Ave	2	918302
39	31-Dec-11	Biochemical Oxygen Demand	mg/L	10	11	Monthly Ave	4	918298
40	9-Jan-12	Ammonia	mg/L	3.7	4.2	Daily Max	4	920320
41	11-Jan-12	Ammonia	mg/L	3.7	4.1	Daily Max	5	920315
42	11-Jan-11	Dichlorobromomethane	µg/L	1.13	1.3	Daily Max	4	920319
43	12-Jan-12	Ammonia	mg/L	3.7	4.2	Daily Max	5	920318
44	14-Jan-12	Biochemical Oxygen Demand	mg/L	15	16	Weekly Ave	5	920309
45	16-Jan-12	Ammonia	mg/L	3.7	4.2	Daily Max	5	920308
46	17-Jan-12	Ammonia	mg/L	3.7	5.2	Daily Max	5	920304
47	18-Jan-12	Ammonia	mg/L	3.7	6.1	Daily Max	5	920310
48	19-Jan-12	Ammonia	mg/L	3.7	6.1	Daily Max	5	920316
49	20-Jan-12	Ammonia	mg/L	3.7	6.3	Daily Max	5	920313
50	21-Jan-12	Biochemical Oxygen Demand	mg/L	15	26	Weekly Ave	5	920307
51	23-Jan-12	Ammonia	mg/L	3.7	4.8	Daily Max	5	920314
52	30-Jan-12	Ammonia	mg/L	3.7	4.1	Daily Max	5	920311
53	31-Jan-12	Ammonia	mg/L	1.2	3.8	Monthly Ave	5	920305
54	31-Jan-12	Biochemical Oxygen Demand	mg/L	10	14	Monthly Ave	6	920306
55	31-Jan-11	Dichlorobromomethane	µg/L	0.56	1.3	Monthly Ave	2	920317
	<b>2-Feb-12</b>							
								<b>CDO R5-2012-0005 Effective</b>
56	6-Feb-12	Ammonia	mg/L	3.7	4.6	Daily Max	4	921570
57	18-Feb-12	Biochemical Oxygen Demand	mg/L	15	21	Weekly Ave	1	921572
58	29-Feb-12	Ammonia	mg/L	1.2	1.9	Monthly Ave	1	921571
59	29-Feb-12	Biochemical Oxygen Demand	mg/L	10	14	Monthly Ave	1	921573
60	3-Mar-12	Biochemical Oxygen Demand	mg/L	15	23	Weekly Ave	1	924414
61	1-Aug-12	Ammonia	mg/L	3.7	4.2	Daily Max	4	937061
62	2-Aug-12	Ammonia	mg/L	3.7	14	Daily Max	1	937057
63	3-Aug-12	Ammonia	mg/L	3.7	4.7	Daily Max	4	937058
64	14-Aug-12	Turbidity	NTU	2	3	Daily	1	937060
65	30-Nov-12	Aluminum	µg/L	71.2	204	Monthly Ave	1	941042
66	31-Jan-13	Aluminum	µg/L	71.2	429	Monthly Ave	1	944362
67	31-Jan-13	Aluminum	Lb/d	0.18	0.5	Monthly Ave	1	944361
68	20-Feb-13	Biochemical Oxygen Demand	mg/L	15	16	Weekly Ave	4	945600
69	28-Feb-13	Aluminum	µg/L	71.2	284	Monthly Ave	1	945597

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Remarks:

1. Serious Violation: For Group I pollutants that exceed the effluent limitation by 40 percent or more.
2. Serious Violation: For Group II pollutants that exceed the effluent limitation by 20 percent or more.
3. Non-serious violation falls within the first three violations in a six-month period, thus is not subject to mandatory minimum penalties.
4. Non-serious violation subject to mandatory minimum penalties.
5. Part of single operational upset.
6. One MMP assessed for 13 single operational upset violations.

<u><b>VIOLATIONS AS OF:</b></u>	<u><b>5/31/2013</b></u>
Group I Serious Violations:	13
Group II Serious Violations:	32
Non-Serious Violations Not Subject to MMPs:	0
Non-serious Violations Subject to MMPs:	11
Single Operational Upset:	1
<u><b>Total Violations Subject to MMPs:</b></u>	<u><b>57</b></u>

**Mandatory Minimum Penalty = (45 serious Violations + 12 Non-Serious Violations) x \$3,000 = \$171,000**

**Amount toward SEP = \$93,000 = (\$15,000 + ½ [\$171,000-\$15,000])**

**ATTACHMENT B  
ADMINISTRATIVE CIVIL LIABILITY ORDER R5-2013-0576**

**SEP Project Description**

**Project Title: Sewer Maintenance District No. 3 Regional Sewer Project**

**Geographic Area of Interest:** Unincorporated Placer County; communities of Loomis and Granite Bay, Placer County

**Name of Responsible Entity:** Placer County, County of Placer Facility Services Department (Discharger)

**Estimated Cost of Project Completion:** The total cost of the project is \$4.8 million which includes county staff time, consultant costs for design and environmental review, and construction costs. The design and environmental review have been completed; therefore the SEP funding will be applied to the first \$93,000 spent on construction of the pump station and pipeline.

**Contact Information:**

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[chanson@placer.ca.gov](mailto:chanson@placer.ca.gov)

**Project Description:**

The purpose of the project is to decommission the SMD-3 wastewater treatment plant and construct a pump station and pipeline to convey wastewater flows to the City of Roseville Dry Creek Wastewater Treatment Plant. The Environmental Impact Report was certified on 20 November 2012 and the construction contract was awarded on 9 April 2013.

**Water Body, Beneficial Use and/or Pollutant Addressed by this Project:**

The SMD-3 WWTP currently discharges to Miners Ravine, which is a tributary to Dry Creek and, ultimately, the Sacramento River Basin. Miners Ravine is considered a sensitive natural community. The following existing and potential beneficial uses apply: municipal and domestic water supply (MUN), agricultural supply for irrigation (AGR), contact (REC-1) and non-contact (REC-2) water recreation, warm freshwater habitat (WARM), cold freshwater habitat (COLD), warm and cold migration of aquatic organisms (MGR), warm and cold spawning, reproduction, and/or early development (SPWN), navigation (NAV), and wildlife habitat (WILD).

The City of Roseville Dry Creek WWTRF is in compliance with current surface water discharge requirements; the SMD-3 WWTP currently exceeds effluent limitations for aluminum, copper, dibromochloromethane, and dichlorobromomethane. Upon completion of the project, the

discharge from SMD-3 will cease and the effluent will be treated at the City of Roseville Dry Creek WWTF.

**Project Tasks, Budget, and Deliverables:**

1. Pump Station Construction. Complete pump station construction at the existing SMD-3 wastewater treatment plant site.

**Estimated Cost:** The total construction budget is \$4.8 million. The SEP funding will be applied to the first \$93,000 spent on completion of pump station construction.

**Deliverable:** Written notification of the construction and SEP funding expenditure.

**Due Date:** 2 December 2013

2. Final Report. The final report will include a summary of all completed tasks and a post-project accounting of all expenditures. The accounting must clearly show whether the final cost of the successfully completed SEP is less than, equal to, or more than the suspended liability amount. This serves as the only report required under the SEP and the following statement must be included above the signature line of the report: "I certify under penalty of perjury that the foregoing is true and correct."

**Due Date:** 6 January 2014