



State Water Resources Control Board

PUBLIC NOTICE OF ACCEPTANCE OF CONDITIONAL EARLY SETTLEMENT WITH THE CITY OF SAN LUIS OBISPO FOR MANDATORY MINIMUM PENALTIES

FOR ALLEGED VIOLATIONS ASSOCIATED WITH WASTEWATER TREATMENT FACILITY OPERATIONS

**WRITTEN COMMENTS DUE NO LATER THAN
5:00 P.M., February 15, 2016**

On or after February 15, 2016, the State Water Resources Control Board (State Water Board) or its delegee will consider approval of a proposed settlement with the City of San Luis Obispo to resolve alleged violations associated with the operation of its Wastewater Treatment Plant and which are subject to mandatory minimum penalty (MMP) pursuant to California Water Code subsections 13385(h) and (i). Final calculation of MMP amounts owed is listed below:

Violation Number	Violation Date	Pollutant	Limitation Period	Limit	Result	Units	% Over Limit	MMP Type	No. of Viols within 180 days	Penalty
365131	01/22/2006	Chlorine, Total Residual	Not to exceed a specific limit more than once within any 30-day period	0.1	0.3	mg/L	200	S	N/A	\$ 3,000
365132	01/26/2006	Chlorine, Total Residual	Not to exceed a specific limit more than once within any 30-day period	0.1	0.16	mg/L	60	S	N/A	\$ 3,000
428623	06/24/2006	Chlorine, Total Residual	Not to exceed a specific limit more than once within any 30-day period	0.1	0.11	mg/L	10	C	4	\$ 3,000
437999	08/26/2006	Total Coliform	7-Day Median	23	30	MPN/100 mL	N/A	C	5	\$ 3,000
437996	08/27/2006	Total Coliform	7-Day Median	23	30	MPN/100 mL	N/A	C	6	\$ 3,000
443476	09/12/2006	Dichlorobromomethane	Daily Maximum	27	31.4	ug/L	16	C	7	\$ 3,000
495601	12/30/2006	Dissolved Oxygen	Instantaneous Minimum	5	1.1	mg/L	N/A	C	7	\$3,000
712402	10/30/2007	Chlorine, Total Residual	Not to exceed a specific limit more than once within any 30-day period	0.1	0.43	mg/L	330	S	N/A	\$ 3,000
937670	08/31/2012	Chlorine, Total Residual	Instantaneous Maximum	2	3.44	mg/L	72	S	N/A	\$ 3,000
974370	06/10/2014	Oil and Grease	Monthly Average	5	8	mg/L	60	S	N/A	\$ 3,000

Total Mandatory Minimum Penalty Amount for Effluent Violations
 (5 Serious Violation + 5 Non-Serious Violations) × \$3,000 = \$30,000

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

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Per the conditions of the San Luis Obispo Expedited Payment Program Offer (Offer), the City of San Luis Obispo (City) signed the *Acceptance of Conditional Resolution and Waiver of Right to Hearing; Settlement Agreement and Stipulation for Entry of Administrative Civil Liability Order No. OE-2016-XXXX (Acceptance and Waiver)*, hereby published on January 14, 2016 for public comment through February 15, 2016. The Offer proposes to resolve mandatory liability in the amount of \$30,000 in response to effluent limit violations that occurred from January 22, 2006 through June 10, 2014. The City has agreed to pay the full amount to the State Water Resources Control Board Cleanup and Abatement Account, which provides grants for emergency drinking water needs for those communities with a contaminated water supply or that suffer drought related water outages; to clean up pollution in cases where no viable responsible party is available; or for habitat restoration, studies, monitoring, and planning activities.

Persons may comment on the proposed settlement by submitting written comments no later than **5:00 p.m. on February 15, 2016**. Written comments should include "San Luis Obispo WWTP Proposed Settlement" in the subject line and should be submitted to the attention of Ms. Erin Mustain, State Water Resources Control Board, Office of Enforcement, 1001 I Street, Sacramento, CA 95814, or by email at erin.mustain@waterboards.ca.gov. If the State Water Board or its delegee does not approve the proposed settlement, the matter may be scheduled for an evidentiary hearing at a subsequent State Water Board meeting. Please check the State Water Board's website for any updates on this matter.