

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
ORDER NO. 70-3

70-3

REQUIRING HERCULES, INC. TO CEASE AND DESIST FROM  
DISCHARGING WASTES CONTRARY TO REQUIREMENTS  
PRESCRIBED BY THE CALIFORNIA REGIONAL WATER  
QUALITY CONTROL BOARD, SAN FRANCISCO BAY REGION

The State Water Resources Control Board finds that

1. On July 1, 1968, the California Regional Water Quality Control Board, San Francisco Bay Region, adopted Resolution No. 68-39 prescribing requirements for the waste discharges by Hercules, Inc. (hereinafter referred to as the company) into San Pablo Bay and onto land in the town of Hercules, Contra Costa County.

2. The records of the regional board show that the following requirements have been violated: pH, settleable matter, suspended matter, oil iridescence, bacteria and toxicity.

On March 14, 1970, at Martinez, California, after due notice to the company, this Board conducted a public hearing at which the company appeared and evidence was received concerning the discharges, including the records of the regional board.

The Board finds that the company is violating the discharge requirements with respect to the items listed in paragraph 2 above.

ORDER

IT IS HEREBY ORDERED that

1. Hercules, Inc. cease and desist from discharging wastes contrary to the requirements adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, and that the company fully comply with said requirements in accordance with the following time schedule:

Complete evaluation of alternate methods of complying with bacteriological requirements and complete construction of pilot oil skimming unit to evaluate effectiveness in complying with prohibition against floating oil - May 31, 1970

Waste "A"

Complete design of facilities to comply with bacteriological requirements - June 15, 1970

Demonstrate compliance with all requirements for Waste "A" as evidenced by appropriate data collected by the company and filed at the office of the regional board - October 30, 1970

Waste "B"

Complete design of facilities needed to comply with bacteriological requirements - June 15, 1970

Demonstrate compliance with bacteriological requirements and prohibition against floating oil - December 15, 1970

Commence design of treatment facilities necessary to comply with all other requirements - May 31, 1970

Complete construction plans and specifications for the necessary facilities - August 30, 1970

Begin construction of the necessary facilities - October 30, 1970

Complete construction of the necessary facilities, as evidenced by acceptance of the work by the company - April 1, 1971

Demonstrate compliance with all the requirements of Resolution No. 68-39, as evidenced by appropriate data collected by the company and filed at the office of the regional board - May 1, 1971

2. Pursuant to Sections 13267(b) and 13268 of the California Water Code, the company shall file with the regional board written progress reports on the following dates: June 30, 1970; October 30, 1970; December 15, 1970; April 15, 1971; and May 15, 1971.

3. The regional board shall request the Attorney General to take the appropriate enforcement action against the company, including injunction and civil monetary remedies, if the company fails to comply with the provisions of this order.

#### CERTIFICATION

I, Jerome B. Gilbert, Executive Officer of the State Water Resources Control Board, do hereby certify that the foregoing is a full, true and correct copy of an order adopted by said Board at the meeting held on March 14, 1970.

Jerome B. Gilbert  
Executive Officer