

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL COAST REGION
895 Aerovista Place, Suite 101
San Luis Obispo, CA 93401**

**ADMINISTRATIVE CIVIL LIABILITY
ORDER NO. R3-2006-0010**

Waste Discharger Identification No. 3 43 I 019389

Issued To

**Gilroy Unified School District
7810 Arroyo Circle, Gilroy, 95020
Santa Clara County**

The California Regional Water Quality Control Board, Central Coast Region, finds that:

1. On January 28, 2005, Gilroy Unified School District (hereafter Discharger) filed a Notice of Intent to comply with the terms of the General Permit for Storm Water Discharges Associated with Industrial Activity (General Permit).
2. The General Permit requires that an Annual Report for Storm Water Discharges Associated with Industrial Activity (Annual Report) be submitted on or before July 1st of each year.
3. The Discharger has violated the General Permit by not submitting the 2004-2005 Annual Report by July 1, 2005, for which the Regional Water Quality Control Board, Central Coast Region (Central Coast Water Board) may impose civil liability under Section 13399.33 of the California Water Code.
4. Gilroy Unified School District, 7810 Arroyo Circle, Gilroy, Santa Clara County, is involved in industrial activity, which requires coverage under the General Permit.
5. Pursuant to the California Water Code, the Central Coast Water Board sent two Notice of Violation (NOV) letters (dated August 10, 2005, and September 14, 2005) to the Discharger for failure to submit the Annual Report.
6. Section 13399.33(c) of the California Water Code provides that a person that fails to submit an annual report in accordance with Section 13399.31 shall be civilly liable in an amount not less than \$1,000.
7. This enforcement action is taken for the protection of the environment and as such is exempt from the provisions of the California Environmental Quality Act (Public Resources Code Section 21000, et seq.) in accordance with sections 15307 and 15308, Title 14, California Code of Regulations.
8. A hearing on this matter was held before the Central Coast Water Board on February 10, 2006, at the City of Salinas City Council Chambers, 200 Lincoln Avenue, Salinas, California. The Discharger, or the Discharger's representative(s), had the opportunity to be heard and to contest the allegations in Complaint No. R3-2006-0010, which recommended the imposition of civil liability by the Central Coast Water Board.
9. At the hearing, the Central Coast Water Board considered whether to affirm or reject the proposed administrative liability, or whether to refer the matter to the Attorney General for recovery of judicial civil liability.

IT IS HEREBY ORDERED, pursuant to Section 13399 of the California Water Code, the Discharger is assessed a total civil liability of \$1,000, to be paid as follows:

Item No. 26 Attachment No. 2
February 9-10, 2006 Meeting
ACL Order for Gilroy USD

1. The sum of One Thousand Dollars (\$1,000.00) to be paid to the Central Coast Regional Water Quality Control Board by March 13, 2006.

The check is to be made payable to the State Water Resources Control Board.

I, **Roger W. Briggs, Executive Officer**, do hereby certify that the foregoing is a full, true, and correct copy of an order adopted by the Central Coast Regional Water Quality Control Board on February 10, 2006.

Roger W. Briggs
Executive Officer

Date