



California Regional Water Quality Control Board

Lahontan Region



Alan C. Lloyd, Ph.D.
Agency Secretary

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Arnold Schwarzenegger
Governor

July 22, 2005

**NOTICE OF PUBLIC REVIEW
PROPOSED CONSENT AGREEMENT AND STIPULATION FOR ENTRY OF
JUDGMENT; ORDER [PROPOSED]
PEOPLE OF THE STATE OF CALIFORNIA, EX REL. BILL LOCKYER, ATTORNEY
GENERAL OF CALIFORNIA, AND THE PEOPLE OF THE STATE OF CALIFORNIA,
EX REL. THE CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD,
LAHONTAN REGION**

This notice announces a proposed settlement of a civil case brought by the Lahontan Regional Water Quality Control Board (Regional Board) and the California Attorney General's Office against Squaw Valley Ski Corporation, Squaw Valley Development Company, Squaw Valley Preserve, and named individuals for alleged violations of the California Unfair Competition Law (Business and Professions Code sections 17200 *et seq.*) and the California Porter-Cologne Water Quality Control Act (Water Code sections 13000 *et seq.*). The settlement, in the form of a Consent Agreement and Stipulation for Entry of Final Judgment, resolves all outstanding litigation between the parties. As summarized below, this is a one million dollar settlement that also includes significant injunctive relief and prospective penalties.

Among other things, the settlement requires defendants to make a settlement payment of \$900,000 to the California Attorney General's Office for distribution between the plaintiffs. For a four-year period, the settlement imposes specific requirements for document submission for future Squaw Valley projects. In addition, the settlement addresses certain projects at Squaw Valley that were at issue in the plaintiffs' complaint. The settlement requires Squaw Valley to demonstrate the success of existing mitigation projects and take other specific actions at its facility to protect water quality. Further, for a period of four years, the agreement imposes additional stipulated civil liabilities for specified future violations. Under the agreement, Squaw Valley must make an additional \$100,000 payment if it fails to pay for the preparation of an Environmental Impact Report for the Headwall lift project, as required by a separate agreement with Placer County. The agreement includes a detailed dispute resolution procedure.

The settlement will not become final until the Regional Board has circulated it for a 30-day public review period as required by the Clean Water Act and implementing regulations and has considered any comments received. Send comments to the attention of Scott Ferguson at the above address or by email to sferguson@waterboards.ca.gov. To be timely, comments must be received by 5:00 p.m. on **August 22, 2005**.

In order to conserve paper and reduce mailing costs, staff is making the Consent Agreement and Stipulation for Entry of Final Judgment available via the Regional Board's web site (<http://www.waterboards.ca.gov/lahontan/>). Anyone without access to the internet should promptly contact Scott Ferguson or Nellie Davidson at 530 542-5400 to make other arrangements for review.

California Environmental Protection Agency



If you have any further questions or comments, please call Scott Ferguson 542-5432 or e-mail him at sferguson@waterboards.ca.gov. You may also contact Robert S. Dodds at 530.542.5410.

HAROLD J. SINGER
EXECUTIVE OFFICER