



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

California Regional Water Quality Control Board, San Diego Region

August 7, 2012

Certified Mail – Return Receipt Request
7011 0470 0002 8961 5407

Mr. Richard Robinson, Manager
T.B. Penick & Sons, Inc.
15435 Innovation Drive, #100
San Diego, CA 92128

In reply refer to:
Application ID: 429842

Mr. Quintero:

Subject: Requirement to Enroll Under Industrial Storm Water General Permit, T.B. Penick & Sons, 8755 Miramar Place, San Diego

Pursuant to California Water Code (CWC) Section 13399.30, you are hereby notified that T.B. Penick & Sons, San Diego is required to enroll under Order No. 97-03-DWQ, National Pollutant Discharge Elimination System (NPDES) General Permit No. CAS000001, *Waste Discharge Requirements (WDRs) For Discharges of Storm Water Associated with Industrial Activities Excluding Construction Activities*. Order No. 97-03-DWQ (Industrial Storm Water General Permit) was issued by the State Water Resources Control Board on April 17, 1997 and is enforced locally by the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board). Our records indicate that coverage under the Industrial Storm Water General Permit for your facility located at 8755 Miramar Place in San Diego is mandatory, Concrete Products (SIC 3272). On July 18, 2012, a City of San Diego Storm Water Code Compliance inspector visited your facility and confirmed that coverage is required. The inspector noted violations and issued Notice of Violation #SWN-12-00541 for multiple violations.

The Industrial Storm Water General Permit is an NPDES permit that regulates discharges associated with 10 broad categories of industrial activities. This permit requires the implementation of management measures that will achieve the performance standard of best available technology economically achievable (BAT) and best conventional pollutant control technology (BCT). The Industrial Storm Water General Permit also requires the development of a Storm Water Pollution Prevention Plan (SWPPP) and a water quality monitoring plan. Through the SWPPP, sources of pollutants are to be identified and the means to manage the sources to reduce storm water pollution are described. The permit requires that an annual report be submitted each July 1.

For more information regarding the Industrial Storm Water General Permit, please see our website: http://www.waterboards.ca.gov/water_issues/programs/stormwater/industrial.shtml

To apply for coverage under the permit, you must submit a Notice of Intent (NOI), which is included in the packet. Within thirty days, please submit a completed NOI, a site map of the facility, and the application fee of \$1359 made payable to "State Water Resources Control Board." All materials must be sent to the following address:

NPDES 10/00

State Water Resources Control Board
Division of Water Quality
Attn: Storm Water Section
P.O. Box 1977
Sacramento, CA 95812-1977

Failure to seek coverage could result in a mandatory minimum penalty of not less than \$5000 per year of noncompliance pursuant to CWC sections 13399.30 and 13399.33.

In the subject line of any response, please include the requested "In reply refer to:" information located in the heading of this letter. For questions pertaining to the subject matter, please contact Ms. Whitney Ghoram at (858) 467-2967 or wghoram@waterboards.ca.gov.

Respectfully,



ERIC S. BECKER, P.E.
Senior Water Resource Control Engineer
Southern Watershed Unit

ESB:wjg

Enclosures: Order No. 97-03-DWQ (Industrial Storm Water General Permit)

Cc: (w/o encl.)

Mr. Vincent Barnese, Storm Water Inspector II, Enforcement & Inspection Section, Storm Water Department,
9370 Chesapeake Drive, Suite 100, MS1900, San Diego, CA 92123

SMARTS Entries:

Tech Staff Info & Use	
Application ID.	429842
NPDES No.	CAS000001
WDID	9371N602099
Inspection ID	NA
Violation ID	NA

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Mr. Richard Robinson, mng
3 Penick & Sons INC.
5435 INNOVATION DR
#100
SAN DIEGO CA 92128

Article Number

Transfer from service label)

7011 0470 0002 8961 5407

Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes

If YES, enter delivery address below:

No

3. Service Type

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Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

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Total Postage & Fees	\$5.25

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Richard Robinson, TB Penick & Sons
Street, Apt. No.:
or PO Box No. 15435 Innovation Dr #100
City, State, ZIP+4
SD CA 92128

PS Form 3800, August 2006
PS Form 3800, August 2006

See Reverse for Instructions