



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

California Regional Water Quality Control Board, San Diego Region

May 22, 2013

Certified Mail – Return Receipt Requested

Article Number: 7011 0470 0002 8961 8521

Mr. David Kerner, Facilities Manager
Remec Defense & Space dba COBHAM Defence Electronics
9404 Chesapeake Drive
San Diego, CA 92123

In reply refer to:
WDID 937I009853:WGhoram

Subject: Notice of Violation No. R9-2013-0094, Remec Defense & Space dba COBHAM Defence Electronics, General NPDES Permit No. CAS000001, Order No. 97-03-DWQ, for Discharges of Storm Water Associated With Industrial Activities

Mr. Kerner:

Enclosed is Notice of Violation (NOV) No. R9-2013-0094 issued to Remec Defense & Space dba COBHAM Defence Electronics for violations of Order No. 97-03-DWQ, a General NPDES Permit for discharges of storm water associated with industrial activities adopted by the State Water Resources Control Board, and enforced by the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board). As described in the NOV, the violations are subject to further enforcement pursuant to the California Water Code. The San Diego Water Board reserves the right to take any enforcement action authorized by law.

Please provide a written response by **June 22, 2013** that confirms the violations have been corrected and identifies a date by which the violations were corrected.

In making the determination of whether and how to proceed with further enforcement action, the San Diego Water Board will consider the severity and effect of the violation, the level of cooperation, the time it takes to correct the identified violations, and the sufficiency of the corrections.

In the subject line of any response, please include the information located in the heading of this letter: "in reply refer to." 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

Mr. David Kerner
Remec Defense & Space
dba COBHAM Defence Electronics

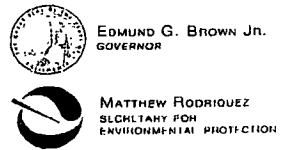
- 2 -

May 22, 2013

DTB:esb:wjg
Enclosures (2): NOV Order No. R9-2013-0094
Inspection Report w/ photos

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

Tech Staff Info & Use	
WDID	9371009853
NPDES No.	CAS000001
Inspection ID	2018681
Violation ID	851104



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MATTHEW RODRIGUEZ
SECRETARY FOR ENVIRONMENTAL PROTECTION

California Regional Water Quality Control Board, San Diego Region

Certified Mail – Return Receipt Requested
Article Number. 7011 0470 0002 8961 8521

In reply refer to:
WDID 9371009853:WGhoram

May 22, 2013

NOTICE OF VIOLATION
No. R9-2013-0094

Mr. David Kerner, Facilities Manager
9404 Chesapeake Drive
San Diego, CA 92123

Remec Defense & Space dba COBHAM
Defence Electronics
WDID: 9371009853

Violations of Order No. 97-03-DWQ

Remec Defense & Space dba COBHAM Defence Electronics is hereby notified that the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board) reserves the right to take any enforcement action authorized by law for the violations described herein.

Remec Defense & Space dba COBHAM Defence Electronics is in violation of State Water Resources Control Board (State Water Board) Order No. 97-03-DWQ, *Waste Discharge Requirements for Discharges of Storm Water Associated with Industrial Activities Excluding Construction Activities*.

A. Summary of Violations

1. Failure to Implement Structural and Non Structural Best Management Practices (BMPs)

- a. Violation of Order No. 97-03-DWQ, B. Effluent Limitations, 3. Facility operators covered by this General Permit must reduce or prevent pollutants associated with industrial activity in storm water discharges and authorized non-storm water discharges through implementation of BAT for toxic and non-conventional pollutants and BCT for conventional pollutants. Development and implementation of an SWPPP that complies with the requirements in Section A of the General Permit and that includes BMPs that achieve BAT/BCT constitutes compliance with this requirement.

2. Inspection Observations

On April 30, 2013, the San Diego Water Board conducted a site inspection of Remec Defense & Space dba COBHAM Defence Electronics, San Diego, CA. During the April 30, 2013 inspection, the site was found in extremely poor condition at the loading area at the rear of the building. The inspector observed process wastes on the ground at the loading area. See attached inspection report and photographs. The site lacked adequate BMPs, including poor housekeeping. Discharges of process waste and pollutants commingled with storm water from Remec Defense & Space dba COBHAM Defence Electronics are prohibited. Failure to implement BMPs, are violations of the General Industrial Storm Water Permit (Order No. 97-03-DWQ).

B. Summary of Potential Enforcement Options

These violations may subject you to additional enforcement by the San Diego Water Board or State Water Board, including a potential civil liability assessment of \$10,000 per day of violation (Water Code section 13385) and/or any of the following enforcement actions:

Other Potential Enforcement Options	Applicable Water Code Section
Technical or Investigative Order	Sections 13267 or 13383
Cleanup and Abatement Order	Section 13304
Cease and Desist Order	Sections 13301-13303
Time Schedule Order	Sections 13300, 13308

In addition, the San Diego Water Board may consider revising or rescinding applicable waste discharge requirements, if any, referring the matter to other resource agencies, referring the matter to the State Attorney General for injunctive relief, and referral to the municipal or District Attorney for criminal prosecution.

In the subject line of any response, please include the information located in the heading of this letter: "in reply refer to." Questions pertaining to this Notice of Violation should be directed to 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

DTB:esb:wjg
Enclosures (1): Inspection Report w/photos

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

Tech Staff Info & Use	
Order No.	97-03-DWQ
WDID	9371009853
NPDES No.	CAS000001
Inspection ID	2018681
Violation ID	851104

Storm Water Industrial General Permit Inspection Report

Insp. Date & Time:	April 30, 2013	Inspected By:	Whitney Ghoram
WDID #	9 371009853	SMARTS Inspection #2018681	
Operator Name:	David Kerner, Facilities Manager		
Facility Name:	Remec Defense & Space dba COBHAM Defence Electronics		
Facility Address:	9404 Chesapeake Drive, San Diego, CA 92123		
Facility Contact:	David Kerner		

Inspection Type: Non Compliance Follow up			
SWPPP on site?	Undetermined	SWPPP Implemented/Updated?	NA
Photos Taken?	Yes	Appropriate Monitoring Program?	NA
Weather:	sunny, 70 degrees	Evidence of Non-SW Discharge?	No, High Potential

The San Diego Water Board conducted a routine compliance inspection of Remec Defense & Space dba COBHAM Defence Electronics. During the inspection, the site was found in extremely poor condition at the loading dock area at the rear of the building. The inspector observed process wastes on ground at the loading dock door. See attached photos. Failure to implement adequate Best Management Practices (BMPs), are violations of the General Industrial Storm Water Permit (Order No. 97-03-DWQ).

Recommendation:
 Issue a Notice of Violation to Remec Defense & Space dba COBHAM Defence Electronics for inadequate BMPs and poor housekeeping. Request implementation of BMPs and Housekeeping:


Signature <u></u> Date <u>5-16-13</u>	Date Entered: 04/30/13 Entered By: W Ghoram Senior Review: <u>ESB</u>
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Photo 1- Metal components on ground near fork lift



Photo 2 – Large plastic components on ground under tarp

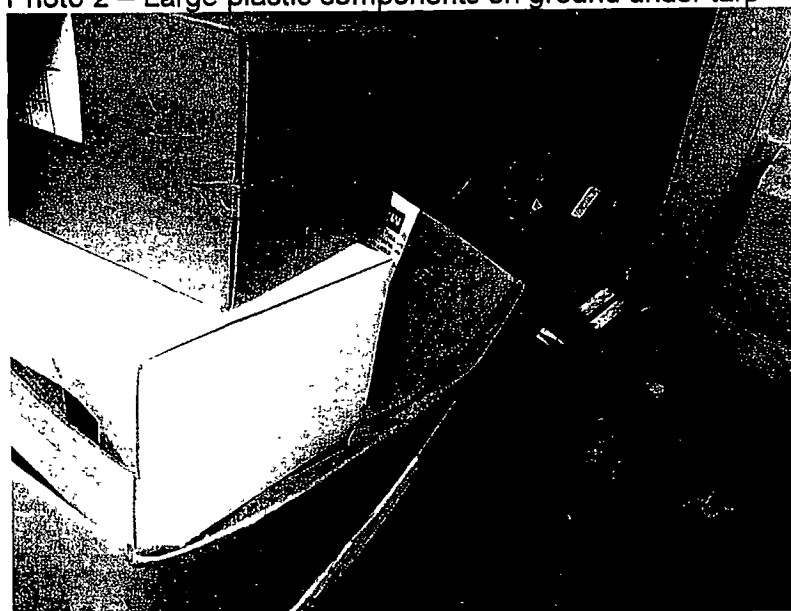


Photo 3 – Small metal & plastic components on ground



Photo 4 – Metal & plastic components in cardboard boxes



Photo 5 – Metal & plastic components on ground around trash cans



Photo 6- Looking east from loading area



Photo 7- Cardboard packing waste at loading area



Photo 8 – Loading area where waste is located

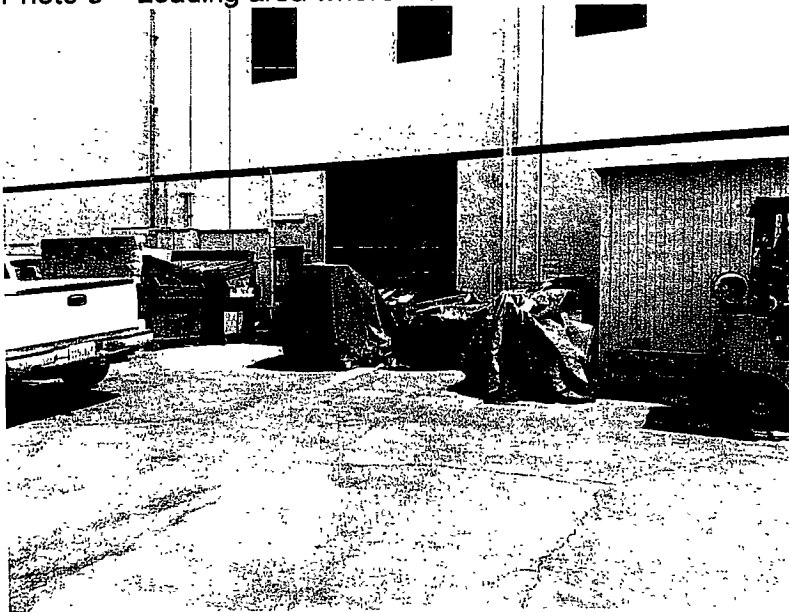


Photo 9 – Front of building

