

STATE OF CALIFORNIA  
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN FRANCISCO BAY REGION

STAFF SUMMARY REPORT (Alan Friedman)  
MEETING DATE: January 30, 2008

ITEM: 9.

SUBJECT: **Rodeo Sanitary District, Wastewater Treatment Plant, Rodeo, Contra Costa County** - Hearing to Consider Mandatory Minimum Penalty for Discharge in Violation of Effluent Limitations

CHRONOLOGY: Mandatory Minimum Penalty assessed in 2002

DISCUSSION: The District violated its NPDES permit's effluent limits 18 times between December 2002 and December 2006. Fifteen of these violations are subject to a Mandatory Minimum Penalty. In November 2007, we issued a complaint to the District assessing \$45,000 in mandatory minimum penalties.

While all of the reported violations were preventable, the District has made a number of upgrades and modifications to its treatment facilities over the past seven years. The District's compliance history since the start of 2006 is also greatly improved. For these reasons, the minimum penalty is appropriate for these violations.

The District has signed a waiver to a hearing (see Appendix B) and has proposed to apply \$30,000 of the penalty towards a Supplemental Environmental Project, which would develop a sewer lateral replacement program (Appendix B). The remaining liability, \$15,000, will be paid to the State Cleanup and Abatement Account.

RECOMMENDATION: No action is necessary

File Number: 2119.1039 (ADF)

Appendices: A. Complaint No. R2-2007-0083  
B. Signed Waiver & SEP proposal

## **APPENDIX A**

## **APPENDIX B**