## Linda S. Adams Agency Secretary

## California Regional Water Quality Control Board

San Francisco Bay Region

1515 Clay Street, Suite 1400, Oakland, California 94612 (510) 622-2300 • Fax (510) 622-2460 http://www.waterboards.ca.gov/sanfranciscobay



July 11, 2008 File No. 2118.13 (MRF)

RMC Pacific Materials Inc. Attn: Steve Brusee 4700 Norris Canyon Road San Ramon, CA 94583

Subject: Administrative Civil Liability Complaint No. R2-2008-0046

For the facility located at:

RMC Pacific Materials Inc. 4700 Norris Canyon Road San Ramon, Contra Costa County

Dear Mr. Brusee:

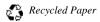
Enclosed are a public notice and a Complaint for Administrative Civil Liability issued to RMC Pacific Materials Inc. for the subject site. The Complaint alleges that RMC Pacific Materials Inc. has violated its waste discharge requirements by failing to submit its 2006/2007 annual report by July 1, 2007, as required. The complaint proposes administrative civil liability of \$24,200.

A public hearing on this matter has been scheduled for the September 10, 2008, Water Board meeting in the Elihu M. Harris State Building, first floor auditorium, located at 1515 Clay Street, Oakland, California. The meeting agenda will be mailed to you prior to the hearing.

At this time, you have two options:

- 1. You can appear before the Water Board during the scheduled hearing to contest the Complaint; written comments are to be submitted no later than **5 pm on August 11**, **2008**. At that time, the Board may impose the Administrative Civil Liability in the amount proposed, for a different amount, decline to seek civil liability, or refer the case to the Attorney General for judicial enforcement.
- 2. You can waive the right to a hearing to contest the allegations contained in the Complaint by paying the civil liability in full or undertaking an acceptable Supplemental Environmental Project (SEP) up to \$12,100 and paying the remainder of the civil liability, all in accordance with the procedures and limitations set forth in the waiver attached to the Complaint.

Preserving, enhancing, and restoring the San Francisco Bay Area's waters for over 50 years



If you have any questions, please call Michelle Rembaum-Fox of my staff at (510) 622-2387 or via email to <a href="mailto:mrembaumfox@waterboards.ca.gov">mrembaumfox@waterboards.ca.gov</a>

Sincerely,

Dyan C. Whyte Assistant Executive Officer

## **Enclosures:**

Public Notice Complaint No. R2-2008-0045 Attachment 1 – SEP Information

cc: CT Corporation System
Agent for Service of Process
RMC Pacific Materials Inc.
818 West Seventh Street
Los Angeles, CA 90017

SWRCB, Office of the Chief Counsel – Dorothy Dickey SWRCB, Division of Water Quality – Bruce Fujimoto SWRCB, Office of Statewide Consistency – Margie Youngs Sejal Choksi, San Francisco BayKeeper

