

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN FRANCISCO BAY REGION

NOTICE OF PENDING ENFORCEMENT ACTION  
**CALIFORNIA WATER SERVICE COMPANY**

The California Regional Water Quality Control Board, San Francisco Bay Region (Regional Water Board) Prosecution Team revised and reissued Complaint R2-2009-0006 for Administrative Civil Liability (ACL) on May 25, 2010. The Complaint alleges that California Water Service Company (Discharger) discharged without a permit an estimated 137,640 gallons of unplanned potable chloraminated water into Polhemus Creek on three occasions, one of which caused a fish kill. The unauthorized discharges disrupted a creek restoration project, creating excess erosion and sediment transport to both Polhemus and San Mateo Creeks. The Complaint proposes that the Discharger pay \$200,000 in administrative civil liability and staff costs.

The Complaint and related documents, including Regional Water Board hearing procedures (with deadlines for submitting comments), are available at [http://www.waterboards.ca.gov/sanfranciscobay/public\\_notices/pending\\_enforcement.shtml](http://www.waterboards.ca.gov/sanfranciscobay/public_notices/pending_enforcement.shtml). The Prosecution Team may amend and re-notice its Complaint in response to comments from the Discharger and the public.

The Regional Water Board will hold a hearing on August 11, 2010, to consider adoption of the ACL and/or referral of the matter to the Attorney General, unless the Discharger waives its right to a hearing within 90 days. The 90-day hearing requirement may be waived to pay the penalty as proposed, extended deadlines, or pursue settlement and/or a supplemental environmental project.

For additional information and updates, please contact Habte Kifle at (510) 622-2371 or [hkifle@waterboards.ca.gov](mailto:hkifle@waterboards.ca.gov) or check the Regional Water Board's website address cited above.