
San Francisco Bay Regional Water Quality Control Board

*Certified Mail No.
Return Receipt Requested*

April 11, 2013
WDID 2 281019243 (LMM)

Napa Valley Cast Stone, LLC
Agent for Service of Process
Attn: Mr. Bruce Meyers
1000 Main Street 3rd Floor
Napa, CA 94559

Subject: Administrative Civil Liability Complaint No. R2-2013-1004 for Failure to Implement Best Management Practices at 1111 Green Island Road, American Canyon, Napa County

Dear Mr. Meyers:

Complaint No R2-2013-1004 (Complaint) enclosed with this letter issues an administrative civil liability (ACL) against Napa Valley Cast Stone, LLC (Napa Valley Cast Stone) in the amount of \$5,200. This liability is based on allegations that Napa Valley Cast Stone violated Water Code section 13385 (a)(2) by failing to implement best management practices in accordance with Water Quality Order No. 97-03-DWQ National Pollutant Discharge Elimination System General Permit No. CAS000001.

Napa Valley Cast Stone can respond to the Complaint by appearing before the Regional Water Board at a public hearing to contest the matter or by signing a waiver to pursue other options.

1. The Complaint can be contested before the Regional Water Board at the following meeting:

Date/Time:	July 10, 2013, commencing at 9:00 a.m.
Place:	First Floor Auditorium, Elihu Harris State Building 1515 Clay Street, Oakland

At this meeting, the Regional Water Board will consider whether to impose administrative civil liability (as proposed in the Complaint or for a different amount), decline the administrative civil liability, or refer the matter to the Attorney General for judicial enforcement at a public hearing.

Please refer to the enclosed Public Notice and Hearing Procedure for the Complaint and the ACL Fact Sheet for additional information about the Regional Water Board's process, hearing procedure, and important deadlines (for submitting comments or evidence, obtaining designated party status, waiving or postponing a hearing, making objections or rebuttals to evidence, etc.).

2. The public hearing that has been scheduled (above) can be waived to pursue one of the following options:
 - a. Pay the liability as proposed in the Complaint;
 - b. Request more time and postpone the date of the public hearing; or
 - c. Promptly engage in settlement discussions with the Regional Water Board Prosecution Team;

The Waiver, attached to the Complaint, describes these options in further detail. To pursue one of these options, **the Waiver must be signed, dated, and received by Tamarin Austin of the Regional Water Board Advisory Team with a copy to the Prosecution Team contact listed below no later than 5:00 p.m. on May 13, 2013. It is at the discretion of the Regional Water Board Advisory Team to either accept or deny a waiver request.**

If you wish to communicate directly with the Prosecution Team regarding the Complaint, please contact Laurent Meillier at (510) 622-3277 or LMeillier@waterboards.ca.gov.

Our mailing address is 1515 Clay Street Suite 1400, Oakland, CA 94612, and our fax number is 510-622-2460.

Sincerely,

Thomas E. Mumley
Assistant Executive Officer

Enclosures: ACL Complaint No. R2-2013-1004
Waiver Form, ACL Complaint No. R2-2013-1004
Public Notice and Hearing Procedure, ACL Complaint No. R2-2013-1004
Administrative Civil Liability Fact Sheet

Copy to (via U.S. Certified Mail, Return Receipt Requested)

Napa Valley Cast Stone, LLC
Attn: Mr. Mark Akey
1111 Green Island Road
American Canyon, CA 94503
email to: MAkey@nvcssystems.com

Ms. Cathy Daniels
c/o Marshall Hatch
1301 Spring Street Unit19G
Seattle, WA 98104-1353

Copy to (via U.S. mail and electronic mail):

USEPA
Attn.: Mr. David Wampler
CWA Compliance Office
USEPA Region IX (WTR-7)
75 Hawthorne Street, Mail Stop WTR-7
San Francisco, CA 94105
Mr. David Wampler: Wampler.David@epamail.epa.gov

Copy to (via electronic mail):

City of American Canyon Staff:
Ms.Lou Leet: LLeet@cityofamericancanyon.org

Mr. Cris Carrigan: Criss.Carrigan@waterboards.ca.gov
Part of Prosecution Team
State Water Board, Office of Enforcement

Regional Water Board Lyris Enforcement Email List

Regional Water Board Advisory and Prosecution Teams