

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

**EXECUTIVE OFFICER SUMMARY REPORT
MEETING DATE: May 8, 2013**

ITEM: 6

SUBJECT: Sanitary District No. 1 of Marin County (also known as “Ross Valley Sanitary District”), Sanitary Sewer Collection System, Marin County — Adoption of Cease and Desist Order

CHRONOLOGY: June 2012 – Under delegated authority, I approved an administrative civil liability order assessing \$1,539,100 for sanitary sewer overflows (SSOs).

DISCUSSION: The Revised Tentative Cease and Desist Order (CDO) (Appendix A) would require the District to undertake specific tasks to ensure adequate sanitary sewer system rehabilitation and financing. Specifically, these tasks include the following:

- Rehabilitate 45 sewer pipe structural defects in urgent need of repair by June 2014,
- Update plans for and complete deferred capital improvement projects that the District identified in 2007,
- Complete other capital projects to assure adequate hydraulic capacity,
- Assure adequate financing to complete the work required, and
- Consider adoption of a private sewer lateral ordinance to require testing and replacement if necessary upon sale and major remodel.

If not addressed soon, the Prosecution Team contends that the 45 structural defects could result in sinkholes that would threaten public health and safety and would cause significant SSOs.

The District, in its comments on an initial tentative CDO distributed by the Prosecution Team for public review, has indicated it is not contesting the tentative CDO and intends to comply with it. As explained in the Prosecution Team’s response to comments (Appendix C), the Prosecution Team made changes to clarify a few requirements. These changes are generally in line with the suggestions from the District and are all reflected in the Revised Tentative CDO. Note that, as part of its response to comments, the Prosecution Team is augmenting the public record with a number of publically-available documents. Selected items of the Prosecution Team’s public record evidence have been provided in Appendix D.

**RECOMMEN-
DATION:** I will have a recommendation at the close of the hearing.

CIWQS PLACE ID: 630976

APPENDICES: A. Revised Tentative CDO
B. Comments Received
C. Prosecution Team Response to Comments
D. Evidence