

REPORT TO THE CITY COUNCIL OF THE CITY OF GUADALUPE
Agenda of October 9, 2012

151
Prepared by:
Charlie Vasquez, WWTP Supervisor

TAC
Approved by:
Tim Ness, Interim City Administrator

SUBJECT: APPROVAL OF SEWER SYSTEM MANAGEMENT PLAN (SSMP)

RECOMMENDATION:

That the City Council adopt a resolution approving the SSMP.

BACKGROUND:

In December of 2008, the City was issued Cleanup and Abatement Order No. R3-2008-0033. The City was required to respond to all items on the list in order to ensure compliance with all rules and regulations.

DISCUSSION:

The Abatement Order required the City to develop and implement a facility-wide compliance plan. The plan shall include detailed descriptions of action to attain and maintain consistent compliance with requirements, implementation schedule, staffing and operational expertise, measures to ensure continued compliance, and discharge alternatives in case of noncompliance.

The plan was to be submitted by May 4, 2008. However, the City was granted continuances to allow for the hiring of a Grade 2 Wastewater Treatment Plant (WWTP) Operator. Additionally, time allowances were granted for the City to undertake a major upgrade/construction project to the WWTP. Now that the upgrade is complete, it is possible to prepare and submit to the regulatory agency an up-to-date Management Plan.

Attached:

Sewer System Management Plan
Resolution No. 2012-30
Cleanup and Abatement Order R3-2008-0033

RESOLUTION NO. 2012-30

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUADALUPE APPROVING THE SEWER SYSTEM MANAGEMENT PLAN (SSMP)

WHEREAS, in December of 2008, the City was issued Cleanup and Abatement Order No. R3-2008-0033; and

WHEREAS, the City was required to respond to all items on the Abatement Order to ensure compliance with all rules and regulations; and

WHEREAS, the Abatement Order required the City to develop and implement a facility-wide compliance plan. The plan shall include detailed descriptions of action to attain and maintain consistent compliance with requirements, implementation schedule, staffing and operational expertise, measures to ensure continued compliance, and discharge alternatives in case of noncompliance; and

WHEREAS, the City recently undertook a major upgrade/construction project to the WWTP; and

WHEREAS, the upgrade project is complete and it is possible to prepare and submit to the regulatory agency an up-to-date Management Plan.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Guadalupe as follows: That the City Council of the City of Guadalupe adopts a resolution approving the Sewer System Management Plan; and

BE IT FURTHER RESOLVED that the WWTP Supervisor is authorized to submit the SSMP to the appropriate and proper regulatory agencies in an effort to comply with Abatement Order R3-2008-0033.

PASSED AND ADOPTED at a regular meeting on the 9th day of October 2012 by the following vote:

Motion: JULIAN/LIZALDE


AYES: 5 Julian, Lizalde, Alvarez, Ponce, Sabedra
NOES: 0
ABSENT: 0
ABSTAIN: 0

I, **Tim Ness**, Deputy City Clerk of the City of Guadalupe, **DO HEREBY CERTIFY** that the foregoing Resolution, being **Resolution No. 2012-30**, has been duly signed by the Mayor and attested by the City Clerk, all at a regular meeting of the City Council, held October 9, 2012, and that same was approved and adopted.

ATTEST:



Tim Ness
Deputy City Clerk



Lupe Alvarez
Mayor

CITY OF GUADALUPE

WASTEWATER TREATMENT PLANT

**SEWER SYSTEM MANAGEMENT
PLAN (SSMP)**

October 9, 2012

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INTRODUCTION

Regulatory Requirement

On September 9, 2005, the Regional Water Quality Control Board (RWQCB), Central Coast Region issued Waste Discharge Requirements (WDR), Order No. R3-2005-0015 to the City of Guadalupe, for the operations of its wastewater treatment facility. Among other things, the WDR provides under Provision E.7:

“The Discharger shall develop and implement a Wastewater Collection System Management Plan (Plan). The essential elements of the Wastewater Collection System Management Plan are described on Attachment D of [the] Order.”

Pursuant to this requirement, and in compliance with Clean up and Abatement Order No. R3-2008-0033, the following has been prepared to comply with this requirement, including the essential elements as outlined therein.

The City of Guadalupe (City), located in Santa Barbara County, owns and operates a wastewater collection system that conveys untreated wastewater to a publicly owned treatment facility.

Collection System Description

The City of Guadalupe’s wastewater collection system serves residential, commercial and industrial users. The City’s wastewater collection system includes approximately 14.1 miles of gravity sewer line, 0.26 miles of force main, 266 manholes, and 3 lift stations, which are monitored by a full time public works staff. The mainlines are made of a variety of materials, depending on the age, terra cotta salt glazed pipe, vitrified clay pipe (VCP), and polyvinyl chloride. The City’s primary goal is to maintain uninterrupted sewage flow without health hazard, effluent leakage, or water infiltration and inflow.

Wastewater Collections Division and Industrial Waste

The City has a Wastewater Collections Division (WWC) within its Public Works Department to oversee the operations and maintenance of the collection system. The Division includes a Wastewater Collection Supervisor and two operators. The Division responds to all sewage spills 7 days a week, 24 hours a day. The Division has a program which schedules preventive maintenance work orders, organizes area maintenance activities, evaluates and prioritizes video inspections, carries out periodic reviews and maintenance of grease removal devices of food establishments and records historical data about the system.

SEWER SYSTEM MANAGEMENT PLAN (SSMP) ELEMENT

Goal

The essential elements of the Plan require the collection system agency to develop goals to properly manage, operate and maintain all parts of its wastewater collection system in order to reduce and prevent Sanitary Sewer Overflows (SSOs), as well as to mitigate any SSOs that occur.

The City has a program in place to meet the goals of the Plan requirements. The program includes:

- An ongoing sewer mainline and related facilities replacement program and a Wastewater Master Plan (currently planned) for the purpose of developing a long-term capital improvement program that identifies improvements needed to mitigate existing collection systems and treatment plant deficiencies and provide wastewater services to future annexation areas.
- A Fats, Oils, and Grease (FOG) program for the ongoing and periodic inspection of food establishments within the City.
- A capable Wastewater Collection staff who responds to all reports of sewage spills 7 days a week, 24 hours a day. Overflows are stopped as soon as possible and steps are taken to mitigate the impacts of the spill. Spills from the City system are investigated to determine the cause, and corrective actions are taken or recommended to prevent additional spills at that location. Staff starts the day at 6:30 am so we can monitor trouble spots.
- A Spill reporting system is in place for after hours and business hours. Staff has reported sewage spills to the RWQCB and other agencies on an ongoing basis. A database of all spills from both City and private systems is kept of file

These programs are in place to reduce and prevent the frequency of SSOs as well as to mitigate the impacts associated with any SSOs that do occur. The City feels that it meets all applicable regulatory notification and reporting requirements.

Organization

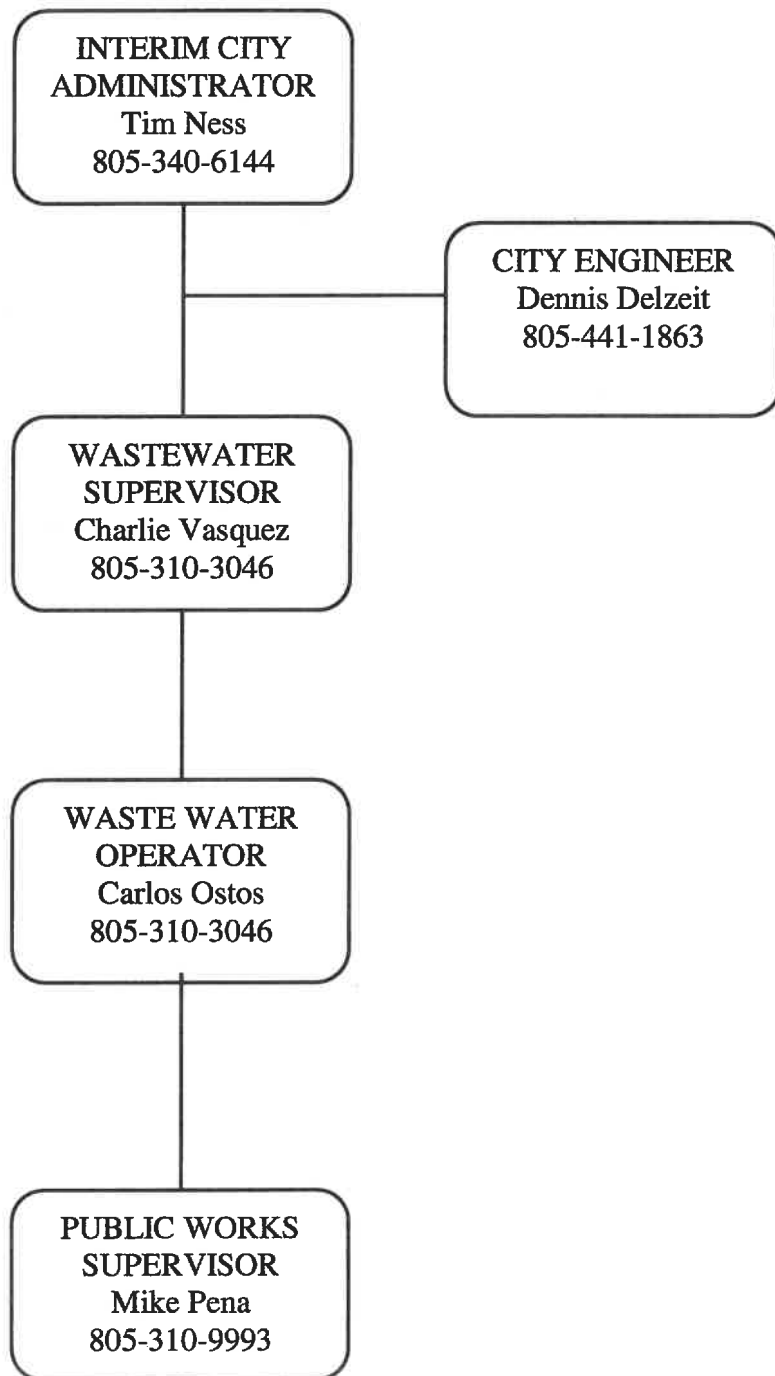
The authorized representative (AR) for the implementation and administration of the City's SSMP is Charlie Vasquez, Wastewater Collection Supervisor responsible for the development and oversight of this program and for ensuring that the City is in compliance with the WDR.

Two additional City staff has been identified as alternative AR for reporting to ensure that a staff person is always available to meet the legal reporting requirements. Table 1 identifies the line of authority for the implementation of the SSMP.

Table 2 identifies the City staff persons responsible and their roles for the specific measure in the SSMP. This table includes Charlie Vasquez, Carlos Ostos and Mike Pena of City staff. They can be reached at 805-310-3046.

Table 3 shows the chain of communication for responding and reporting SSOs. This flow chart is taken from the City's current standard operating procedures on Spill Response Guidelines.

Table 1: SSMP Organization



SSMP Measure	Responsible Person	Role
Ensure the Municipal Code prevents the discharge of fats, oils and grease and other debris.	Charlie Vasquez	Review the Municipal Code and updates code as needed.
Enforcement of non-permitted discharges to the sewer.		Investigates illicit discharges to the collection system, Issues Notice of violations or takes legal action to violators.
Operations & Maintenance Program		
Maintaining collection system maps.	Charlie Vasquez WWC staff	Work with WWC staff to maintain maps.
Preventive operation & maintenance.	Charlie Vasquez	Updates the description the program as needed.
Development of a rehabilitation & replacement plan.	Charlie Vasquez	Continues the current program in place.
Provide training to WWC staff.		
Provide equipment & replacement part inventories.		
Design & Performance Provisions		
Design & Construction Standards for all aspects of the collection system.	Dennis Delzeit Charlie Vasquez	Works together to update design and construction standards.
Inspection & testing standards.	Charlie Vasquez	Continues current inspection & testing practices.
Overflow Emergency Response Plan		
Procedures for notification, response, notification of appropriate agencies.	Charlie Vasquez	The City has spill reporting guidelines in place. These will be updated and reported to R.B.
Training of all staff involved in emergency response including response procedures, notification of agencies, and containing and preventing the discharge of wastewater to a waterway.		The current procedures for responding to a spill, containment preventing the discharge will be put in written form.
		Conduct annual refresher training.

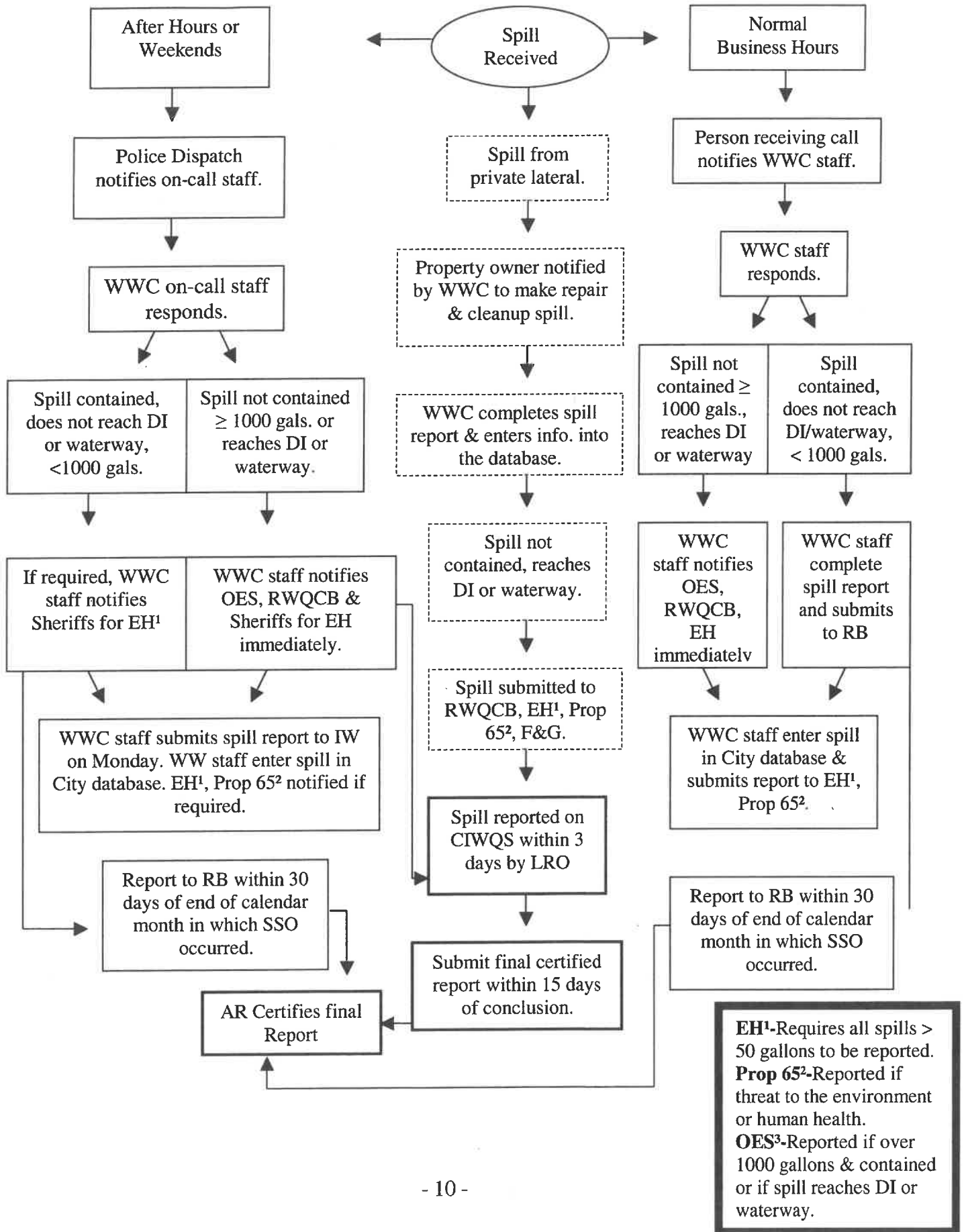
Table 2: Implementation Responsibilities

SSMP Measure	Responsible Person	Role
Goals		
Implementation and management of the SSMP.	Charlie Vasquez	Provide oversight of the SSMP.
Ensure that the collection system is maintained and operated to reduce or eliminate SSOs.		Oversight of all aspects of the collection system.
Organization		
Chain of Communication	Charlie Vasquez	Determine the chain of command for responding to SSOs.
Organization Chart	Charlie Vasquez	Keeps organization chart up to date.
SOP for SSO Reporting Guidelines	Charlie Vasquez	Keeps reporting guidelines up to date to ensure compliance with the WDR.
SSO Reporting	WWC Staff (See Org. Chart)	Responds to sewage spills 7 days/week, 24 hours/day.
	Charlie Vasquez	Ensure that reporting guidelines are followed and updated.
		Report spills to R.B., AR Lead.
	Carlos Ostos	AR Alternative 1 for reporting to R.B.
	Michael Pena	AR Alternative 2 for reporting to R.B.
		AR Alternative 3 for reporting to R. B.
Legal Authority		
Ensure the Municipal code is updated and prevents illicit discharges, requires proper design and construction, and allows for inspection and maintenance and enforcement of infractions of the code.	Charlie Vasquez	Review Municipal Code and update as needed.

SSMP Measure	Responsible Person	Role
Fats, Oils, & Grease Control Program		
Administration & implementation of the City's FOG program which includes public education, inspection of facilities which produce FOG & working with WWC to identify areas prone to FOG blockages.	Charlie Vasquez	Continue current program and develop a written program of the current activities.
Legal authority to prohibit discharges & identify measures to prevent SSOs & blockages.		Update Municipal Code as needed.
System Evaluation & Capacity Assurance Plan		
Evaluation of system to determine areas of deficiencies.	Dennis Delzeit Charlie Vasquez	The City has a Wastewater Master Plan in place which will be updated periodically.
Design criteria	Dennis Delzeit	Design criterion is identified in the Wastewater Master Plan.
Capacity enhancement measures.	Dennis Delzeit	Evaluation of hydraulic capacity is currently done & an evaluation plan will be developed.
Capital Improvement Program.	Charlie Vasquez	The City is in the process of updating a CIP Plan.
Monitoring, Measurement, & Program Modifications		
Maintenance of information, monitoring and assessing the effectiveness of the program.	Charlie Vasquez	The City currently has a computerized infrastructure management system which is used by the WWC staff and Supervisor.
Updating the program and identifying trends.		
SSMP Audits		
Conduct periodic internal audits to determine the effectiveness of the SSMP and compliance with the SSMP.	Charlie Vasquez	Develop an audit check list, conduct internal audit at least every two years, keep a report of the findings on file, and initiate any corrective actions needed.

SSMP Measure	Responsible Person	Role
Communication Program		
Conduct periodic internal audits to determine the effectiveness of the SSMP and compliance with the SSMP.	Charlie Vasquez	Will solicit public input through the City's website, public meetings and newsletter.
Develop a plan of communication with appropriate agencies.		Will work with appropriate agencies to develop communication plans.

Table 3: Spill Reporting Responsibilities





**California Regional Water Quality Control Board
Central Coast Region**



Linda S. Adams,
Secretary for
Environmental Protection

895 Aerovista Place, Suite 101, San Luis Obispo, California 93401-7906
(805) 549-3147 • Fax (805) 543-0397
<http://www.waterboards.ca.gov/centralcoast>

Arnold Schwarzenegger
Governor

March 17, 2008

Carolyn Galloway-Cooper
Guadalupe City Administrator
918 Obispo Street
Guadalupe, CA 93434

Dear Ms. Galloway-Cooper:

**CLEANUP AND ABATEMENT ORDER FOR THE CITY OF GUADALUPE'S
WASTEWATER FACILITY, SANTA BARBARA COUNTY**

Enclosed please find Cleanup and Abatement Order No. R3-2008-0033 (Order) issued by the Executive Officer of the Regional Water Quality Control Board, Central Coast Region (Water Board). This Order requires you to develop and implement a corrective action plan to ensure long-term compliance with waste discharge requirements. The corrective action plan must be submitted by May 14, 2008. As you know, many of the issues of noncompliance referenced in the Cleanup and Abatement Order have been identified in prior notices of violations and meetings with Water Board staff. Should you fail to comply with the Order, you may be subject to monetary liability assessed by the Water Board in accordance with California Water Code Division 7, including sections 13268, or 13350.

If you have questions, please call Sorrel Marks at (805) 549-3695 or Burton Chadwick at (805) 542-4786.

Sincerely,

Roger W. Briggs
Executive Officer

Attachment: Cleanup and Abatement Order No. R3-2008-0033

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File: City of Guadalupe
Task: 126-01

California Environmental Protection Agency

STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL COAST REGION
895 Aerovista Place, Suite 101
San Luis Obispo, CA 93401

CLEANUP AND ABATEMENT ORDER NO. R3-2008-0033
for
CITY OF GUADALUPE
WASTEWATER FACILITY
SAN LUIS OBISPO COUNTY

The California Regional Water Quality Control Board, Central Coast Region (hereafter Water Board), finds:

- 1. Discharger.** City of Guadalupe, 918 Obispo Street, Guadalupe, California 93434 (hereafter Discharger) owns and operates a municipal wastewater treatment facility (hereafter Facility), located adjacent to the Santa Maria River in Santa Barbara County.
- 2. Facility.** The Facility provides wastewater treatment (using Advanced Integrated Pond System) and disposal service for the City of Guadalupe, population of approximately 6,700. The Facility is located on the westerly edge of the City of Guadalupe at 5125 West Main Street, Guadalupe.
- 3. Waste Discharge Requirements.** Domestic and municipal wastewater treated at the Facility is discharged to land adjacent to the Santa Maria River. The Discharger is subject to Waste Discharge Requirements Order No. R3-2005-0015 (WDR Order), issued by the Central Coast Water Board on September 9, 2005. The WDR Order includes, in part, the following requirements:

"B. DISCHARGE/RECYCLED WATER SPECIFICATIONS"

- "2. Effluent discharged from the treatment ponds shall not exceed the following limitations:

<u>Parameter</u>	<u>Units</u>	<u>Monthly (30-Day Average)</u>	<u>Daily Maximum</u>
Settleable Solids	mg/L	0.2	0.5
BOD, 5-Day	mg/L	60	100
Suspended Solids	mg/L	60	100
Total Dissolved Solids	mg/L	1500	
Sodium	mg/L	230	
Chloride	mg/L	230	
pH		within the range 6.5 – 8.4"	

"E. PROVISIONS"

- "2. Discharger shall comply with "Monitoring and Reporting Program No. R3-2005-0015" (included as Attachment C of this Order), as ordered by the Executive Officer."
- "3. Discharger shall comply with all items of the attached "Standard Provisions and Reporting Requirements for Waste Discharge Requirements," dated January 1984."

"7. The Discharger shall develop and implement a Wastewater Collection System Management Plan. The essential elements of the Wastewater Collection System Management Plan are described on Attachment D of this Order. All elements of the Management Plan outlined in Attachment D shall be clearly labeled and addressed by the Discharger. If any element is not appropriate or applicable to a Discharger's program, the program shall provide rationale for not including the element in the program. The Management Plan shall be submitted to the Executive Officer for approval by September 9, 2006. The Management Plan shall be reviewed and updated (as needed) annually. Summary of findings and changes resulting from annual review of the plan shall be included in the Annual Monitoring Report (due January 30th)."

"8. The Discharger shall develop and implement a salts minimization plan in order to minimize concentrations of salts in the discharge. The salts minimization plan shall be submitted with the annual summary report beginning in 2006, with annual reviews and progress summaries included thereafter."

"STANDARD PROVISIONS AND REPORTING REQUIREMENTS"

"C. 3. Any noncompliance that may endanger health or the environment shall be reported orally within 24 hours from the time the discharger becomes aware of the circumstances (telephone 805-549-3147). Unless waived by the Executive Officer of the Regional Board, a written report shall be submitted within five (5) days of awareness and shall contain a description of the noncompliance and its cause; the period of noncompliance (including exact dates and times) or anticipated duration; and steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance. This provision includes, but is not limited to:

- a. violation of a discharge prohibition;
- b. any "upset", "overflow", or "bypass";
- c. violation of a discharge limitation for any "hazardous substance."

"C. 4. Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule shall be submitted within 14 days following each scheduled date unless otherwise specified within the order. If reporting noncompliance, the report shall include a description of the reason, a description and schedule of tasks necessary to achieve compliance, and an estimated date for achieving full compliance. A second report shall be submitted within 14 days of full compliance."

"C. 5. All instances of noncompliance not reported under paragraph numbers C.3. and C.4., above, shall be submitted along with monitoring reports. The reports shall contain the information listed in paragraph C.3."

4. **Violations.** Self-monitoring reports submitted by the Discharger document ongoing effluent and reporting violations. Effluent and reporting violations are summarized in notices of violations (Attachments 1, 2 and 3 to this Cleanup and Abatement Order), in addition to the following violations reported after issuance of the December 28, 2005, notice of violation.

January 2008 Monthly average biochemical oxygen demand (BOD) and suspended solids violations; failure to provide long-term corrective actions plan and schedule; failure to submit salts minimization plan; failure to submit collection system management plan.

December 2007 Monthly average and daily maximum BOD violations; monthly average suspended solids violation; failure to provide long-term corrective actions plan and schedule; failure to submit collection system management plan.

- November 2007 Monthly average BOD and suspended solids violations; failure to provide long-term corrective actions plan and schedule; failure to submit collection system management plan.
- October 2007 Monthly average and daily maximum BOD violations; monthly average suspended solids violation; failure to provide long-term corrective actions plan and schedule; failure to submit collection system management plan.
- September 2007 Monthly average and daily maximum BOD violations; monthly average suspended solids violation; failure to provide long-term corrective actions plan and schedule; failure to submit collection system management plan.
- August 2007 Monthly average and daily maximum BOD violations; monthly average suspended solids violation; failure to provide long-term corrective actions plan and schedule; failure to submit collection system management plan.
- July 2007 Monthly average and daily maximum BOD violations; monthly average suspended solids violation; failure to provide long-term corrective actions plan and schedule; failure to submit collection system management plan.
- June 2007 Monthly average and daily maximum BOD violations; monthly average suspended solids violation; failure to provide long-term corrective actions plan and schedule; failure to submit collection system management plan.
- May 2007 Monthly average and daily maximum BOD violations; monthly average suspended solids violation; failure to provide long-term corrective actions plan and schedule; failure to submit collection system management plan.
- April 2007 Monthly average suspended solids violation; failure to submit collection system management plan.
- March 2007 Failure to submit collection system management plan.
- February 2007 Monthly average suspended solids violation; failure to submit collection system management plan.
- January 2007 Monthly average BOD violation; failure to submit salts minimization plan; failure to submit collection system management plan.
- November 2006 Monthly average BOD and suspended solids violations; failure to submit collection system management plan.
- October 2006 Monthly average BOD violation; maximum and monthly average suspended solids violations; failure to submit collection system management plan.
- September 2006 Maximum and monthly average BOD violations; monthly average suspended solids violation; failure to submit collection system management plan.
- August 2006 Monthly average BOD violation; maximum and monthly average

suspended solids violations.

- July 2006 Monthly average BOD violation; maximum and monthly average suspended solids violations.
- May 2006 Monthly average BOD violation; maximum and monthly average suspended solids violations.
- April 2006 Monthly average BOD and suspended solids violations.
- March 2006 Monthly average suspended solids violation.

5. **Monitoring.** This Cleanup and Abatement Order includes monitoring and reporting requirements pursuant to Water Code Section 13267. The Water Board needs the required information to assess compliance with this Cleanup and Abatement Order and to ensure that effluent violations are minimized to the extent possible. The Discharger is required to provide this information because the Discharger is the owner and/or operator of the Facility. The burden of any monitoring or reporting required by this Cleanup and Abatement Order is reasonable in light of the pollution and threat to public health that has resulted from operation of the Facility and the history of violations at the Facility.
6. **Permitting.** Alternatives proposed to comply with this Cleanup and Abatement Order may be subject to permitting requirements (e.g., from Santa Barbara County), including the requirement to obtain waste discharge requirements. Nothing in this Cleanup and Abatement Order relieves the Discharger of the obligation to obtain any necessary permit or waste discharge requirements.
7. Section 13304(a) of the California Water Code provides that:

"Any person who has discharged or discharges waste into waters of the state in violation of any waste discharge requirements or other order or prohibition issued by a regional board or the state board, or who has caused or permitted, causes or permits, or threatens to cause or permit any waste to be discharged or deposited where it is, or probably will be, discharged into the waters of the state and creates, or threatens to create, a condition of pollution or nuisance, shall upon order of the regional board clean up the waste or abate the effects of the waste, or, in the case of threatened pollution or nuisance, take other necessary remedial action, including but not limited to, overseeing cleanup and abatement efforts. Upon failure of any person to comply with the cleanup or abatement order, the Attorney General, at the request of the regional board, shall petition the superior court for that county for the issuance of an injunction requiring the person to comply with the order. In the suit, the court shall have jurisdiction to grant a prohibitory or mandatory injunction, either preliminary or permanent, as the facts may warrant."

8. Section 13267(b)(1) of the California Water Code provides that:

"In conducting an investigation specified in subdivision (a), the regional board may require that any person who has discharged, discharges, or is suspected of having discharged or discharging, or who proposes to discharge waste within its region, or any citizen or domiciliary, or political agency or entity of this state who has discharged, discharges, or is suspected of having discharged or discharging, or who proposes to discharge, waste outside of its region that could affect the quality of waters within its region shall furnish,

under penalty of perjury, technical or monitoring program reports which the regional board requires. The burden, including costs, of these reports shall bear a reasonable relationship to the need for the report and the benefits to be obtained from the reports. In requiring those reports, the regional board shall provide the person with a written explanation with regard to the need for the reports, and shall identify the evidence that supports requiring that person to provide the reports."

9. Section 13304(c)(1) of the California Water Code provides that:

"...the person or persons who discharged the waste, discharges the waste, or threatened to cause or permit the discharge of the waste within the meaning of subdivision (a), are liable to that government agency to the extent of the reasonable costs actually incurred in cleaning up the waste, abating the effects of the waste, supervising cleanup or abatement activities, or taking other remedial actions..."

The Discharger is subject to an order pursuant to Water Code section 13304 because as described in the above findings, the Discharger discharged waste in violation of waste discharge requirements.

10. **CEQA.** This enforcement action is being taken for the protection of natural resources and the environment and as such is exempt from the provisions of the California Environmental Quality Act (CEQA)(Sections 15307, 15308, and 15321, Title 14, California Code of Regulations). In addition, the Facility is an existing facility and this Cleanup and Abatement Order allows no expansion of use beyond that previously existing, so this enforcement action is exempt from the provisions of CEQA (Section 15301, Title 14, California Code of Regulations).
11. Any person affected by this action of the Central Coast Water Board may petition the State Water Resources Control Board (State Water Board) to review the action in accordance with Section 13320 of the California Water Code and Title 23, California Code of Regulations, Section 2050. The petition must be received by the State Water Board, Office of Chief Counsel, P.O. Box 100, Sacramento, 95812 within 30 days of the date of this Cleanup and Abatement Order. Copies of the law and regulations applicable to filing petitions will be provided upon request.

IT IS HEREBY ORDERED THAT, pursuant to California Water Code Sections 13267 and 13304, the Discharger shall comply with the following requirements:

A. WASTEWATER SYSTEM COMPLIANCE PLAN

The Discharger shall develop and implement a facility-wide compliance plan. The plan shall include detailed description of actions to attain and maintain consistent compliance with requirements, implementation schedule, staffing and operational expertise, measures to ensure continued compliance, and discharge alternatives in case of noncompliance. The compliance plan and any related construction plans and specifications shall be prepared by a registered engineer competent in wastewater engineering and shall be completed according to the following schedule.

1. Discharger shall submit a detailed compliance plan addressing all of the issues described above by **May 14, 2008**.
2. Discharger shall submit a collection system management plan, as specified in WDR Order No. R3-2005-0015, by **May 14, 2008**.
3. Discharger shall complete detailed construction plans and specifications (for any facility improvements needed to maintain compliance) and submit them to the Central Coast Water Board in the form of a report of waste discharge by **July 14, 2008**. **The report of waste discharge shall include a schedule for implementing the proposed improvements. The schedule shall be subject to approval of the Executive Officer.**
4. Discharger shall complete any necessary facility physical upgrades according to the schedule approved by the Executive Officer.
5. Discharger shall submit written progress reports with regular monthly monitoring reports until completion of all components of the compliance plan.

B. PROVISIONS

1. All reports, receipts, notifications and other documents the Discharger submits pursuant to this Order shall be accompanied by a statement from the Discharger stating: "I certify under penalty of perjury that the attached documents were prepared at my request or under my supervision, and to the best of my knowledge are true, accurate and complete. I understand that there are significant penalties for providing false or incomplete information, including the possibility of criminal fines or imprisonment."

FAILURE TO COMPLY WITH PROVISIONS OF THIS ORDER MAY SUBJECT THE DISCHARGER TO ENFORCEMENT ACTION, INCLUDING ASSESSMENT OF CIVIL LIABILITY UNDER THE CALIFORNIA WATER CODE, DIVISION 7, INCLUDING SECTIONS 13268 AND 13350, AND/OR REFERRAL TO THE ATTORNEY GENERAL FOR INJUNCTIVE RELIEF AND CIVIL OR CRIMINAL LIABILITY.



Executive Officer

3-17-08

Date

Attachments

1. December 28, 2005, letter to Carolyn Galloway-Cooper
2. January 27, 2006, letter to Carolyn Galloway-Cooper
3. March 10, 2006, letter to Carolyn Calloway-Cooper



California Regional Water Quality Control Board Central Coast Region



Alan C. Lloyd, Ph.D.
Agency Secretary

Internet Address: <http://www.waterboards.ca.gov/centralcoast>
895 Aerovista Place, Suite 101, San Luis Obispo, California 93401-7906
Phone (805) 549-3147 • FAX (805) 543-6397

Arnold Schwarzenegger
Governor

December 28, 2005

Carolyn Galloway-Cooper
Guadalupe City Administrator
918 Obispo Street
Guadalupe, CA 93434

Dear Ms. Galloway-Cooper:

NOTICE OF VIOLATIONS, CITY OF GUADALUPE WASTEWATER FACILITY, SANTA BARBARA COUNTY

This notice responds to multiple violations of Waste Discharge Requirements Order No. R3-2005-0015 (WDR), which need your immediate attention.

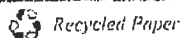
Well Investigation Plan: Waste Discharge Requirements Order No. R3-2005-0015 requires submittal of a well investigation plan by November 9, 2005 (Provision E.9). Representative ground water monitoring is needed to evaluate compliance with water quality objectives specified in the WDR. By letter dated September 19, 2005, we reminded you of this requirement so that it would not be overlooked by the City. We have not received the required plan and it is due forthwith.

Effluent Violations: During the past year, the City experienced numerous violations of effluent limitations for suspended solids. On November 2, 2005, the City submitted an Action Plan (to evaluate the cause and determine corrective measures) including submittal of a summary report by December 1, 2005. However, just two weeks later, you submitted a request to extend the report submittal date to February 28, 2006. Your November 16, 2005 letter does not include an appropriate justification for delaying the submittal date. Please note that monthly monitoring reports are required to include an evaluation of any violations cause, corrective actions, and specify a schedule for implementing such actions (see Standard Provisions and Reporting Requirements section of WDR Order No. R3-2005-0015).

You must immediately take actions necessary to assure compliance with Order No. R3-2005-0015. The City shall submit as soon as possible, but not later than January 30, 2006, a report of actions needed to correct wastewater treatment facility deficiencies and discharge violations. The report shall include, but not be limited to; 1) a summary of actions needed to maintain compliance; 2) the proposed design of facility improvements; 3) a schedule for completing necessary corrective actions; and 4) a well investigation plan. This letter should not be interpreted as any waiver of compliance dates or discharge limitations specified in the WDR Order.

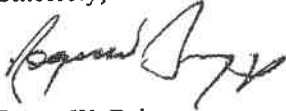
Technical and monitoring reports are required pursuant to Section 13267 of the California Water Code. All such reports shall include a statement by the Discharger or an authorized representative, certifying under penalty of perjury under laws of the State of California, that the report is true, complete and accurate. Engineering reports and plans shall be prepared, signed and stamped by a qualified licensed/registered professional. Failure to submit complete reports may subject the discharger to administrative civil liabilities of up to \$1,000 per day for each day of non-compliance, since the original due date (California Water Code, Section 13268).

California Environmental Protection Agency



Please note that in addition to the reports required above, the WDR Order also required submittal of a Salts Minimization Plan by January 30, 2006 (Provision E.8). If you have questions, please call Sorrel Marks at 805/549-3695 or Harvey Packard at 542-4639.

Sincerely,



Roger W. Briggs
Executive Officer

S:/wdr/wdr facilities/santa barbara co/Guadalupe/FTS.nov
Task: 126-01
File: City of Guadalupe

cs:

Steve Tanaka
The Wallace Group
4115 Broad Street, Suite B-5
San Luis Obispo, CA 93401

Ruben Moreno, City Engineer
401 W. Fallbrook, Suite 205
Fresno, CA 93711

Richard Merrifield, Director
Santa Barbara Co. Environmental Health
225 Camino Del Remedio
Santa Barbara, CA 93110



California Regional Water Quality Control Board

Central Coast Region



Alan C. Lloyd, Ph.D.
Agency Secretary

Internet Address: <http://www.waterboards.ca.gov/centralcoast>
895 Acrovista Place, Suite 101, San Luis Obispo, California 93401-7906
Phone (805) 549-3147 • FAX (805) 543-0397

Arnold Schwarzenegger
Governor

January 27, 2005

Carolyn Galloway-Cooper
Guadalupe City Administrator
918 Obispo Street
Guadalupe, CA 93434

Dear Ms. Galloway-Cooper:

REVISED NOTICE OF VIOLATIONS, CITY OF GUADALUPE WASTEWATER FACILITY, SANTA BARBARA COUNTY

Thank you for meeting with me and my staff on January 20, 2006, in response to our December 28, 2006 Notice of Violations. This letter is intended to document the results of our January 20, 2006, meeting and revise compliance dates specified in our December 28, 2005, Notice of Violations.

The Notice of Violations requested that the City submit a technical report by January 30, 2006, summarizing discharge violations causes, corrective actions, and schedule for implementation. During the meeting, you indicated that the City needed some additional time, but could submit the report by February 28, 2006. Based (in part) upon recent compliance with effluent limitations, the report submittal date is revised to February 28, 2006, as agreed. The report shall include, but not be limited to; 1) a summary of actions needed to maintain compliance; 2) the proposed design of facility improvements; and 3) a schedule for completing necessary corrective actions.

On January 17, 2006, we received the Well Investigation Plan (also subject to our December 28, 2005 Notice of Violations) and find the report adequately meets requirements specified in Waste Discharge Requirements Order No. R3-2005-0015, Provision E.9. We look forward to completion of your new well installation (planned for March 30, 2006), consistent with requirements specified in Provision E.9 (by May 30, 2006).

Water Board staff will not recommend enforcement action if the City submits the required report by February 28, 2006. Failure to comply with this deadline will subject the City to enforcement action, including administrative civil liability, based on the original due date. For clarity, the Standard Provisions and Reporting Requirements portion of your waste discharge requirements calls for such information regarding discharge violations to be submitted with regular monitoring reports. Accordingly, original due dates correspond with monthly monitoring report dates for those months in which violations occurred.

If you have questions, please call **Sorrel Marks at 805/549-3695** or Harvey Packard at 542-4639.

Sincerely,

Roger W. Briggs
Executive Officer

California Environmental Protection Agency

S:/wdr/wdr facilities/santa barbara co/Guadalupe/FTS.nov-extension
Task: 126-01
File: City of Guadalupe

CS:

Steve Tanaka
The Wallace Group
4115 Broad Street, Suite B-5
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Arnold Schwarzenegger
Governor

March 10, 2006

Carolyn Galloway-Cooper
Guadalupe City Administrator
918 Obispo Street
Guadalupe, CA 93434

Dear Ms. Galloway-Cooper:

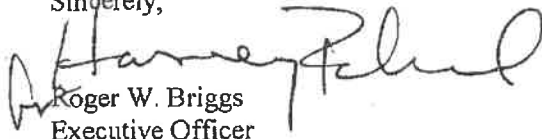
COMPLIANCE PLAN, CITY OF GUADALUPE WASTEWATER FACILITY, SANTA BARBARA COUNTY

We have reviewed your February 28, 2006 letter responding to our December 28, 2006 Notice of Violations (NOV). This letter is intended to clarify several issues described in your letter, in order to prevent confusion or future misunderstanding regarding discharge requirements. Points of clarification include the following:

1. Waste Discharge/Recycled Water Requirements Order No. R3-2005-0015 specifies requirements applicable to all wastewater discharged from your facility. Also, compliance monitoring must be conducted on samples representative of the discharge. Your submittal refers to alternative sample locations; please be sure that any effluent monitoring performed in compliance with Monitoring and Reporting Program No. R3-2005-0015 consists of samples truly representative of the discharge.
2. The December 28, 2006, NOV requested that the City submit a technical report summarizing discharge violations causes, corrective actions, and schedule for implementation. The February 16, 2006, memorandum from Steve Tanaka, included with your submittal, describes potential treatment facility improvements but does not indicate that compliance with discharge requirements will be assured. In fact, the memorandum states that discharge violations are likely to occur during summer months and warm weather. As stated in our prior correspondence, continued violations of discharge requirements may result in significant monetary penalty to the City.
3. We wholeheartedly support the City's plans to complete a comprehensive evaluation of your wastewater treatment and disposal system. Based upon the history of discharges to the river and the City's failure to install effluent disinfection facilities, we recommend the evaluation include effluent disposal relocation options. Any future discharges of effluent to the river could result in significant monetary penalty to the City.

If you have questions, please call Sorrel Marks at 805/549-3695 or Harvey Packard at 542-4639.

Sincerely,


Roger W. Briggs
Executive Officer

S:/wdr/wdr facilities/santa barbara co/Guadalupe/compliance plan.ltr
Task: 126-01 File: City of Guadalupe

California Environmental Protection Agency

