

The background features a large, light blue watermark of the County of San Diego Department of Environmental Health seal. The seal is circular with a rope-like border. Inside the border, the text "COUNTY OF SAN DIEGO" is at the top and "DEPARTMENT OF ENVIRONMENTAL HEALTH" is at the bottom. The center of the seal depicts a stylized landscape with a sun, a mountain, and two human figures. Two five-pointed stars are positioned on either side of the central scene.

Welcome

UST Owner, Designated Operator
& Service Technician Workshop
April 27, 2010

Hazardous Materials Division

*"Environmental and public health through leadership, partnership
and science"*

Agenda

- **Introduction**
- **Steps to Becoming a DO**
- **Proper DO Monthly Inspection Reports**
- **Paperwork Organization & Retention Times**
- **Plan Check Requirements**
- **Avoiding UST Enforcement**
- **Questions**

Introduction

- **January 1, 2005**
- **Certified by International Code Council (ICC)**
- **Primary Responsibilities:**
 - **Monthly inspections**
 - **Employee Training**

Introduction

- **No restrictions to become a DO**
- **No accountability**
- **UST owner still responsible**

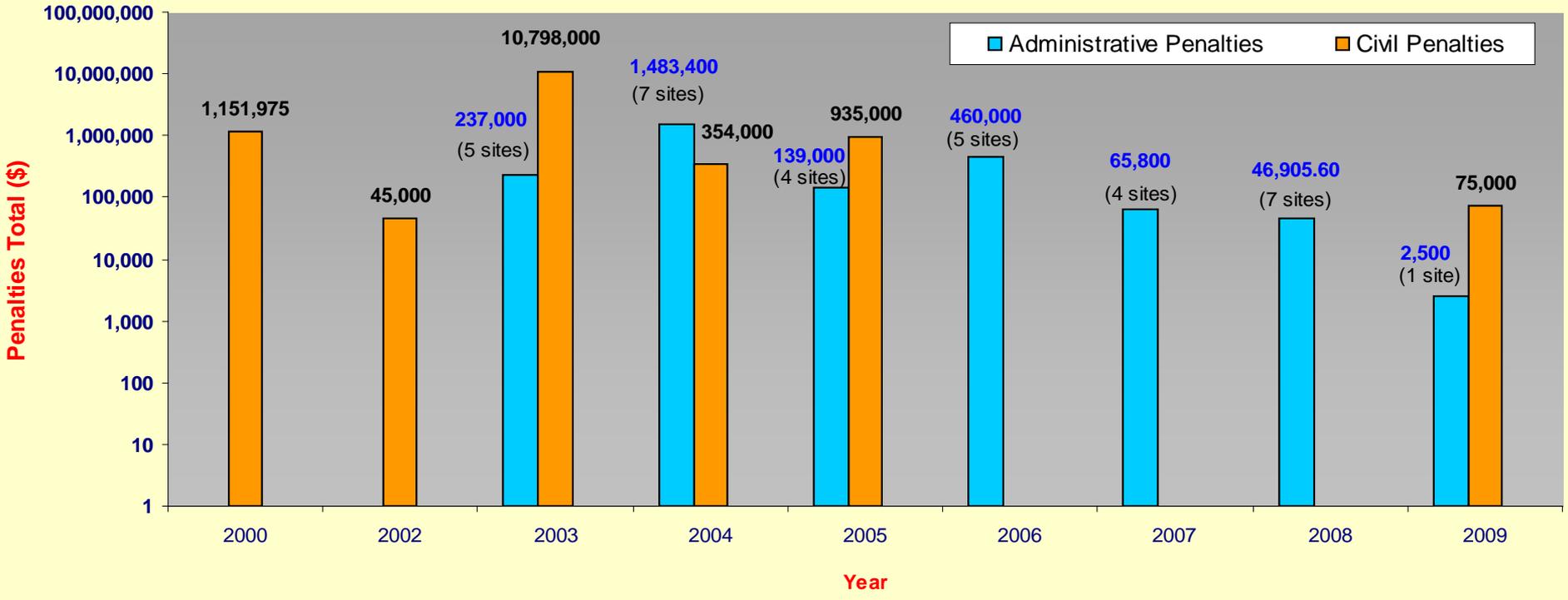
Introduction

- **1075 UST Facilities**
- **CCR Title 27- Enforcement Plan**
- **Informal**
- **Formal**

MATRIX OF ENFORCEMENT OPTIONS AVAILABLE TO HMD

<i>OPTION TYPE</i>	<u>PROGRAM ELEMENT</u>					
	Hazardous Waste	Hazardous Materials	CalARP	USTs	Medical Waste	Permitting
Informal						
CIR	X	X	X	X	X	X
Official Notice	X	X	X	X	X	X
Notice to Comply	X	X	X	X	-	-
Re-Inspection	X	X	X	X	X	-
Re-Inspection w/fee	X	X	X	X	X	-
Notice of Violation	X	X	X	X	X	X
Inf. Office Hearing	X	X	X	X	X	X
Small Claims	-	-	-	-	-	X
Formal	Hazardous Waste	Hazardous Materials	CalARP	USTs	Medical Waste	Permitting
Permit Revocation	X	X	X	X	X	X
Facility Closure	X	X	X	X	X	X
Cease and Desist Notice	-	-	-	X	-	-
Red Tag Authority	-	-	-	X	-	-
Business License Revocation	-	-	-	-	-	-
Quarantine	X	-	-	-	-	-
Administrative Enforcement Order	X	X	X	X	X	X
Admin. Civil Penalty	-	X	-	X	-	-
Referral to State/Fed	X	X	X	X	X	X
Civil Case	X	X	X	X	X	X
Criminal Case	X	X	X	X	X	X

HMD Penalties: Administrative vs. Civil





State Water Resources Control Board

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California Water News

FOR IMMEDIATE RELEASE
January 26, 2010

Contact: Public Affairs Office
(916) 341-5254

Landmark Enforcement Action Taken against the City of Long Beach for Extensive Violations of Environmental Protection Standards

SACRAMENTO – The State Water Board has reached a settlement valued at \$6.2 million with the City of Long Beach for pervasive violations by the city of regulations concerning the storage of petroleum and waste oil in underground storage tanks. This enforcement action is the first of its kind against a public agency by the State Water Board. "The State Water Board will not tolerate violations of these important environmental protection laws and will take swift enforcement action against all violators, whether public or private," said Reed Sato, Director of the State Water Board's Office of Enforcement.

Since approximately 2003, the City of Long Beach has failed to perform required testing and monitoring, and failed to install leak prevention equipment at 40 of its underground storage tank facilities, many of which are located at city fire and police stations. These leak prevention requirements are designed to ensure that the hazardous substances stored in the tanks are not leaking and polluting valuable groundwater resources. At one facility located near the ocean, the State Water Board found that the city failed to stop a release of petroleum constituents that had been ongoing for several years. Current information indicates that the contamination was limited to the soil and was cleaned up without any impact to water quality. This action does not resolve any liability or responsibility that the city has to clean up leaks of petroleum or waste oil from its tank systems.

Under the terms of the settlement, the city will pay \$1.5 million in cash within 30 days, in addition to \$200,000 in reimbursement for the State Water Board's costs of enforcement. The city is also required to provide \$2.5 million in financial assurance which will become due and payable to the State Water Board if the city violates the underground storage tank laws again during the next five years. The city did not deny responsibility for the violations.

The city will be credited \$2 million against additional penalties for actions it took after the initiation of enforcement to enhance compliance at its tank facilities above existing requirements, including the development of a comprehensive Compliance Management Program designed to prevent future noncompliance through careful oversight and tracking of environmental obligations.



Questions??