

1 [Settlement of Administrative Civil Liability Complaint]

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3 **Resolution approving the settlement of the unlitigated administrative civil liability**  
4 **complaint filed by the San Francisco Bay Regional Water Quality Control Board against**  
5 **San Francisco imposing a penalty of \$626,000; and alternatively approving an**  
6 **environmental mitigation project, subject to approval of the Regional Water Quality**  
7 **Control Board, in an amount not to exceed \$582,000, plus payment of a \$44,000**  
8 **penalty.**

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10 WHEREAS, The San Francisco Bay Regional Water Quality Control Board filed an  
11 administrative civil liability complaint on March 26, 2007 against the City and County of San  
12 Francisco alleging violations of the California Water Code, the San Francisco Bay Basin Plan;  
13 and the City's sewage discharge permit; and

14 WHEREAS, The Public Utilities Commission of the City and County of San Francisco  
15 has recommended settlement of said administrative civil liability complaint either by payment  
16 of \$626,000, or in the alternative, by the expenditure of an amount not to exceed \$582,000 for  
17 an appropriate environmental mitigation project approved by the Regional Board Water  
18 Quality Control Board, plus a penalty in the amount of \$44,000, as authorized by the  
19 California Water Code; now, therefore, be it

20 RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code,  
21 settlement and compromise of said complaint by payment of \$626,000, or in the alternative,  
22 by the expenditure of an amount not to exceed \$582,000 for an appropriate environmental  
23 mitigation project approved by the Regional Board Water Quality Control Board, plus a  
24 \$44,000 penalty, as authorized by the California Water Code, is hereby approved.

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APPROVED:

DENNIS J. HERRERA  
City Attorney

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JOHN RODDY  
Deputy City Attorney

FUNDS AVAILABLE:

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EDWARD HARRINGTON  
Controller

RECOMMENDED:

PUBLIC UTILITIES COMMISSION

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SUSAN LEAL  
General Manager

APPROVED:

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Michael Housh, Secretary  
PUBLIC UTILITIES COMMISSION