

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 \$64,000; and alternatively approving an**
6 **environmental mitigation project, subject to approval of the Regional Board Water**
7 **Quality Control Board, in an amount not to exceed \$32,000, plus payment of a \$32,000**
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 September 16, 2008 against the City and County of
12 San Francisco alleging violations of the California Water Code, the San Francisco Bay Basin
13 Plan; and the City's drinking water treatment plant 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 \$64,000, or in the alternative, by the expenditure of an amount not to exceed \$32,000 for
17 an appropriate environmental mitigation project approved by the Regional Board Water
18 Quality Control Board, plus a penalty in the amount of \$32,000, 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 \$64,000, or in the alternative, by
22 the expenditure of an amount not to exceed \$32,000 for an appropriate environmental
23 mitigation project approved by the Regional Board Water Quality Control Board, plus a
24 \$32,000 penalty, as authorized by the California Water Code, is hereby approved.

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APPROVED:

DENNIS J. HERRERA
City Attorney

JOHN RODDY
Deputy City Attorney

FUNDS AVAILABLE:

BEN ROSENFELD
Controller

RECOMMENDED:

PUBLIC UTILITIES COMMISSION

EDWARD HARRINGTON
General Manager

APPROVED:

MICHAEL HOUSH, Secretary
PUBLIC UTILITIES COMMISSION