

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 \$118,000; approving use of said amount for an**
6 **environmental mitigation project, subject to approval of the Regional Board Water**
7 **Quality Control Board, in an amount not to exceed \$110,000, plus payment of an \$8,000**
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 May 27, 2004 against the City and County of San
12 Francisco alleging violations of the California Water Code and the San Francisco Bay Basin
13 Plan; and

14 WHEREAS, The Sheriff's Department of the City and County of San Francisco has
15 recommended settlement of said administrative civil liability complaint either by payment of
16 \$118,000, or in the alternative, by the expenditure of an amount not to exceed \$110,000 for
17 an appropriate environmental mitigation project approved by the Regional Board Water
18 Quality Control Board, plus a penalty in the amount of \$8,000, as authorized by the California
19 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 \$118,000, or in the alternative,
22 by the expenditure of an amount not to exceed \$110,000 for an appropriate environmental
23 mitigation project approved by the Regional Board Water Quality Control Board, plus an
24 \$8,000 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:

EDWARD HARRINGTON
Controller

RECOMMENDED:

SHERIFF'S DEPARTMENT

MICHAEL HENNESSEY
Sheriff