

1 [Settlement of Administrative Civil Liability Complaint]
2

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.**

9
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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1 APPROVED:

RECOMMENDED:

2 DENNIS J. HERRERA
3 City Attorney

PUBLIC UTILITIES COMMISSION

4 
5 JOHN RODDY
Deputy City Attorney


6 SUSAN LEAL
General Manager

7 FUNDS AVAILABLE:

8 
9 EDWARD HARRINGTON
Controller

11 APPROVED:

12 
13 Michael Housh, Secretary
14 PUBLIC UTILITIES COMMISSION



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Resolution

File Number: 070600

Date Passed:

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

June 5, 2007 Board of Supervisors — ADOPTED

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell,
McGoldrick, Mirkarimi, Peskin

Absent: 1 - Sandoval

File No. 070600

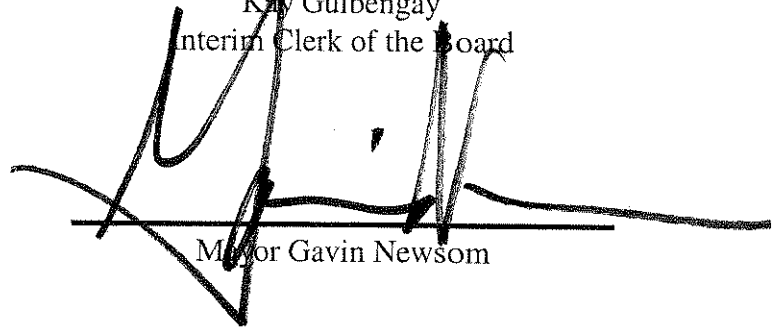
I hereby certify that the foregoing Resolution was ADOPTED on June 5, 2007 by the Board of Supervisors of the City and County of San Francisco.

JUN 15 2007

Date Approved



Kay Gulbengay
Interim Clerk of the Board



Mayor Gavin Newsom