March 28,2006

2248 Inyo Dr.
Los Osos,Ca. 93402
805-528 7757

RE: Cease & Desist Order
#R3-2006-1016
Mortara, John H.,Tre Etal

Dear Chairman Young:

We feel that we have been unjustly singled out by receiving the CDO from the Regional Water Quality Control Board advising a $1000. fine if the septic tank isn't pumped every two months.

We had our tank pumped on July 18,2005 and at that time we were told it would not be necessary to pump out the tank for another 4 to 5 years. Al's Septic Pumping Service advised they were the only facility in Los Osos. This can certainly create quite a problem. All garbarge of a bulk nature is packaged and not put in disposal. Being two people, the dishwasher is used two to three times each week and the washing machine average is 5 times a week. We have installed three low flow toiletsand shower head.

We are in the process of looking to move into a Senior Community. However, with the CDO hanging over our heads, this precludes our being able to sell the house unless at a severe monetary loss. I am 80 and my husband will be 88 in August and we don't have time to recoup any loss sustained from selling ourhome under duress. Particularly disturbing is that we have been told that the lenders are shying away from properties with CDOS. We have been here since 1980 at which time the house had been completed. We want it understood that we are now and always have been in favor of a sewer system and clean water as mentioned in our letter to Matt Thompson of your office dated February 16, 2006.

Enclosing copies of the following:
1. Letter to Matt Thompson RWQCB dated Feb. 16,2006
2. Letter to Governor Arnold Schwarzenegger dated March 24,2006
3. Letter to Assembly Member Sam Blakeslee dated March 24,2006
4. Letter to Senator Abel Maldonado dated March 24, 2006
5. Letter to Bill Lockyer,Attorney General dated March 27,2006
6. Copy Septic Tank Maintenance from Agricultural Engineering Dept.,Ohio State University.
7. Copy Al's Septic Pumping Service bill dated 7-17-2005

STATE OF CALIFORNIA
CENTRAL COAST WATER BOARD
Received
MAR 1 0 2006
895 Aerovista Place, Ste. 101
San Luis Obispo, CA 93401-7906

Since receipt of the CDO on February 4th, my husband has been diagnosed with severe hypertension and has had two trips to emergency room by ambulance , and is now on several medications. Coincidence?

Again, we are in favor of a workablw sewer system. Thank you for your consideration.

Sincerely,

John H. Mortara
John H. Mortara

Phyllis M. Mortara
Phyllis M. Mortara

805 528 7757

Mr. Matt Thompson
Water Resources Control Engineer
California Regional Water
Quality Control Board
895 Aerovista Place, Suite 101
San Luis Obispo, Ca. 93401

February 16,2006

RE: Order R3-2006-1016

Dear Mr. Thompson:

Regarding your January 27,2006 "Proposed Cease and Desist Order", the following is information requested.
There is no current tenant. We declare under penalty of perjury that the foregoing is true and correct. I talked to you on Feb. 7th, 2006 regarding this and the fact we actually received this notice on Feb. 4th due to the Goleta Post Office shooting.

This residence is occupied by owners John H. and Phyllis M. Mortara with minimal amount of waste. Our septic tank was pumped July 14th, 2005 by Al's Septic Tank Co, at a cost of $431.00. They suggested pumping every 4 or 5 years depending on occupancy. There is a Senior Care Home on Inyo with five or six patients. There are six rentals - most with more than two people. There is another Senior Care Home on Del Norte. Surely more waste is anticipated in these locations.

My husband was hospitalized on Feb. 4th and again on Feb. 9th. Both time Paramedics were called and transported by ambulance to Sierra Vista Hospital. This "Cease and Desist Order" has not helped severe hypertension and highblood pressure. As seniors, these times are most difficult.

If the Board requires that we remain on the list of "45", we sincerely feel the frequency of pumping every 2 months is excessive. We have been doing quite a bit of reading on this, and it appears excessive pumping will damage this system.

We have been waiting for a sewer since 1980 and somehow others in control have wasted time and money. We want sewers and willing to connect to sewer system when available.

If further information is required, please notify us.

Sincerely

John H. Mortara

John.H.Mortara

Phyllis M. Mortara

Phyllis M. Mortara

Signed at Los Osos California
February 16th, 2006

2248 Inyo Dr.
Los Osos Ca. 93402

2248 Inyo Drive
Los Osos, CA 93402

March 24, 2006

Governor Arnold Schwarzenegger
State Capitol Building
Sacramento, CA 95814

RE: Cease & Desist Order # R3 2006 - 1016 RWQCB

Dear Governor Schwarzenegger:

We are writing to you as individual home owners to advise you of a serious situation in our community of 14,000 people. We are aware of the need of sewers and have supported this need since 1980 when we move to Los Osos.

We received Cease & Desist Order # R3 2006 - 1016 requiring property owners in Los Osos/Baywood Park Prohibition Zone to cease and desist from discharging waste or use of their septic tanks.

In compliance with this order we would be required to pump the septic tank every 2 months. This is in contra to company that pumped our septic tank the last time in July 2005 - advising us 4 to 6 years is all that is necessary, especially with only two people in the home. As you can see this is quite a discrepancy over the Regional Water Quality Control Board Central Coast Region, who insist on every 2 months. In addition, if this is not complied with, we would be fined $1000.00 a day. This further demonstrates that this Board doesn't want to work with us.

We moved into the area in 1980 with the belief sewers would be forthcoming. We have been, are, and will be for a sewer system here in Los Osos. We don't think that the California Regional Water Quality Control Board - Central Coast - believes that there are other property owners in this area who feel the same way.

As contributors to your past campaigns, we sincerely urge you to attend the hearing on April 28, 2006 at 10:00 AM at the Regional Water Quality Control Board of the Central Coast, 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401. We the people involved with this CDO and the Board are not working toward the same objective - mainly - the sewer system and clean water. Thank you for your assistance in this matter.

Sincerely,

John H. Mortara
Tel: 805 528-7757

Phyllis M. Mortara

2248 Inyo Drive
Los Osos, CA 93402

March 24, 2006

Assembly Member Sam Blakeslee
District Office
1104 Palm Street
San Luis Obispo, CA 93401

RE: Cease & Desist Order # R3 2006 - 1016 RWQCB

Dear Assembly Member Blakeslee:

We hope that you will be able to attend the Regional Water Quality Control Board hearing on April 28th at 10:00 AM at 895 Aerovista Place, Suite 101, San Luis Obispo.

You seem to be one of the few who are sympathetic to our very serious problem.

We want to thank you for having Christine Johnson speak before our group at our March 20th meeting. She was very informative and knowledgeable.

Sincerely,

John H. Mortara

Tel: 805 528-7757

Phyllis M. Mortara

2248 Inyo Drive
Los Osos, CA 93402

March 24, 2006

Senator Abel Maldonado
1356 Marsh Street
San Luis Obispo, CA 93401

RE: Cease & Desist Order # R3 2006 -1016 RWQCB

Dear Senator Maldonado:

We are writing you as a recipients of Cease & Desist Order # R3 2006 1016 from the Regional Water Quality Control Board of the Central Coast Region, requiring property owners to pump septic tanks every 2 months. On failure to comply, we will be fined $1000.00 a day.

We feel we are being persecuted and urgently request your attendance at the hearing on April 28, 2006 at 10:00 AM at the Regional Water Quality Control Board of the Central Coast at 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401.

We have supported you in your political endeavors and plan to continue to do so.

Your attention to this matter is greatly appreciated.

Sincerely,

John H. Mortara

Tel: 805 528-7757

Phyllis M. Mortara

March 27,2006

Bill Lockyer, Attorney General
California Department of Justice
P.O. Box 944244
Sacramento Ca. 94244

Dear Attorney General Lockyer:

RE: Cease & Desist Order #R3-2006-1016 RWQCB

We are writing you as recipients of Cease & Desist Order #R3 2006 1016 from the Regional Water Quality Board of the Central Coast Region, requiring property owners to pump septic tanks every 2 months. On failfure to comply, we will be fined $1,000. a day.

We feel we are being persecuted and urgently request your attendance at the hearing on April 28,2006 at 10:00 AM at the Regional Water Quality Control Board of the Central Coast at 895 Aerovista Place Suite 101, San Luis Obispo,Ca.93401

We have supported you in your political endeavors and plan to continue to do so.

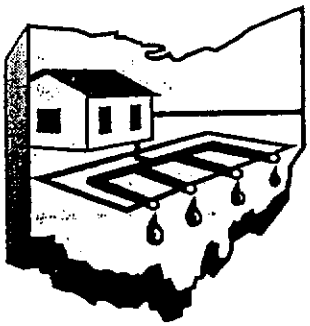
Your attention to this matter is greatly appreciated.

Sincerely,

John H. Mortara
John H. Mortara

Phyllis M Mortara
Phyllis M. Mortara

Tel: 805 528 7757
2248 Inyo Dr.
Los Osos,Ca. 93402



Agricultural Engineering Department

590 Woody Hayes Drive
Columbus, Ohio 43210
(614) 292-6131

THE OHIO STATE UNIVERSITY

Septic Tank Maintenance

Karen M. Mancl, Associate Professor of Agricultural Engineering
Extension Specialist, Water Quality

The most common wastewater treatment system used in rural areas is the septic tank-soil absorption system. The septic tank removes settleable and floatable solids from the wastewater, and the soil absorption field filters and treats the clarified septic tank effluent. Removing the solids from the wastewater protects the soil absorption system from clogging and premature failure. In addition to removing solids, the septic tank also permits digestion of a portion of the solids and stores the undigested portion.

The septic tank removes solids by holding wastewater in the tank, which allows the solids to settle and scum to rise to the top. To accomplish this, wastewater should be held in the tank for at least 24 hours. Up to 50 percent of the solids retained in the tank decompose. The remaining solids accumulate in the tank. **Biological and chemical additives are not needed** to aid or accelerate decomposition.

As the septic system is used, sludge continues to accumulate in the bottom of the septic tank. Properly designed tanks have enough space for up to three years safe accumulation of sludge. When the sludge level increases beyond this point, sewage has less time to settle properly before leaving the tank. As the sludge level increases, more solids escape into the absorption area. If sludge accumulates too long, no settling occurs before the sewage escapes directly to the soil absorption area. To prevent this, the tank must be pumped periodically. The material pumped out of the tank is known as "septage."

The frequency of pumping depends on several factors:

(1) Capacity of septic tank.

(2) Flow of wastewater (related to size of household).

(3) Volume of solids in wastewater (more solids if garbage disposal is used).

Table 1 gives the estimated pumping frequencies according to septic tank capacity and household size. The frequencies were calculated to provide a minimum of 24 hours of wastewater retention assuming 50 percent digestion of the retained solids.

In Ohio, a 1500-gallon septic tank is used for a home with three bedrooms. If six people reside in a three-bedroom house, the tank should be pumped every 2.6 years. If the same system

Table 1. Estimate Septic Tank Pumping Frequencies in Years (For Year-Round Residence)

	Household Size (Number of People)									
Tank Size (gal)	1	2	3	4	5	6	7	8	9	10
500	5.8	2.6	1.5	1.0	0.7	0.4	0.3	0.2	0.1	—
750	9.1	4.2	2.6	1.8	1.3	1.0	0.7	0.6	0.4	0.3
1000	12.4	5.9	3.7	2.6	2.0	1.5	1.2	1.0	0.8	0.7
1250	15.6	7.5	4.8	3.4	2.6	2.0	1.7	1.4	1.2	1.0
1500	18.9	9.1	5.9	4.2	3.3	2.6	2.1	1.8	1.5	1.3
1750	22.1	10.7	6.9	5.0	3.9	3.1	2.6	2.2	1.9	1.6
2000	25.4	12.4	8.0	5.9	4.5	3.7	3.1	2.6	2.2	2.0
2250	28.6	14.0	9.1	6.7	5.2	4.2	3.5	3.0	2.6	2.3
2500	31.9	15.6	10.2	7.5	5.9	4.8	4.0	4.0	3.0	2.6

Note: More frequent pumping needed if garbage disposal is used.

AL'S SEPTIC PUMPING SERVICE,INC.
P.O. BOX 6996
LOS OSOS, CA 93412
528-0432 541-8283 773-0123 927-1722

Invoice

Date	Invoice #
7/18/2005	3029

Bill To	Job Address
Mrs. Mortara 2248 Inyo Los Osos, CA. 93402	Mrs. Mortara 2248 Inyo Los Osos, CA. 93402

P.O. No.	Terms	Due Date	Maintenance	Leach Failure	Escrow	Other
PL7/6/05	Net 30	8/17/2005	XXX			

Description	Qty	Rate	Amount
Service call to expose and pump septic holding tank. Tank operating at normal level. Replaced one 6" cap.			
Pumping and disposal		275.00	275.00
Service call/labor		150.00	150.00
Cap 6"		6.00	6.00
Thank you ! We appreciate your business !			
Please include the invoice number or job address with your payment. Thank you.			
We gladly accept MasterCard or VISA,	Pd 8-2-05 # 2828		

To be paid in full upon receipt. All invoices not paid within 30 days subject to finance charge 1.5%

Total	$431.00
Payments/Credits	$0.00
Balance Due	$431.00