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Secretary for
Environmental Protection

File

California Regional Water Quality Control Board

San Diego Region

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June 28, 2006

Mr. Keith Lewinger
General Manager
Fallbrook Public Utility District
990 E. Mission Rd.
P.O. Box 2290
Fallbrook, CA 92088-2290

CERTIFIED MAIL
7003 2260 0003 0649 5944

In reply refer to: 
NCR: 01-0771.01: oo

Dear Mr. Lewinger:

**SUBJECT: NOTICE OF VIOLATION R9-2006-089
REQUEST FOR TECHNICAL INFORMATION**

**FACILITY: FALLBROOK PUBLIC UTILITY DISTRICT, WASTEWATER COLLECTION
SYSTEM, ORDER NO. 96-04**

NOTICE OF VIOLATION

The Fallbrook Public Utility District notified this office of a 146,625-gallon sanitary sewer overflow from its wastewater collection system that occurred on June 17, 2006 at 526 Aviation Road in Fallbrook. The District reported the cause of the overflow as a sewer line blockage due to grease and roots. The District reported that the overflow entered Fallbrook Creek, tributary to Lake O'Neil, the Santa Margarita River, and the Pacific Ocean. The overflow resulted in posting of warning signs along creeks and storm drains to prevent public contact with affected waters.

This sewer overflow constitutes a violation of Prohibition A.1 of Order No. 96-04, General Waste Discharge Requirements Prohibiting Sanitary Sewer Overflows by Sewage Collection Agencies, which prohibits the discharge of sewage from a sanitary sewer system at any point upstream of a sewage treatment plant. Note that this violation of Order No. 96-04 is serious and may subject the District to administrative civil liability. The administrative civil liability would be imposed pursuant to California Water Code Section 13385 and could range up to \$10,000 per day and \$10 per gallon discharged.

REQUEST FOR TECHNICAL INFORMATION UNDER WATER CODE SEC. 13267

Pursuant to California Water Code section 13267, the San Diego Regional Water Quality Control Board (SDRWQCB) directs you to submit a Required Technical Report (RTR) to be received at the SDRWQCB no later than **5:00 PM, July 28, 2006**. The RTR is required due to the violations noted above. The RTR will be reviewed to assess the District's compliance with the SDRWQCB Order No. 96-04 and to assess the need for further possible enforcement actions. The RTR shall include the following:

California Environmental Protection Agency

1. A discussion of the activities the District has taken or will take to address the sources of the grease that contributed to the blockage. In addition, the District should discuss whether greater problems with grease is occurring throughout its sewage collection system, and if so, identify what measures are being implemented to address these problems in order to prevent future overflows due to blockage and grease.
2. Further details regarding the estimate for the overflow volume. Specifically, please describe the method used to determine the estimate, including any supporting documentation such as tabular or graphical flow monitoring data of flow volumes in the subject pipeline or at the treatment plant during the period that might help quantify the overflow volume.
3. Copies of all photographs and/or videos taken during or after the overflow in the sewage collection system and downstream of the discharge that would document environmental conditions in Fallbrook Creek, Lake O'Neil and the Santa Margarita River. Photographs and/or videos shall include appropriate identifying information, such as date taken, name of photographer/videographer, and textual summary of information being presented, as well as its relevance.
4. Results of any water quality monitoring for coliform bacteria and all other analyses conducted in Fallbrook Creek, Lake O'Neil and the Santa Margarita River areas for the period of June 1-27, 2006.
5. A discussion of the District's assessment of the potential short and long term impacts of the overflow on public health, animal and plant communities, and on the overall ecosystem downstream of the discharge. Please explain how conclusions regarding impacts were determined and what steps, if any, the District has taken, or will take, to mitigate these impacts.
6. The date and extent of the last preventive maintenance and/or inspection (e.g. line cleaning, closed-circuit television inspection) that was performed on the sewer line and other structures involved in the sewer overflow prior to June 17, 2006.
7. Any other pertinent information that will assist the Regional Board in evaluating this discharge.

All information provided in response to this Request for Technical Information must include the following signed certification statement:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate,

Mr. Keith Lewinger
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and complete. I am aware that there are significant penalties for submitting false information, including possibility of fine and imprisonment for knowing violations."

The heading portion of this letter includes a Regional Board code number noted after "In reply refer to:" In order to assist us in the processing of your correspondence please include the code number in the heading or subject line portion of all correspondence and reports to the Regional board Pertaining to this matter.

If you have any questions regarding the above, please contact Mr. Fisayo Osibodu at (858) 637-5594, or Oosibodu@waterboards.ca.gov.

Respectfully,



MICHEAL McCANN
Supervising WRC Engineer

MM: oo

cc: Ms. Kathi Moore, Chief Compliance Office, U.S. Environmental Protection Agency
M.S. WTR-775 Hawthorne Street San Francisco, CA 94105

Assistant Chief of Staff Environmental Security Marine Corps, Base Box 555008 Camp
Pendleton, CA 92055-5008