

RESOLUTION NO. 12-13

**A RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA,
ADOPTING THE ENFORCEMENT RESPONSE PLAN FOR THE RICHMOND MUNICIPAL
SEWER DISTRICT**

WHEREAS, the City of Richmond (City) is required under Federal law to implement a Pretreatment Program to regulate non-domestic discharges to the Richmond Municipal Sewer District Water Pollution Control Plant (WPCP) for the purpose of protecting it against interference, upset, and pass-through and protecting WPCP personnel and public health and safety. The City of Richmond Sewer Use Ordinance provides the standards and legal authority for enforcement of the Pretreatment Program as well as the detailed procedures for implementing Title 40 of the Code of Federal Regulations (40 CFR) Part 403.8(f)(1)-(2), which implements pretreatment standards. The Sewer User Ordinance also includes detailed administrative enforcement procedures and civil and criminal penalties for violations; and

WHEREAS, pursuant to 40 CFR Part 403.8(f)(5), the City has developed this Enforcement Response Plan (ERP) to outline and direct Source Control Program staff on the appropriate steps for identifying and documenting violations of wastewater discharge permits, the Sewer Use Ordinance, or any other Pretreatment Program Standards or Requirements and taking appropriate enforcement actions; and

WHEREAS, all non-domestic Users located within the Richmond Municipal Sewer District would be subject to this Enforcement Response Plan.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Richmond hereby adopts the Enforcement Response Plan attached hereto.

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held on February 19, 2013, by the following vote:

- AYES: Councilmembers Bates, Beckles, Butt, Myrick, Rogers, Vice Mayor Boozé, and Mayor McLaughlin.
- NOES: None.
- ABSTENTIONS: None.
- ABSENT: None.

DIANE HOLMES
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

BRUCE GOODMILLER
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of Resolution No. 12-13, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on February 19, 2013.

