



**GOVERNING BOARD AGENDA ITEM
AMPHITHEATER UNIFIED SCHOOL DISTRICT NO. 10**

DATE OF MEETING: **March 8, 2016**

TITLE: **Approval of Civil Compromise with Pima County Regarding Wastewater Ordinance Violations; Authorization for the Associate to the Superintendent to Execute Necessary Documentation.**

BACKGROUND:

As required by law, the District regularly samples its facilities' industrial wastewater that is discharged into Pima County's wastewater treatment system. On September 28, 2015, a wastewater sample taken at Canyon del Oro High School exceeded the discharge limit for zinc which is set at 2.6 milligrams per liter of water. Pima County's Industrial Wastewater Ordinance requires that the County be notified within 24 hours of such an occurrence. The District did not notify the County until December 9, 2015.

On January 14, 2016, the District was notified that it violated the discharge limitations for zinc and the notification requirements of the ordinance. As a result, the District was penalized under the federal Clean Water Act.

A negotiated settlement has now been reached with the County in which the District agrees:

- a. To retain its Industrial Wastewater Discharge Permit and monitor its discharge on a semi-annual basis.
- b. Pay a penalty of \$800 for failing to notify the County of the zinc exceedance.
- c. Arrange for at least one representative to attend the County's Pollution Prevention School.

A copy of the proposed negotiated settlement is attached for the Board's review.

RECOMMENDATION:

The administration recommends the Board approve the negotiated settlement with Pima County, and authorize the Associate to the Superintendent to execute the necessary documentation.

INITIATED BY:

A handwritten signature in cursive script that reads "Todd A. Jaeger".

Todd A. Jaeger, Associate to the Superintendent

Date: February 29, 2016

A handwritten signature in cursive script that reads "Patrick Nelson".

Patrick Nelson, Superintendent