

Report of the Chief

- Order Compliance
- Closed Case Summary

Stipulated Cease and Desist Order No.
CDO2016.04

Cease and Desist Order No. CDO2017.01

Cease and Desist Order No. CDO2017.03
Heron Bay Homeowner's Association

Cease and Desist Order No. CDO2018.02
North Coast Railroad Authority

County of San Mateo Parks and Recreation District (Coyote Point Marina)

Enforcement Case No. ER2018.003

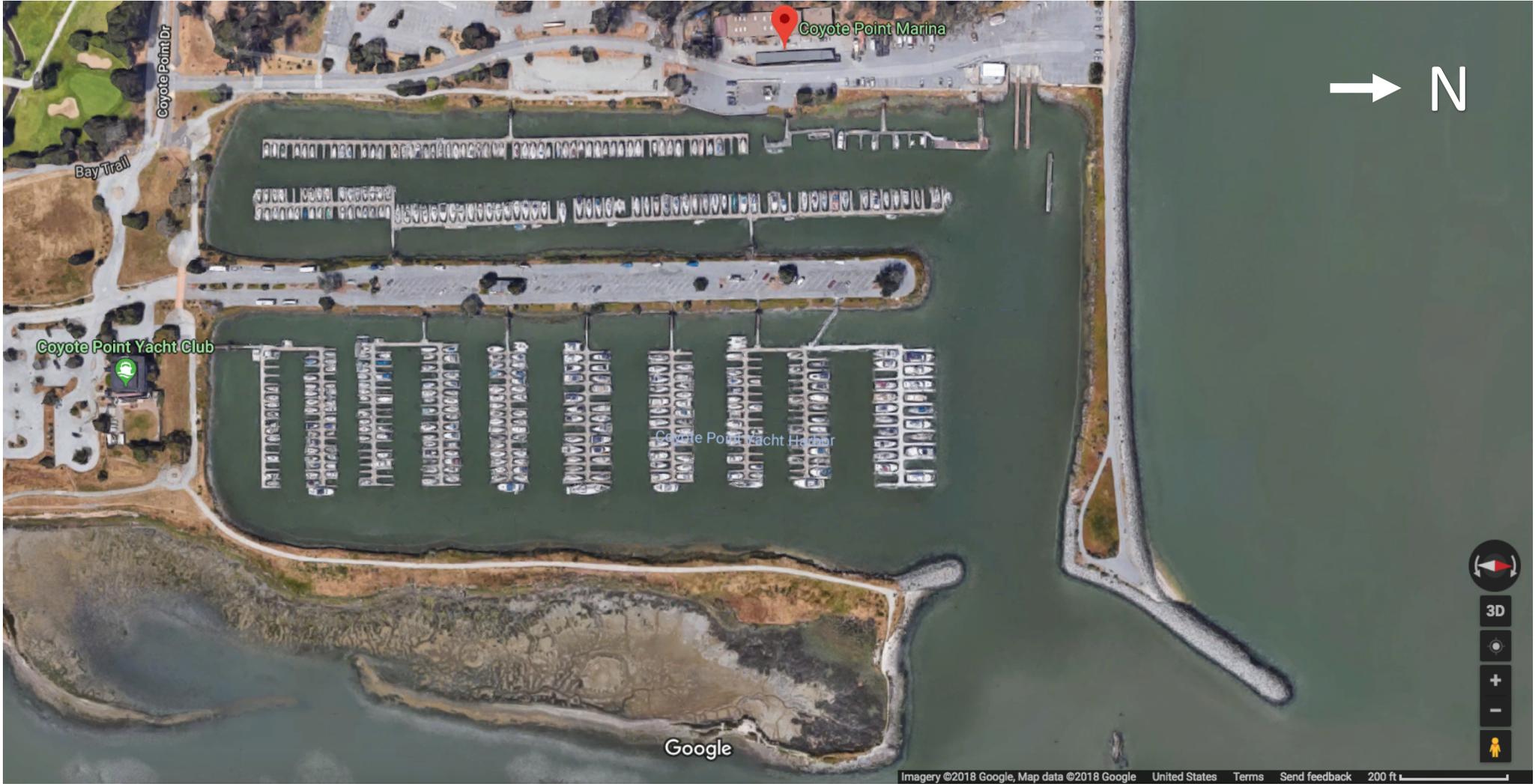
BCDC Permit No. M1993.014.04

Schuyler Olsson

BCDC Enforcement Analyst

BCDC Enforcement Committee Meeting, Dec 13, 2018



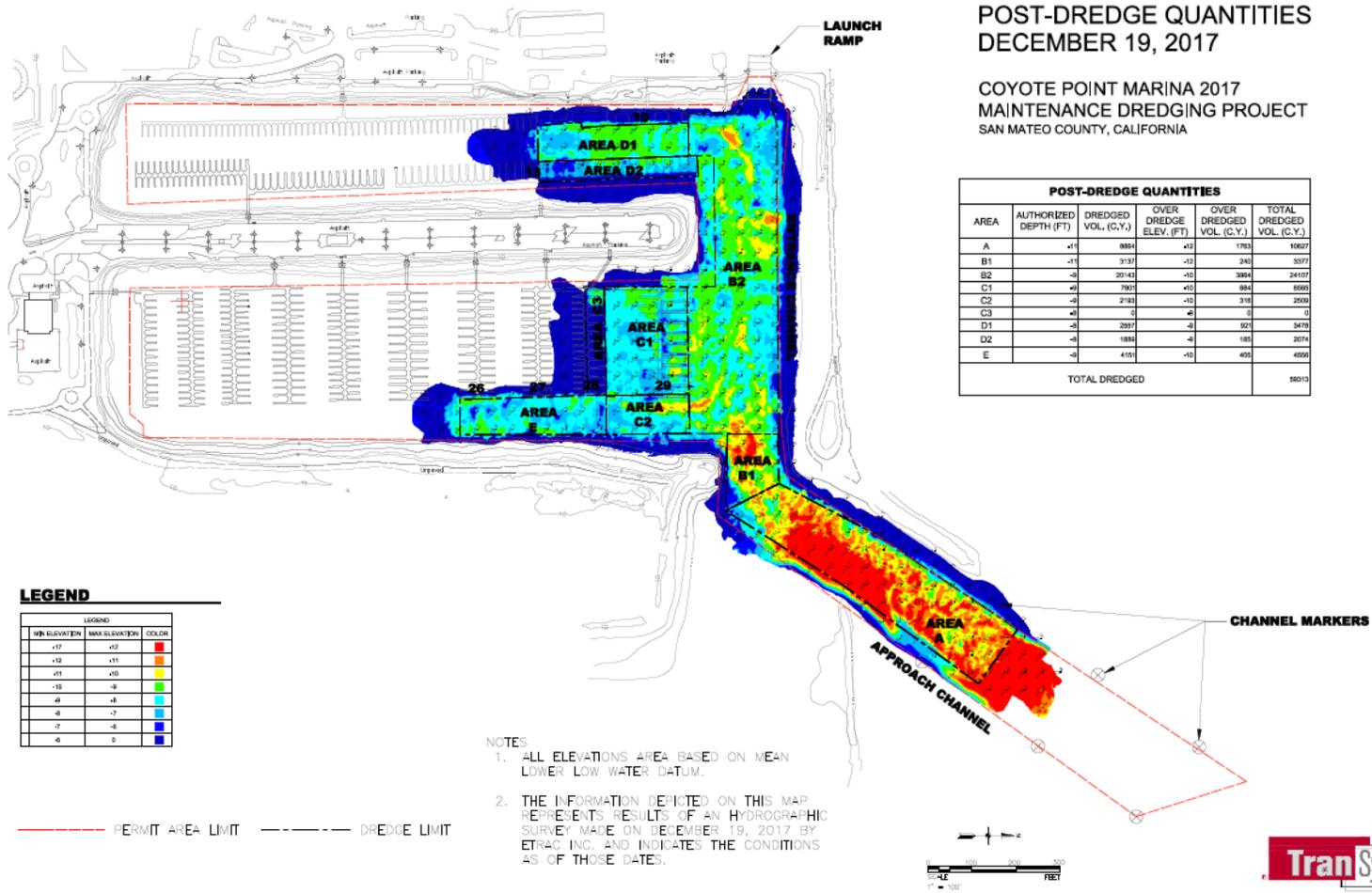


Timeline of Events

- **Jul 21, 2017:** BCDC grants dredging episode approval to County, based on an approved Dredge Operations Plan (DOP)
- **Jul – Nov, 2017:** Dredging Occurs at Coyote Point Marina
- **Dec 19, 2017:** Contractor submits post-dredge report
- **Feb 14, 2018:** Upon reviewing report, BCDC sediment team staff discovers and notifies enforcement staff of dredging violations

Summary of Violations

- County and its dredging contractor did not follow BCDC-approved Dredge Operations Plan (DOP), resulting in three violations:
- Violation 1: Dredging in unauthorized areas
- Violation 2: Dredging beyond approved depths in authorized areas
- Violation 3: Unauthorized disposal of the unauthorized dredge material at Alcatraz SF-11 Disposal Site
- Total unauthorized volume: >5,369 cubic yard (cy), including >1,405 cy of uncharacterized (i.e. potentially contaminated) material



**POST-DREDGE QUANTITIES
DECEMBER 19, 2017**

COYOTE POINT MARINA 2017
MAINTENANCE DREDGING PROJECT
SAN MATEO COUNTY, CALIFORNIA

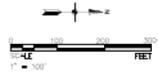
POST-DREDGE QUANTITIES					
AREA	AUTHORIZED DEPTH (FT)	DREDGED VOL. (C.Y.)	OVER DREDGE ELEV. (FT)	OVER DREDGED VOL. (C.Y.)	TOTAL DREDGED VOL. (C.Y.)
A	-11	8854	+12	1793	10647
B1	-11	3137	-12	240	3377
B2	-8	2043	-10	3864	24107
C1	-8	7807	+10	984	8791
C2	-8	2180	-10	318	2528
C3	-8	0	-8	0	0
D1	-8	2897	-8	92	3419
D2	-8	1838	-8	183	2074
E	-8	410	-10	405	4006
TOTAL DREDGED					58013

LEGEND

MIN ELEVATION	MAX ELEVATION	COLOR
-17	-22	Red
-12	-15	Orange
-11	-10	Yellow
-10	-9	Light Green
-8	-8	Green
-8	-7	Light Blue
-7	-6	Blue
-6	0	Dark Blue

- NOTES**
1. ALL ELEVATIONS AREA BASED ON MEAN LOWER LOW WATER DATUM.
 2. THE INFORMATION DEPICTED ON THIS MAP REPRESENTS RESULTS OF AN HYDROGRAPHIC SURVEY MADE ON DECEMBER 19, 2017 BY ETRAC INC. AND INDICATES THE CONDITIONS AS OF THOSE DATES.

--- PERMIT AREA LIMIT --- DREDGE LIMIT



Timeline of Events (cont'd)

- **Apr 6, 2018:** Following phone call, BCDC sends notice of violations, proposing settlement in lieu of standardized fines (50% reduction to \$45,000)
- **Jun 21, 2018:** Following in-person meeting, County appeals for fine reduction to \$30,000
- **Jul 21, 2018:** With enforcement staff support, BCDC Exec Director and Chair grant fine reduction
- **Aug 13, 2018:** BCDC receives check for \$30,000 and closes case.

Comments

- Total Case Resolution Time: 6 months
- Relatively fast resolution due to:
 - Settlement in lieu of standardized fines
 - No means of reversing or retroactively approving the damage that had occurred; hence the payment of fines was the only recourse
 - Amicable relations between BCDC staff and respondent
- Presents an example of an enforcement case where a site visit is not needed