

ADDITIONAL INFORMATION REQUIRED

YES (SEE ATTACHED)

NO

## **BOARD OF SUPERVISORS AGENDA ITEM SUMMARY**

Requested Board Meeting Date: November 5, 2013

### **ITEM SUMMARY, JUSTIFICATION &/or SPECIAL CONSIDERATIONS**

A.R.S. § 49-391(C) provides that a comment period of 30 days must be provided before any pretreatment Consent Decree or Negotiated Settlement Agreement is made final. The following Negotiated Settlement Agreement is a result of enforcement action by Pima County Wastewater Management Department's Industrial Wastewater Control Group. Publication of the announcement on the November 5, 2013, agenda will meet the requirement for the following action:

- Latitude South, Corp. (FN), Case No. C2013-07. The proposed settlement of payment of \$25,800.00, the acquisition of a permit, and installation of any pretreatment devices as required by the permit are in accordance with the Industrial Wastewater Enforcement Response Plan.

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### **STAFF RECOMMENDATION:**

That the Board of Supervisors allows the public comment period to transpire.

PIMA COUNTY COST: \$ None and/or REVENUE TO PIMA COUNTY \$ \_\_\_\_\_

FUNDING SOURCE: \_\_\_\_\_

ADVERTISED PUBLIC HEARING: \_\_\_ YES \_\_\_ X NO

REQUEST FOR: X Action \_\_\_ Discussion \_\_\_ Discussion/Action

BOARD OF SUPERVISOR DISTRICT 1 2 3 4 5 X All

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IMPACT:

**IF APPROVED:**

Pima County Wastewater Management complies with A.R.S. § 49-391(C) and its Industrial Wastewater pretreatment enforcement program requiring a comment period of 30 days before any pretreatment Consent Decree or Negotiated Settlement Agreement is made final.

**IF DENIED:**

Pima County is in violation of state law.

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AGENDA ITEM INITIATED BY: Christopher Straub, Chief Civil Deputy *CS*

DEPARTMENT NAME: Pima County Attorney's Office

CONTACT PERSON: Harlan Agnew, Deputy County Attorney *HA*

DATE AND TELEPHONE NUMBER: October 17, 2013 / 740-5750

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