

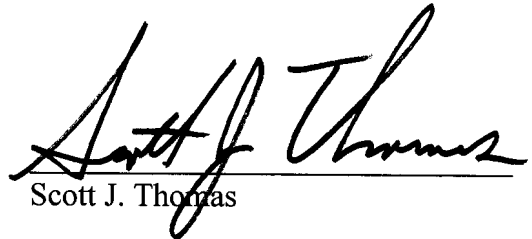
MEMORANDUM

DATE: December 9, 2008
TO: The Board of Supervisors
FROM: Scott J. Thomas, Environmental Director
SUBJECT: Erosion and Sediment Control Ordinance Violation - Civil Charge - Busch Properties, Inc.

Attached is a resolution for Board consideration involving a violation of the County's Erosion and Sediment Control Ordinance. The case involves the disturbance of land in excess of 2,500 square feet and filling and grading on a site without securing an approved plan and land disturbing permit.

In accordance with provisions of the Ordinance, the County issued a Notice of Violation. Busch Properties, Inc. stopped the land disturbing activity and has abated the violation. Under the provisions of the Ordinance, the Board may accept a civil charge of up to \$2,000 as offered by the responsible party. Rather than go to court, Busch Properties Inc. agreed to a civil charge of \$2,000 - the maximum amount allowed by ordinance. Staff believes that a civil charge of \$2,000 is equitable given the nature of the land disturbing activity and cooperation exhibited by Busch Properties, Inc. to resolve the violation.

Staff recommends adoption of the attached resolution accepting a civil charge for the erosion and sediment control violation.


Scott J. Thomas

SJT/gb
BuschVio_mem

Attachments